

MEMORANDUM OF AGREEMENT

between

The State of Texas
and
The State of Montana

concerning Concealed Handgun Permit Reciprocity

WHEREAS, the State of Texas has the authority to issue a Concealed Handgun License pursuant to V.T.C.A. Government Code § 411, Subchapter H; and

WHEREAS, the State of Montana has the authority to issue a Permit to Carry a Concealed Weapon pursuant to Montana Code § 45-8-321; and

WHEREAS, the State of Texas is authorized to recognize the validity of a nonresident Concealed Handgun License if the Texas Attorney General determines that a background check of each applicant for a license issued by the other state is conducted by state or local authorities, or agent thereof, before the license is issued to determine the applicants' eligibility to possess a firearm under the Federal Gun Control Act (18 U.S.C. § 922); and

WHEREAS, the Texas Attorney General has made such affirmative determination with respect to the State of Montana; and

WHEREAS, the State of Texas is therefore authorized to recognize the validity of Montana Concealed Weapons Permits pursuant to V.T.C.A. Government Code § 411.173(b); and

WHEREAS, the State of Montana is authorized to recognize a valid permit from another state if, among other requirements, the state that issued the permit requires a criminal records background check of permit applicants prior to the issuance of permits, pursuant to Montana Code § 45-8-329(c); and

WHEREAS, the State of Montana has determined that the State of Texas meets the requirements of Montana Code § 45-8-329(c); and

WHEREAS, Concealed Handgun License reciprocity between Texas and Montana is thus supported by the laws of both states, except as limited below;^{*}

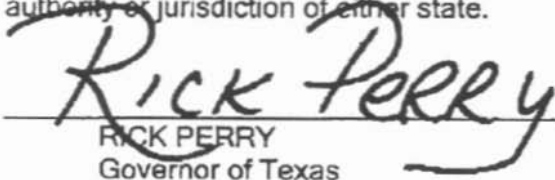
NOW, THEREFORE, the parties do hereby agree as follows:

1. The State of Texas shall give full faith and credit to a valid Permit to Carry a Concealed Weapon issued by the State of Montana, except as limited below;^{*} and
2. The State of Montana affirms it has made a determination that the State of Texas meets the requirements of Montana Code § 45-8-329(c) and, therefore, that a valid Texas Concealed Handgun License is given full faith and credit in the State of Montana, except as limited below;^{*} and

3. The state of Texas and the State of Montana will inform each other of any changes to their respective concealed carry weapons statutes that may affect the eligibility of the recognition granted by each state.

* Reciprocity extended by virtue of this Agreement is limited by the laws, rules and regulations of the respective states. Persons carrying a concealed weapon in the other state pursuant to this Agreement shall comply with the laws, rules and regulations of the host state, including, but not limited to, age restrictions, types of weapons permitted, and conditions for lawful carry.

This Memorandum of Agreement becomes effective on the date of the final signature and shall continue in effect unless modified by mutual written consent, or terminated by either state upon thirty (30) days' written notice. This document is not intended to limit or restrict the statutory authority or jurisdiction of either state.



RICK PERRY
Governor of Texas



MIKE MCGRATH
Montana Attorney General

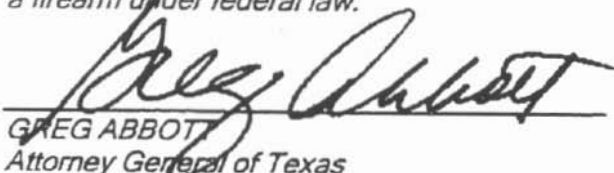
11/29/04

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DATE

I hereby certify that a background check of each applicant for a license issued by the State of Montana is conducted by Montana or its local authorities, or an agent of the State of Montana or its local authorities, before the license is issued to determine the applicants' eligibility to possess a firearm under federal law.



GREG ABBOTT
Attorney General of Texas