

1 *Senate* JOINT RESOLUTION NO. *39*
 2 INTRODUCED BY *Nathaniel Turnage, Allen Hays, Murray Kiehl*
 3 *Paul Rankin, Robert Flynn, E. Smith, Graham*
 4 A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF *Representatives*
 5 REPRESENTATIVES OF THE STATE OF MONTANA REQUESTING AN *Interim*
 6 INTERIM LEGISLATIVE STUDY OF THE PROPOSED LOCAL GOVERNMENT *Study*
 7 CODE. *Richard Nelson*
 8
 9 WHEREAS, the Commission on Local Government has drafted *Brown*
 10 a proposed revision of the laws governing local governments *Dovey*
 11 in Montana, introduced as House Bill 122; and *Story*
 12 WHEREAS, this bill has been drafted in the form of *Oliver*
 13 wholesale repealers of existing code sections and *Boylan*
 14 reenactment of the provisions of those sections in new *Wannum*
 15 language which frequently contains substantive changes; and *Belquist*
 16
 17 WHEREAS, hundreds of amendments to House Bill 122 have *Thomas*
 18 been proposed to this the largest bill ever presented to the
 19 Montana Legislature, and very few members are in a position
 20 to cast an informed vote on the bill; and
 21 WHEREAS, further study of the bill by an interim
 22 committee of legislators appears to be necessary.
 23 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE
 24 OF REPRESENTATIVES OF THE STATE OF MONTANA:
 25 That the Committee on Priorities is requested to assign

1 the appropriate standing committees, including without
 2 limitation the Committees on Local Government, Taxation, and
 3 State Administration, to each designate two members to a
 4 Select Joint Interim Subcommittee on Local Government Law;
 5 this select committee may therefore have more than eight
 6 members but otherwise shall operate under the provisions of
 7 Section 43-716, R.C.M. 1947, to study the proposals advanced
 8 in House Bill 122 and to file its recommendations to the
 9 46th Legislature with the Legislative Council not later than
 10 August 31, 1978.

-End-

INTRODUCED BILL

SJR39

1 SENATE JOINT RESOLUTION NO. 39
 2 INTRODUCED BY HAZELBAKER, TURNAGE, OLSON,
 3 HAGER, MURRAY, KOLSTAD, GALT, GOODOVER, ROSKIE,
 4 R. SMITH, FLYNN, E. SMITH, GRAHAM, MANLEY, STORY,
 5 MATHERS, McCALLUM, ETCHART, NELSON, BROWN, DOVER,
 6 STEPHENS, ABER, BOYLAN, MANNING, BERGREN, THOMAS, DEVINE
 7
 8 A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF
 9 REPRESENTATIVES OF THE STATE OF MONTANA REQUESTING AN
 10 INTERIM LEGISLATIVE STUDY OF THE PROPOSED LOCAL GOVERNMENT
 11 CODE.
 12
 13 WHEREAS, the Commission on Local Government has drafted
 14 a proposed revision of the laws governing local governments
 15 in Montana, introduced as House Bill 122; and
 16 WHEREAS, this bill has been drafted in the form of
 17 wholesale repealers of existing code sections and
 18 reenactment of the provisions of those sections in new
 19 language which frequently contains substantive changes; and
 20 WHEREAS, hundreds of amendments to House Bill 122 have
 21 been proposed to this the largest bill ever presented to the
 22 Montana Legislature, and very few members are in a position
 23 to cast an informed vote on the bill; and
 24 WHEREAS, further study of the bill by an interim
 25 committee of legislators appears to be necessary.

REFERENCE BILL: Includes Free Joint
 Conference Committee Report
 Dated 4-18-99

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 2 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE
 3 OF REPRESENTATIVES OF THE STATE OF MONTANA:
 4 That the Committee on Priorities is requested to assign
 5 ~~the appropriate standing committees, including without~~
 6 ~~limitation the Committees on Local Government, Taxation, and~~
 7 ~~State Administration, to each designate two members to a~~
 8 ~~Select Joint Interim Subcommittee on Local Government Law;~~
 9 ~~this select committee may therefore have more than eight~~
 10 ~~members but otherwise shall operate under the provisions of~~
 11 ~~Section 43-716, R.C.M. 1947, to study the proposals advanced~~
 12 ~~in House Bill 122 and to file its recommendations to the~~
 13 ~~46th Legislature with the Legislative Council not later than~~
 14 ~~August 31, 1978. A SELECT COMMITTEE TO STUDY HOUSE BILL 122~~
 15 ~~AS FOLLOWS:~~
 16 ~~(1) THE COMMITTEE SHALL STUDY THE EXISTING LOCAL~~
 17 ~~GOVERNMENT LAWS AND PREPARE A COMPARISON OF THESE LAWS WITH~~
 18 ~~THE PROPOSED CODE CONTAINED IN HOUSE BILL 122.~~
 19 ~~(2) THE COMMITTEE SHALL PREPARE WRITTEN EXPLANATIONS~~
 20 ~~OF THE CHANGES PROPOSED BY HOUSE BILL 122 AND THE~~
 21 ~~CONSEQUENCES OF ACCEPTING OR REJECTING THESE CHANGES.~~
 22 ~~(3) THE COMMITTEE SHALL RECOMMEND, IF FEASIBLE, THE~~
 23 ~~DIVISION OF HOUSE BILL 122 INTO SEPARATE AND INDEPENDENT~~
 24 ~~BILLS BY SUBJECT AREA.~~
 25 ~~(4) THE COMMITTEE SHALL PREPARE AND DELIVER TO THE~~

~~1 LEGISLATIVE COUNCIL ANY RECOMMENDATIONS OR PROPOSED~~
~~2 LEGISLATION ON OR BEFORE AUGUST 31, 1978.~~
~~3 BE IT FURTHER RESOLVED, THAT THE COMMITTEE SHALL~~
~~4 CONSIST OF SIX MEMBERS OF THE HOUSE OF REPRESENTATIVES WHO~~
~~5 SHALL BE APPOINTED BY THE SPEAKER OF THE HOUSE OF~~
~~6 REPRESENTATIVES WITH THE ADVICE OF THE MAJORITY AND MINORITY~~
~~7 LEADERS OF THE HOUSE AND NO MORE THAN THREE OF WHOM MAY BE~~
~~8 OF THE SAME POLITICAL PARTY, AND SIX MEMBERS OF THE SENATE~~
~~9 WHO SHALL BE APPOINTED BY THE COMMITTEE ON COMMITTEES OF THE~~
~~10 STATE SENATE AND NO MORE THAN THREE OF WHOM MAY BE MEMBERS~~
~~11 OF THE SAME POLITICAL PARTY. THE COMMITTEE SHALL TERMINATE~~
~~12 ON SEPTEMBER 1, 1978, OTHER THAN THE PROCEDURE FOR THE~~
~~13 APPOINTMENT OF MEMBERS OF THE COMMITTEE. THE COMMITTEE SHALL~~
~~14 OPERATE UNDER THE PROVISIONS OF TITLE 43 GOVERNING INTERIM~~
~~15 SUBCOMMITTEES. THE APPROPRIATE STANDING COMMITTEES,~~
~~16 INCLUDING WITHOUT LIMITATION THE COMMITTEES ON LOCAL~~
~~17 GOVERNMENT, TAXATION, AND STATE ADMINISTRATION, TO EACH~~
~~18 DESIGNATE TWO MEMBERS TO A SELECT JOINT INTERIM SUBCOMMITTEE~~
~~19 ON LOCAL GOVERNMENT LAW; THIS SELECT COMMITTEE MAY THEREFORE~~
~~20 HAVE MORE THAN EIGHT MEMBERS BUT OTHERWISE SHALL OPERATE~~
~~21 UNDER THE PROVISIONS OF SECTION 43-716, R.C.M. 1947, TO~~
~~22 STUDY THE PROPOSALS ADVANCED IN HOUSE BILL 122 AND TO FILE~~
~~23 ITS RECOMMENDATIONS TO THE 46TH LEGISLATURE WITH THE~~
~~24 LEGISLATIVE COUNCIL NOT LATER THAN AUGUST 31, 1978.~~

-End-

Approved by Comm.
on Local Government

1 *Senate* JOINT RESOLUTION NO. 39
 2 INTRODUCED BY *Stubbins Turnage Allen Hays Murray Held*
 3 *Galt Raskie Schmidt Flynn E. Smith Goben*
 4 A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF *Manly*
 5 REPRESENTATIVES OF THE STATE OF MONTANA REQUESTING AN *Leach*
 6 INTERIM LEGISLATIVE STUDY OF THE PROPOSED LOCAL GOVERNMENT *Stacy*
 7 CODE. *Waltman*
 8
 9 WHEREAS, the Commission on Local Government has drafted *Brown*
 10 a proposed revision of the laws governing local governments *Cover*
 11 in Montana, introduced as House Bill 122; and *Stacy*
 12 WHEREAS, this bill has been drafted in the form of *Stacy*
 13 wholesale repealers of existing code sections and *Stacy*
 14 reenactment of the provisions of those sections in new *Stacy*
 15 language which frequently contains substantive changes; and *Thomas*
 16
 17 WHEREAS, hundreds of amendments to House Bill 122 have
 18 been proposed to this the largest bill ever presented to the
 19 Montana Legislature, and very few members are in a position
 20 to cast an informed vote on the bill; and
 21 WHEREAS, further study of the bill by an interim
 22 committee of legislators appears to be necessary.
 23
 24 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE
 25 OF REPRESENTATIVES OF THE STATE OF MONTANA:
 26 That the Committee on Priorities is requested to assign

1 the appropriate standing committees, including without
 2 limitation the Committees on Local Government, Taxation, and
 3 State Administration, to each designate two members to a
 4 Select Joint Interim Subcommittee on Local Government Law;
 5 this select committee may therefore have more than eight
 6 members but otherwise shall operate under the provisions of
 7 Section 43-716, R.C.M. 1947, to study the proposals advanced
 8 in House Bill 122 and to file its recommendations to the
 9 46th Legislature with the Legislative Council not later than
 10 August 31, 1978.

-End-

Senate JOINT RESOLUTION NO. 39

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INTRODUCED BY *Walter Turnage, Alan Hays, Murray Keel, Walt Raskie, Robert Flynn, E. Smith, Graham*
A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA REQUESTING AN INTERIM LEGISLATIVE STUDY OF THE PROPOSED LOCAL GOVERNMENT

Gardner

Thompson
Levy
Stacy
Thompson
Richard
185 LSON W
Boyd
Dover
Stacy
STEWART
Boylan
Spinning
Thompson

CODE.

WHEREAS, the Commission on Local Government has drafted a proposed revision of the laws governing local governments in Montana, introduced as House Bill 122; and

WHEREAS, this bill has been drafted in the form of wholesale repealers of existing code sections and reenactment of the provisions of those sections in new language which frequently contains substantive changes; and

WHEREAS, hundreds of amendments to House Bill 122 have been proposed to this the largest bill ever presented to the Montana Legislature, and very few members are in a position to cast an informed vote on the bill; and

WHEREAS, further study of the bill by an interim committee of legislators appears to be necessary.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

That the Committee on Priorities is requested to assign

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the appropriate standing committees, including without limitation the Committees on Local Government, Taxation, and State Administration, to each designate two members to a select Joint Interim Subcommittee on Local Government Law; this select committee may therefore have more than eight members but otherwise shall operate under the provisions of Section 43-716, R.C.M. 1947, to study the proposals advanced in House Bill 122 and to file its recommendations to the 46th Legislature with the Legislative Council not later than August 31, 1978.

-End-

HOUSE OF REPRESENTATIVES

April 2, 1977

HOUSE COMMITTEE ON LOCAL GOVERNMENT AMENDMENT TO SENATE JOINT
RESOLUTION 39

1. Amend page 2, lines 1 through 10.

Strike: lines 1 through 10 in their entirety

Insert: "a select committee to study House Bill 122 as follows:

(1) The committee shall study the existing local government laws and prepare a comparison of these laws with the proposed code contained in House Bill 122.

(2) The committee shall prepare written explanations of the changes proposed by House Bill 122 and the consequences of accepting or rejecting these changes.

(3) The committee shall recommend, if feasible, the division of House Bill 122 into separate and independent bills by subject area.

(4) The committee shall prepare and deliver to the Legislative Council any recommendations or proposed legislation on or before August 31, 1978.

BE IT FURTHER RESOLVED: That the committee shall consist of six members of the House of Representatives who shall be appointed by the speaker of the House of Representatives with the advice of the majority and minority leaders of the House and no more than three of whom may be of the same political party, and six members of the Senate who shall be appointed by the Committee on Committees of the State Senate and no more than three of whom may be members of the same political party. The committee shall terminate on September 1, 1978. Other than the procedure for the appointment of members of the committee, the committee shall operate under the provisions of Title 43 governing interim subcommittees."

1 SENATE JOINT RESOLUTION NO. 39
 2 INTRODUCED BY HAZELBAKER, TURNAGE, OLSON,
 3 HAGER, MURRAY, KOLSTAD, GALT, GODDOVER, ROSKIE,
 4 R. SMITH, FLYNN, E. SMITH, GRAHAM, MANLEY, STORY,
 5 MATHERS, McCALLUM, ETCHART, NELSON, BROWN, DOVER,
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 23 DIVISION OF HOUSE BILL 122 INTO SEPARATE AND INDEPENDENT
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7 LEADERS OF THE HOUSE AND NO MORE THAN THREE OF WHOM MAY BE
8 OF THE SAME POLITICAL PARTY, AND SIX MEMBERS OF THE SENATE
9 WHO SHALL BE APPOINTED BY THE COMMITTEE ON COMMITTEES OF THE
10 STATE SENATE AND NO MORE THAN THREE OF WHOM MAY BE MEMBERS
11 OF THE SAME POLITICAL PARTY, THE COMMITTEE SHALL TERMINATE
12 ON SEPTEMBER 1, 1978, OTHER THAN THE PROCEDURE FOR THE
13 APPOINTMENT OF MEMBERS OF THE COMMITTEE, THE COMMITTEE SHALL
14 OPERATE UNDER THE PROVISIONS OF TITLE 43 GOVERNING INTERIM
15 SUBCOMMITTEES.

-End-