## HOUSE BILL NO. 697

## INTRODUCED BY MCCAFFREE, WEEDING, J. JOHNSON, STRIZICH, HOFFMAN, SWYSGOOD

## IN THE HOUSE

FEBRUARY 8, 1991

INTRODUCED AND REFERRED TO COMMITTEE ON JUDICIARY.

FIRST READING.

- FEBRUARY 19, 1991 COMMITTEE RECOMMEND BILL DO PASS. REPORT ADOPTED.
- FEBRUARY 20, 1991 PRINTING REPORT.
- FEBRUARY 21, 1991 POSTED ON ALTERNATIVE CONSENT CALENDAR.
  - THIRD READING, PASSED. AYES, 95; NOES, 2.

TRANSMITTED TO SENATE.

IN THE SENATE

FEBRUARY 25, 1991

FEBRUARY 23, 1991

INTRODUCED AND REFERRED TO COMMITTEE ON JUDICIARY.

FIRST READING.

MARCH 19, 1991 COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED.

MARCH 22, 1991 SECOND READING, CONCURRED IN.

MARCH 23, 1991 THIRD READING, CONCURRED IN. AYES, 47; NOES, 0.

IN THE HOUSE

MARCH 25, 1991

SENT TO ENROLLING.

RECEIVED FROM SENATE.

REPORTED CORRECTLY ENROLLED.

LC 1589/01

ARUSE, BILL NO. (-9) 1 2 INTRODUCED / BY Andtonio 3 A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING A JUDGE OF A 4 5 COURT OF LIMITED JURISDICTION TO SUMMON JURORS BY MAIL: AND AMENDING SECTIONS 3-15-701 AND 3-15-702, MCA." 6 7 8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: Section 1. Section 3-15-701, MCA, is amended to read: 9 10 "3-15-701. When and by whom jurors summoned. When 11 jurors are required in any justice's-or-city--court--or--any 12 other court of limited jurisdiction, they: (1) must, upon the order of the justice-or-of-the judge 13 14 thereof, be summoned by the sheriff, constable, marshal, or 15 policeman of the jurisdiction; or 16 (2) may be summoned by the judge of the court\_\_of 17 limited jurisdiction or by the clerk of that court." 18 Section 2. Section 3-15-702, MCA, is amended to read: 19 "3-15-702. How to be summoned. Such jurors must be 20 summoned from the persons competent to serve as jurors, 21 residents of the county, city, or town in which such court 22 has jurisdiction, by notifying them orally or by mail that 23 they are summoned and of the time and place at which their 24 attendance is required."

-End-

INTRODUCED BILL

## STATE OF MONTANA - FISCAL NOTE

Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for HB0697, as introduced.

### DESCRIPTION OF PROPOSED LEGISLATION:

The bill would allow a judge of a court of limited jurisdiction to summon jurors by mail.

ASSUMPTIONS:

1. There is no impact on state revenues or expenditures.

#### FISCAL IMPACT:

None.

#### EFFECT ON COUNTY OR OTHER LOCAL REVENUES OR EXPENDITURES:

No material impact. Some postage expense may be shifted from city police departments and county sheriff's offices to city courts and justice of the peace courts.

ROD SUNDSTED, BUDGET DIRECTOR DATE Office of Budget and Program Planning

ED MCCAFFREE, PRIMAR **SPONSOR** 

Fiscal Note for <u>HB0697</u>, as introduced

HB 697

DATE

52nd Legislature

LC 1589/01

# APPROVED BY COMMITTEE ON JUDICIARY

Apress BILL NO. 697 1 the ciled gibithman INTRODUCED / BY 2 3 A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING A JUDGE OF A 4 5 COURT OF LIMITED JURISDICTION TO SUMMON JURORS BY MAIL; AND 6 AMENDING SECTIONS 3-15-701 AND 3-15-702, MCA." 7 8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: Section 1. Section 3-15-701, MCA, is amended to read: 9 10 "3-15-701. When and by whom jurors summoned. When 11 jurors are required in any justice s-or-city--court--or--any other court of limited jurisdiction, they: 12 (1) must, upon the order of the justice-or-of-the judge 13 14 thereof, be summoned by the sheriff, constable, marshal, or 15 policeman of the jurisdiction; or (2) may be summoned by the judge of the court of 16 17 limited jurisdiction or by the clerk of that court." 18 Section 2. Section 3-15-702, MCA, is amended to read: "3-15-702. How to be summoned. Such jurors must be 19 20 summoned from the persons competent to serve as jurors, 21 residents of the county, city, or town in which such court 22 has jurisdiction, by notifying them orally or by mail that 23 they are summoned and of the time and place at which their attendance is required." 24

-End-

SECOND READING

HB 697

ngana Legislative Council

LC 1589/01

Apress BILL NO. 697 1 2 ISTRODUCED / BY 3 A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING A JUDGE OF A 4 5 COURT OF LIMITED JURISDICTION TO SUMMON JURORS BY MAIL; AND AMENDING SECTIONS 3-15-701 AND 3-15-702, MCA." 6 7 8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: 9 Section 1. Section 3-15-701, MCA, is amended to read: 10 "3-15-701. When and by whom jurors summoned. When 11 jurors are required in any justice's-or-city--court--or--any 12 other court of limited jurisdiction, they: 13 (1) must, upon the order of the justice-or-of-the judge 14 thereof, be summoned by the sheriff, constable, marshal, or policeman of the jurisdiction; or 15 16 (2) may be summoned by the judge of the court of 17 limited jurisdiction or by the clerk of that court." 18 Section 2. Section 3-15-702, MCA, is amended to read: 19 "3-15-702. How to be summoned. Such jurors must be 20 summoned from the persons competent to serve as jurors, 21 residents of the county, city, or town in which such court 22 has jurisdiction, by notifying them orally or by mail that 23 they are summoned and of the time and place at which their 24 attendance is required."

-End-



THIRD READING

52nd Legislature

### HB 0697/02

1	HOUSE BILL NO. 697
2	INTRODUCED BY MCCAFFREE, WEEDING, J. JOHNSON, STRIZICH,
3	HOFFMAN, SWYSGOOD
4	
5	A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING A JUDGE OF A
6	COURT OF LIMITED JURISDICTION TO SUMMON JURORS BY MAIL; AND
7	AMENDING SECTIONS 3-15-701 AND 3-15-702, MCA."
8	
9	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
10	Section 1. Section 3-15-701, MCA, is amended to read:
11	"3-15-701. When and by whom jurors summoned. When
12	jurors are required in any <del>justice's-or-citycourtorany</del>
13	other court of limited jurisdiction, they:
14	(1) must, upon the order of the justice-or-of-the judge
15	thereof, be summoned by the sheriff, constable, marshal, or
16	policeman of the jurisdiction <u>; or</u>
17	(2) may be summoned by the judge of the court of
18	limited jurisdiction or by the clerk of that court."
19	Section 2. Section 3-15-702, MCA, is amended to read:
20	"3-15-702. How to be summoned. Such jurors must be
21	summoned from the persons competent to serve as jurors,
22	residents of the county, city, or town in which such court
23	has jurisdiction, by notifying them orally <u>or by mail</u> that
24	they are summoned and of the time and place at which their
25	attendance is required."

-End-

Linongana Legislative Counce

REFERENCE BILL HB 697