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House BILL NO. *697*

INTRODUCED BY *McLellan* *Upholding* *Legislation*
to *Hoffman* *Legislation*
A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING A JUDGE OF A COURT OF LIMITED JURISDICTION TO SUMMON JURORS BY MAIL; AND AMENDING SECTIONS 3-15-701 AND 3-15-702, MCA."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 3-15-701, MCA, is amended to read:

"3-15-701. When and by whom jurors summoned. When jurors are required in any ~~justice's-or-city--court--or--any~~ other court of limited jurisdiction, they:

(1) must, upon the order of the ~~justice-or-of-the~~ judge thereof, be summoned by the sheriff, constable, marshal, or policeman of the jurisdiction; or

(2) may be summoned by the judge of the court of limited jurisdiction or by the clerk of that court."

Section 2. Section 3-15-702, MCA, is amended to read:

"3-15-702. How to be summoned. Such jurors must be summoned from the persons competent to serve as jurors, residents of the county, city, or town in which such court has jurisdiction, by notifying them orally or by mail that they are summoned and of the time and place at which their attendance is required."

-End-



INTRODUCED BILL
HB 697

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 2-13-91 DATE
Office of Budget and Program Planning


ED MCCAFFREE, PRIMARY SPONSOR DATE

Fiscal Note for HB0697, as introduced

HB 697

APPROVED BY COMMITTEE
ON JUDICIARY

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HOUSE BILL NO. *697*

INTRODUCED BY *McLafferty, Cylindring, Kingstrom*
Hoffman, Simpson
A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING A JUDGE OF A
COURT OF LIMITED JURISDICTION TO SUMMON JURORS BY MAIL; AND
AMENDING SECTIONS 3-15-701 AND 3-15-702, MCA."

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Section 2. Section 3-15-702, MCA, is amended to read:

"3-15-702. How to be summoned. Such jurors must be summoned from the persons competent to serve as jurors, residents of the county, city, or town in which such court has jurisdiction, by notifying them orally or by mail that they are summoned and of the time and place at which their attendance is required."

-End-

SECOND READING

HB 697



1 *House* BILL NO. *697*
2 INTRODUCED BY *McCafer* *Cyberding* *Stuyfman*
3 *Hoffman* *Smygala*
4 A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING A JUDGE OF A
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:

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
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-

HOUSE BILL NO. 697

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

A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING A JUDGE OF A
COURT OF LIMITED JURISDICTION TO SUMMON JURORS BY MAIL; AND
AMENDING SECTIONS 3-15-701 AND 3-15-702, MCA."

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(1) must, upon the order of the ~~justice-or-of-the~~ judge
thereof, be summoned by the sheriff, constable, marshal, or
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limited jurisdiction or by the clerk of that court."

Section 2. Section 3-15-702, MCA, is amended to read:

"3-15-702. **How to be summoned.** Such jurors must be
summoned from the persons competent to serve as jurors,
residents of the county, city, or town in which such court
has jurisdiction, by notifying them orally or by mail that
they are summoned and of the time and place at which their
attendance is required."

-End-



REFERENCE BILL
HB 697