

SENATE BILL 149

Introduced by Devlin, et al.

1/18	Introduced
1/18	Referred to State Administration
1/19	First Reading
1/23	Hearing
1/29	Committee Report--Bill Not Passed
1/29	Adverse Committee Report Adopted

1 *Senate* BILL NO. *149*  
 2 INTRODUCED BY *Arden Simpson*  
 3 BY REQUEST OF THE DEPARTMENT OF FISH,  
 4 WILDLIFE, AND PARKS

5  
 6 A BILL FOR AN ACT ENTITLED: "AN ACT SIMPLIFYING THE  
 7 GRIEVANCE PROCEDURE FOR EMPLOYEES OF THE DEPARTMENT OF FISH,  
 8 WILDLIFE, AND PARKS; AMENDING SECTION 87-1-403, MCA;  
 9 REPEALING SECTION 87-1-205, MCA; AND PROVIDING AN IMMEDIATE  
 10 EFFECTIVE DATE AND AN APPLICABILITY DATE."  
 11

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

13 **Section 1.** Section 87-1-403, MCA, is amended to read:

14 **\*87-1-403. Regulation of employees by director.** (1) The  
 15 director may suspend without pay, reduce in rank, or remove  
 16 any employee at any time for cause, providing that any  
 17 person who has been continuously employed for 1 year or more  
 18 immediately preceding any suspension or discharge may demand  
 19 and receive a hearing before the department on the charges  
 20 filed. ~~The action of the department resulting from such a~~  
 21 ~~hearing constitutes final administrative action for purposes~~  
 22 ~~of filing a grievance with the board of personnel appeals as~~  
 23 ~~provided in 87-1-205.~~

24 (2) The director shall rate all employees on the basis  
 25 of merit and efficiency in accordance with rules adopted by

1 the department to secure a proper rating of each person  
 2 employed. The salaries of employees shall be fixed by the  
 3 department, and travel expenses, as provided for in 2-18-501  
 4 through 2-18-503, as amended, shall be allowed employees  
 5 while upon official business away from designated  
 6 headquarters."

7 NEW SECTION. **Section 2.** Repealer. Section 87-1-205,  
 8 MCA, is repealed.

9 NEW SECTION. **Section 3.** Applicability. [Sections 1 and  
 10 2] do not apply to grievances of the department pending  
 11 before the board of personnel appeals on [the effective date  
 12 of this act].

13 NEW SECTION. **Section 4.** Effective date. [This act] is  
 14 effective on passage and approval.

-End-

INTRODUCED BILL  
 SB 149

