

-FILED-

September 22, 2026
Butte-Silver Bow
County District Court
STATE OF MONTANA
By: Jennifer Powers
DV-47-2026-0000346-OC
1.00

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MONTANA SECOND JUDICIAL DISTRICT, BUTTE-SILVER BOW COUNTY

IN RE LOCAL RULES OF THE SECOND
JUDICIAL DISTRICT

Cause No. DV-47-2026-0000346-OC

**ORDER ADOPTING LOCAL RULE
REGARDING USE OF GENERATIVE
ARTIFICIAL INTELLIGENCE**

The Second Judicial District Court will adopt a local rule regarding use of Generative Artificial Intelligence in pleadings and filings. Accordingly, it is hereby:

ORDERED that the following rule be adopted as a local rule for the Second Judicial District Court in Butte-Silver Bow County, State of Montana:

Pleading Requirements for Use of Generative Artificial Intelligence.

(1) Certification Requirement for Generative Artificial Intelligence. Any party, whether appearing pro se or through counsel, who uses generative artificial intelligence in the preparation of a pleading or document filed with the court must disclose the use of “generative artificial intelligence:” the specific tool the party used; how the party used the tool in preparing the relevant document; and that the party certifies they have checked the accuracy of any portion of the document drafted or assisted by the tool, including all factual and procedural background, citations, and legal authority. The court presumes that a party who files a document that does not contain this certification

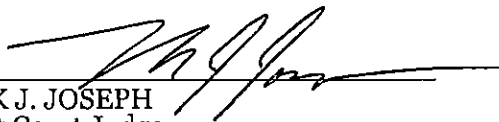
certifies that no part of the document was prepared using generative artificial intelligence.

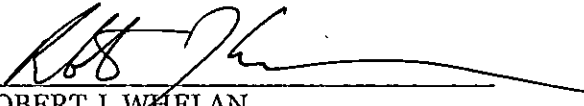
(2) Responsibility. If generative artificial intelligence is used in the preparation of any documents filed with the court, the attorney or pro se litigant will be held responsible for the contents thereof under Montana Rule of Civil Procedure 11 and applicable rules of professional conduct and attorney discipline.

(3) Possibility of Sanctions. If the court has good reason to suspect that a filing has relied on generative artificial intelligence in violation of this rule, and the party has not reasonably dispelled the court's concerns, such violation may result in the imposition of appropriate sanctions under Montana Rule of Civil Procedure 11, including the possibility of dismissal of the responsible party's case, document, or pleading without prejudice for failure to comply with this standing order.

(4) Definition: As used in this rule, "generative artificial intelligence" means a computer tool (whether referred to as "generative artificial intelligence" or by another name) that is capable of generating new content (e.g., images, text, etc.) in response to a submitted prompt and/or query by learning from a large reference database of examples. This term also encompasses computer tools that are substantially similar to the computer tools encompassed by the above definition but differ in some unique way.

DATED this 22nd day of September, 2026.


FRANK J. JOSEPH
District Court Judge


ROBERT J. WHELAN
District Court Judge