LC 0618

Humelen M: Sitte 2 13 A BILL FOR AN ACT ENTITLED: "AN ACT MAKING THE POSITION OF 4 CONTRY ATTORNEY I. CERTAIN COUNTIES & FULL-TIME POSITION: SETTING THE QUALIFICATIONS THEREFOR: AMENDING SECTION 7 24-605. R.C.M. 1947. BY PROVIDING A SALARY THEREFOR; З PROMISITING CERTAIN DEPUTIES FROM ENGAGING IN THE PRIVATE PRACTICE OF LAN: AND PROVIDING AN EFFECTIVE DATE.)

10

į.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: 11 12 Jection 1. Certain county attorneys promibited from private practice of law. In each county with a population 13 in excess of sixty thousand (60,000), based on the latest 14 15 united States bureau of census population estimate, the 16 county attorney is pronipited from engaging in the private 17 practice of law, except as to those matters in which he has a direct interest. L٥

зЭ Saction 2. Jualifications. No person is eligible for the position of county attorney in those counties which have żΰ a population in excess of sixty thousand (60,000) unless he 4± is a citizen of the United States, who has resided in the 22 23 state two (2) years immediately before taking office, and 24 has been admitted to the practice of law for at least five 25 (5) years prior to the date of election or appointment.

INTRODUCED BILL

· LC 0618

1 Section 3. Section 25-605, R.C.M. 1947, is amended to 2 read as follows:

3 *25-605. Salaries of certain county officers. The 4 salaries of county treasurers, clerk and recorder, clerk of 5 court, the county attorneys, sheriffs. county 6 superintendents of schools. and of county surveyors in 7 counties where county surveyors now receive salaries as 8 provided in section 16-3302, shall be based on the 9 ropulation and taxable valuation of the county in accordance 10 with the following schedule:

11 Population Taxable Valuation Salary Salary 12 of County Col. A of County Col. B 13 Below 3.000...\$3.520 Below \$2,000,000.....\$3,520 14 3,000 to 3,999..\$3,620 \$2,000,000 to 2,999,999 \$3.620 15 4,000 to 4,999..\$3,700 3,000,000 to 3,999,999 \$3,700 16 5,000 to 5,999..\$3,780 4,000,000 to 4,999,999 \$3,780 17 6,000 to 6,999..\$3,880 5,000,000 to 5,999,999 \$3,880 18 7,000 to 7,999..\$4.130 6,000,000 to 6,999,999 \$4,130 19 8,000 to 8,999.\$4,200 7,000,000 to 7,999,999 \$4,200 20 9,000 to 9,999..\$4,300 8,000,000 to 9,999,999 \$4,300 21 10,000 to 12,499...\$4,370 10,000,000 to 11,999,999 \$4,370 22 12,500 to 14,999...\$4,460 12,000,000 to 13,999,999 \$4,460 23 15,000 to 17,499..\$4.550 14,000,000 to 15,999,999 \$4,550 24 17,500 to 19,999...\$4.630 16,000,000 to 17,999,999 \$4,630 25 20,000 to 24,999..\$4,720 18,000,000 to 19,999,999 \$4,720

-2-

HBIDS

1	25,000 to 29,999\$4,800 20,000,000 to 22,499,999 {4,800
2	30,000 to 39,999\$4,890 22,500,000 to 24,999,999 \$4,890
3	40,000 to 49,995\$5,010 25,000,000 to 29,959,999 \$5,010
4	50,000 to 59,999\$5,190 30,000,000 to 34,999,999 \$5,190
5	60,000 to 69,999\$5,370 35,000,000 to 39,999,999 \$5,370
6	70,000 to 79,999\$5,520 40,000,000 to 44,999,999 \$5,520
7	80,000 to \$9,999\$5,690 45,000,000 to 49,999,999 \$5,690
ò	90,000 to 99,999\$5,870 50,000,000 to 54,999,999 (5,870
9	100,000 and over\$6,050 55,000,000 to 59,999,999 \$6,050
10	60,000,000 tc 64,959,999 \$€,050
11	65,000,000 to 69,989,999 \$6,050
12	70,000,000 to 74,999,999 \$6,050
13	75,000,600 to 79,999,959 \$€,050
14	80,000,000 to 84,999,999 \$6,050
15	85,000,000 to 89,999,999 86,050
16	90,000,000 to 94,999,999 \$6,050
17	95,000,000 to 99,999,999 \$6,050
18	100,000,000 and over\$6,050
19	The total salary paid to county treasurers, clerk and
20	recorder, clerk of the court, county attorneys, sheriffs,
21	county superintendents of schools and county sheriffs, and
22	county surveyors in counties where county surveyors receive
23	salaries, as provided in section 16-3302, shall be the sum
24	of the salary shown in column A based on population when
25	added to the salary shown in column B based on taxable
	-3-

.

..

.

• • • • •

1	valuation; provided, however, that county superintendent of
2	schools shall receive, in addition to the salary based upon
3	the totals of columns A and B above, the sum of four Hundred
4	dollars (\$400) per year and county sheriffs and county
5	attorneys shall receive, in addition to the salary based
6	upon the totals of columns A and B above, the sum of one
7	thousand two hundred dollars (\$1,200) per year.
8	Notwithstanding the above, in each county with a population
9	in excess of thirty thousand (30,000) but not more than
10	sixty thousand (60,000), the county attorney shall receive a
11	salary of sixteen thousand collars (\$16,000) per year-; and
12	in each county with a population in excess of sixty thousand
13	(60,000) the salary of the county attorney shall be in the
14	same amount as that received by a district court judge."
15	Section 4. Certain deputies prohibited from private
16	practice. Any deputy county attorney in a county with a
17	population in excess of sixty thousand (60,000) who is $\mbox{ paid}$
18	seventy per cent (70%) or more of the county attorney's
19	salary is prohibited from engaging in the private practice
20	of law, except as to those matters in which he has a direct
21	interest.
22	Section 5. Effective Date. The effective date of this
23	act is July 1, 1975, provided that any county attorney now
24	serving in a county with a population in excess of sixty

25 thousand (60,000) may elect to complete his present term of

ı

÷ .

٠

٠

-

-3-

1 <u>,</u>

۰. ۲

۰. ۴

-4-

LC 0613

office at the salary received by county attorneys in
 counties with populations in excess of thirty thousand
 (30,000) but not more than sixty thousand (60,000) and
 retain the right to engage in the private practice of law.

. .

-End-

-5-

HB 102

44th Legislature

HB 0102/02

á,

Approved by Committee on Judiciary

1	HOUSE BILL NO. 102
2	INTRODUCED BY HUENNEKENS, MCKITTRICK
3	
4	A BILL FOR AN ACT ENTITLED: "AN ACT MAKING THE POSITION OF
5	COUNTY ATTORNEY IN CERTAIN COUNTIES A FULL-TIME POSITION;
6	SETTING THE QUALIFICATIONS THEREFOR; AMENDING SECTION
7	24-605, R.C.M. 1947, BY PROVIDING A SALARY THEREFOR;
8	PROHIBITING CERTAIN DEPUTIES FROM ENGAGING IN THE PRIVATE
9	PRACTICE OF LAW; AND PROVIDING AN EFFECTIVE DATE.
10	
11	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
12	Section 1. Certain county attorneys prohibited from
13	private practice of law. In each FIRST CLASS county witha
14	populationinexcessof-sixty-thousand-(607000)7-based-on
15	thelatestUnitedStatesbureauofcensuspopulation
16	estimate, AS DEFINED IN SECTION 16-2419 the county attorney
17	is prohibited from engaging in the private practice of law,
18	except as-to-those-matters-in-which-he-has-a-direct-interest
19	THAT HE MAY REPRESENT HIMSELF AND HIS IMMEDIATE FAMILY.
20	Section 2. Qualifications. No person is eligible for
21	the position of county attorney in these FIRST CLASS
22	counties which-have-a-pepulation-in-excess-of-sixty-thousand
23	(60,70,00) unless he is a citizen of the United States, who
24	has resided in the state two (2) years immediately before
25	taking office, and has been admitted to the practice of law

HB 0102/02

×.

1 for at least five (5) years prior to the date of election or 2 appointment.

3 Section 3. Section 25-605, R.C.M. 1947, is amended to
4 read as follows:

5 "25-605. Salaries of certain county officers. The salaries of county treasurers, clerk and recorder, clerk of 6 7 the court, county attorneys, sheriffs, county 8 superintendents of schools, and of county surveyors in 9 counties where county surveyors now receive salaries as 10 provided in section 16-3302, shall be based on the 11 population and taxable valuation of the county in accordance 12 with the following schedule:

13	Population	Salary	Taxable Valua	tion	Salary
14	of County	Col. A	of County		Col. B
15	Below 3,000	\$3,520	Below \$2,000	,000	\$3,520
16	3,000 to 3,999	\$3,620	\$2,000,000 to	2,999,999	\$3,620
17	4,000 to 4,999	\$3,700	3,000,000 to	3,999,999	\$3,700
18	5,000 to 5,999	\$3,780	4,000,000 to	4,999,999	\$3,780
19	6,000 to 6,999	\$3,880	5,000,000 to	5,999,999	\$3,880
20	7,000 to 7,999	\$4,130	6,000,000 to	6,999,999	\$4,130
21	8,000 to 8,999	\$4,200	7,000,000 to	7,999,999	\$4,200
2 2	9,000 to 9,999	\$4,300	8,000,000 to	9,999,999	\$4,300
23	10,000 to 12,499	\$4,370	10,000,000 to	11,999,999	\$4,370
24	12,500 to 14,999	\$4,460	12,000,000 to	13,999,999	\$4,460
25	15,000 to 17,499	\$4,550	14,000,000 to	15,999,999	\$4,550
			-2-	I	HB 102

• ³ • ³ • ⁴

ی افراد در محمد این فارد این فارد این فارد این فارد این افراد در این افراد در این افراد در این افراد در این اف این این افراد در این

1	17,500 to 19,999\$4,630 16,000,000 to 17,999,999 \$4,630
2	20,000 to 24,999\$4,720 18,000,000 to 19,999,999 \$4,720
3	25,000 to 29,999\$4,800 20,000.000 to 22,499,999 \$4,800
4	30,000 to 39,999\$4,890 22,500,000 to 24,999,999 \$4,890
5	40,000 to 49,999\$5,010 25,000,000 to 29,999,999 \$5,010
б	50,000 to 59,999\$5,190 30,000,000 to 34,999,999 \$5,190
7	60,000 to 69,999\$5,370 35,000,000 to 39,999,999 \$5,370
8	70,000 to 79,999\$5,520 40,000,000 to 44,999,999 \$5,520
9	80,000 to 89,999\$5,690 45,000,000 to 49,999,999 \$5,690
10	90,000 to 99,999\$5,870 50,000,000 to 54,999,999 \$5,870
11	100,000 and over\$6,050 55,000,000 to 59,999,999 \$6,050
12	60,000,000 to 64,999,999 \$6,050
13	65,000,000 to 69,999,999 \$6,050
14	70,000,000 to 74,999,999 \$6,050
15	75,000,000 to 79,999,999 \$6,050
16	80,000,000 to 84,999,999 \$6,050
17	85,000,000 to 89,999,999 \$6,050
18	90,000,000 to 94,999,999 \$6,050
19	95,000,000 to 99,999,999 \$6,050
20	100,000,000 and over\$6,050
21	The total salary paid to county treasurers, clerk and
22	recorder, clerk of the court, county attorneys, sheriffs,
23	county superintendents of schools and county sheriffs, and
24	county surveyors in counties where county surveyors receive
25	salaries, as provided in section 16-3302, shall be the sum
	-3- HB 102

1	of the salary shown in column A based on population when
2	added to the salary shown in column B based on taxable
3	valuation; provided, however, that county superintendent of
4	schools shall receive, in addition to the salary based upon
5	the totals of columns A and B above, the sum of four hundred
6	dollars (\$400) per year and county sheriffs and county
7	attorneys shall receive, in addition to the salary based
8	upon the totals of columns A and B above, the sum of one
9	thousand two hundred dollars (\$1,200) per year.
10	Notwithstanding the above, in each county with a population
11	in excess of thirty thousand (30,000) but-net-mere-than
12	sixty-thousand-(60,000) WHICH IS NOT A FIRST CLASS COUNTY,
13	the county attorney shall receive a salary of sixteen
14	thousand dollars (\$16,000) per year \star ; and in each FIRST
15	CLASS county with-a-population-in-excess-of-sixty-thousand
16	(60,000) AS DEFINED IN SECTION 16-2419 the salary of the
17	county attorney shall be in the same amount as that received
18	by a district court judge."
19	Section 4. Certain deputies prohibited from private
20	practice. Any deputy county attorney in a FIRST CLASS
21	county withapopulationinexcessofsixtythousand
22	(60,000) who is paid seventy per cent (70%) or more of the
23	county attorney's salary is prohibited from engaging in the
24	private practice of law, except as to those matters in which
25	he has a direct interest.

-4-

HB 0102/02

4

¥ 14

• •

l Section 5. Effective date. The effective date of this 2 act is July 1, 1975, provided that any county attorney now 3 serving in a FIRST CLASS county with-a-population-in-excess 4 of-sixty-thousand-(60,000) may elect to complete his present term of office at the salary received by county attorneys in 5 counties with populations in excess of thirty thousand 6 7 (30,000) but not-more-than-sixty-thousand-(60,000) WHICH IS NOT A FIRST CLASS COUNTY and retain the right to engage in 8 9 the private practice of law.

v * ¹⁰ v

*****____^

-End-

-5-

HB 0102/02

HOUSE BILL NO. 102 INTRODUCED BY HUENNEKENS, MCKITTRICK

A BILL FOR AN ACT ENTITLED: "AN ACT MAKING THE POSITION OF 4 5 COUNTY ATTORNEY IN CERTAIN COUNTIES A FULL-TIME POSITION; SETTING THE QUALIFICATIONS THEREFOR: AMENDING 6 SECTION R.C.M. 1947, BY PROVIDING A SALARY THEREFOR; 7 24-605, PROHIBITING CERTAIN DEPUTIES FROM ENGAGING IN THE PRIVATE 8 9 PRACTICE OF LAW; AND PROVIDING AN EFFECTIVE DATE.

10

1

2

3

11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: Section 1. Certain county attorneys prohibited from 12 private practice of law. In each FIRST CLASS county with--a 13 14 population--in--excess--of-sixty-thousand-(607000)7-based-on the--latest--United--States--bureau--of--census---population 15 estimate, AS DEFINED IN SECTION 16-2419 the county attorney 16 17 is prohibited from engaging in the private practice of law, 18 except as-to-those-matters-in-which-he-has-a-direct-interest 19 THAT HE MAY REPRESENT HIMSELF AND HIS IMMEDIATE FAMILY.

20 Section 2. Qualifications. No person is eligible for 21 the position of county attorney in these FIRST CLASS 22 counties which-have-a-population-in-excess-of-sixty-thousand 23 (607000) unless he is a citizen of the United States, who 24 has resided in the state two (2) years immediately before 25 taking office, and has been admitted to the practice of law

THIRD READING

HB 0102/02

1 for at least five (5) years prior to the date of election or 2 appointment.

3 Section 3. Section 25-605, R.C.M. 1947, is amended to 4 read as follows:

5 *25-605. Salaries of certain county officers. The salaries of county treasurers, clerk and recorder, clerk of 6 7 the court. county sheriffs, attorneys, county 3 superintendents of schools, and of county surveyors in counties where county surveyors now receive salaries as 9 10 provided in section 16-3302, shall be based on the 11 population and taxable valuation of the county in accordance 12 with the following schedule:

13	Population Sala	ry Taxable Valuation Salary
14	of County Col.	A of County Col. B
15	Below 3,000\$3,5	20 Below \$2,000,000\$3,520
16	3,000 to 3,999\$3,6	20 \$2,000,000 to 2,999,999 \$3,620
17	4,000 to 4,999\$3,7	00 3,000,000 to 3,999,999 \$3,700
18	5,000 to 5,999\$3,7	80 4,000,000 to 4,999,999 \$3,780
19	6,000 to 6,999\$3,8	80 5,000,000 to 5,999,999 \$3,880
20	7,000 to 7,999\$4,1	30 6,000,000 to 6,999,999 \$4,130
21	8,000 to 8,999\$4,2	00 7,000,000 to 7,999,999 \$4,200
22	9,000 to 9,999\$4,3	00 8,000,000 to 9,999,999 \$4,300
23	10,000 to 12,499\$4,3	70 10,000,000 to 11,999,999 \$4,370
24 ·	12,500 to 14,999\$4,4	60 12,000,000 to 13,999,999 \$4,460 -
25	15,000 to 17,499\$4,5	50 14,000,000 to 15,999,999 \$4,550
		-2- НВ 102

1	17,500 to 19,999\$4,630 16,000,000 to 17,999,999 \$4,630
2	20,000 to 24,999\$4,720 18,000,000 to 19,999,999 \$4,720
3	25,000 to 29,999\$4,800 20,000,000 to 22,499,999 \$4,800
4	30,000 to 39,999\$4,890 22,500,000 to 24,999,999 \$4,890
5	40,000 to 49,999\$5,010 25,000,000 to 29,999,999 \$5,010
6	50,000 to 59,999\$5,190 30,000,000 to 34,999,999 \$5,190
7	60,000 to 69,999\$5,370 35,000,000 to 39,999,999 \$5,370
8	70,000 to 79,999\$5,520 40,000,000 to 44,999,999 \$5,520
9	80,000 to 89,999\$5,690 45,000,000 to 49,999,999 \$5,690
10	90,000 to 99,999\$5,870 50,000,000 to 54,999,999 \$5,870
11	100,000 and over\$6,050 55,000,000 to 59,999,999 \$6,050
12	60,000,000 to 64,999,999 \$6,050
13	65,000,000 to 69,999,999 \$6,050
14	70,000,000 to 74,999,999 \$6,050
15	75,000,000 to 79,999,999 \$6,050
16	80,000,000 to 84,999,999 \$6,050
17	85,000,000 to 89,999,999 \$6,050
18	90,000,000 to 94,999,999 \$6,050
19	95,000,000 to 99,999,999 \$6,050
20	100,000,000 and over\$6,050
21	The total salary paid to county treasurers, clerk and
22	recorder, clerk of the court, county attorneys, sheriffs,
23	county superintendents of schools and county sheriffs, and
24	county surveyors in counties where county surveyors receive
25	salaries, as provided in section 16-3302, shall be the sum
	-3- HB 102

1 of the salary shown in column A based on population when 2 added to the salary shown in column B based on taxable valuation; provided, however, that county superintendent of 3 schools shall receive, in addition to the salary based upon 4 5 the totals of columns A and B above, the sum of four hundred dollars (\$400) per year and county sheriffs and county 6 7 attorneys shall receive, in addition to the salary based 8 upon the totals of columns A and B above, the sum of one 9 thousand hundred dollars (\$1,200) per year. two Notwithstanding the above, in each county with a population 10 11 in excess of thirty thousand (30,000) but-net-more-than 12 sixty-thousand-(60,000) WHICH IS NOT A FIRST CLASS COUNTY, 13 the county attorney shall receive a salary of sixteen 14 thousand dollars (\$16,000) per year; and in each FIRST 15 CLASS county with-a-population-in-excess-of-sixty-thousand 16 (60,000) AS DEFINED IN SECTION 16-2419 the salary of the 17 county attorney shall be in the same amount as that received 13 by a district court judge." 19 Section 4. Certain deputies prohibited from private

practice. Any deputy county attorney in a <u>FIRST CLASS</u> county with--a--pepulation--in--excess--of--sixty--thousand (60,000) who is paid seventy per cent (70%) or more of the county attorney's salary is prohibited from engaging in the private practice of law, except as to those matters in which he has a direct interest.

-4-

нв 0102/02

. . .

HB 0102/02

HB 102

Section 5. Effective date. The effective date of this 1 2 act is July 1, 1975, provided that any county attorney now 3 serving in a FIRST CLASS county with-a-population-in-excess of-sixty-thousand-(60,000) may elect to complete his present 4 5 term of office at the salary received by county attorneys in 6 counties with populations in excess of thirty thousand 7 (30,000) but not-more-than-sixty-thousand-(60,000) WHICH IS NOT A FIRST CLASS COUNTY and retain the right to engage in 8 9 the private practice of law.

-End-

corrected 3/11/75

March 6, 1975

SENATE COMMITTEE ON JUDICIARY

AMENDMENTS TO HOUSE BILL NO, 102

That House Bill No. 102, third reading, be amended as follows:

- 1. Amend page 1, section 1, line 13.
 Following: "each"
 Strike: "FIRST CLASS"
- 2. Amend page 1, section 1, line 13. Following: "county" Insert: "with a population in excess of thirty thousand (30,000)"
- 3. Amend page 1, section 1, line 16. Following: "estimate," Strike: "AS DEFINED IN SECTION 16-2419"
- 4. Amend page 1, section 1, line 17. Following: "law" Insert: "or sharing directly or indirectly in the profits of any private practice of law"
- 5. Amend page 1, section 2, line 21. Following: "those" Strike: "FIRST CLASS"
- 6. Amend page 1, section 2, line 22. Following: "counties" Insert: "which have a population in excess of thirty thousand (30,000)"

7. Amend page 4, section 3, lines 12 through 15 and line 16. Following: "(6θ,θθθ)" Strike: "WHICH IS NOT A FIRST CLASS COUNTY, the county attorney shall receive a salary of sixteen thousand dollars (\$16,000) per year; and in each FIRST CLASS county AS DEFINED IN SECTION 16-2419"

 8. Amend page 4, section 3, lines 17 through 18. Following: "be" Strike: "in the same amount as that received by a district court judge" Insert: "twenty-five thousand dollars (\$25,000) per year"

 9. Amend page 4, section 4, line 20. Following: "a" Strike: "FIRST CLASS"

- 10. Amend page 4, section 4, line 21. Following: "county" Insert: "with a population in excess of thirty thousand (30,000)"
- 11. Amend page 4, section 4, line 24. Following: "law" Insert: "or sharing directly or indirectly in the profits of any ' private practice of law"
- 12. Amend page 5, section 5, line 3. Following: "in a" Strike: "FIRST CLASS"
- 13. Amend page 5, section 5, line 3. Following: "county" Insert: "with a population in excess of thirty thousand (30,000)"

14. Amend page 5, section 5, lines 5 through 7 and line 8. Following: "salary" Strike: "received by county attorneys in counties with populations in excess of thirty thousand (30,000) WHICH IS NOT A FIRST CLASS COUNTY" Insert: "as presently set by law"

ı.

•--

1	HOUSE BILL NO. 102	1	(607000) <u>WHI</u>
2	INTRODUCED BY HUENNEKENS, MCKITTRICK	2	THOUSAND (30
3		3	States, who
4	A BILL FOR AN ACT ENTITLED: "AN ACT MAKING THE POSITION OF	4	immediately
5	COUNTY ATTORNEY IN CERTAIN COUNTIES A FULL-TIME POSITION;	5	the practice
6	SETTING THE QUALIFICATIONS THEREFOR; AMENDING SECTION	6	date of elect
7	24-605, R.C.M. 1947, BY PROVIDING A SALARY THEREFOR;	7	Section
8	PROHIBITING CERTAIN DEPUTIES FROM ENGAGING IN THE PRIVATE	8	read as follo
9	PRACTICE OF LAW; AND PROVIDING AN EFFECTIVE DATE.	9	*25-605.
10		10	salaries of c
11	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:	11	the court,
12	Section 1. Certain county attorneys prohibited from	12	superintenden
13	private practice of law. In each FIRET-CHASE county witha	13	counties whe
14	populationinexcessof-sixty-thousand-{60,000},-based-on	14	provided in
15	thelatestUnitedStatesbureauofcensuspopulation	15	population an
16	estimate, WITH A POPULATION IN EXCESS OF THIRTY THOUSAND	16	with the foll
17	(30,000) AB-BEFINED-IN-SECTION-16-2419 the county attorney	17	Population
18	is prohibited from engaging in the private practice of law	18	of County
19	OR SHARING DIRECTLY OR INDIRECTLY IN THE PROFITS OF ANY	19	Below 3,00
20	PRIVATE PRACTICE OF LAW, except as-to-those-matters-in-which	20	3,000 to 3,
21	hehasa-direct-interest THAT HE MAY REPRESENT HIMSELF AND	21	4,000 to 4,
22	HIS IMMEDIATE FAMILY.	22	5,000 to 5,
23	Section 2. Qualifications. No person is eligible for	23	6,000 to 6,
24	the position of county attorney in these PIRSTCLASS	24	7,000 to 7,
25	counties which-have-a-population-in-excess-of-sixty-thousand	25	8,000 to 8,

REFERENCE BILL

1	(60,000) WHICH HAVE A POPULATION IN EXCESS OF THIRTY
2	THOUSAND (30,000) unless he is a citizen of the United
3	States, who has resided in the state two (2) years
4	immediately before taking office, and has been admitted to
5	the practice of law for at least five (5) years prior to the
6	date of election or appointment.
7	Section 3. Section 25-605, R.C.M. 1947, is amended to
8	read as follows:
9	*25-605. Salaries of certain county officers. The
10	salaries of county treasurers, clerk and recorder, clerk of
11	the court, county attorneys, sheriffs, county
12	superintendents of schools, and of county surveyors in
13	counties where county surveyors now receive salaries as
14	provided in section 16-3302, shall be based on the
14 15	provided in section 16-3302, shall be based on the population and taxable valuation of the county in accordance
15	population and taxable valuation of the county in accordance
15 16	population and taxable valuation of the county in accordance with the following schedule:
15 16 17	population and taxable valuation of the county in accordance with the following schedule: Population Salary Taxable Valuation Salary
15 16 17 18	population and taxable valuation of the county in accordance with the following schedule: Population Salary Taxable Valuation Salary of County Col. A of County Col. B
15 16 17 18 19	population and taxable valuation of the county in accordance with the following schedule: Population Salary Taxable Valuation Salary of County Col. A of County Col. B Below 3,000\$3,520 Below \$2,000,000\$3,520
15 16 17 18 19 20	<pre>population and taxable valuation of the county in accordance with the following schedule: Population Salary Taxable Valuation Salary of County Col. A of County Col. B Below 3,000\$3,520 Below \$2,000,000\$3,520 3,000 to 3,999\$3,620 \$2,000,000 to 2,999,999 \$3,620</pre>
15 16 17 18 19 20 21	<pre>population and taxable valuation of the county in accordance with the following schedule: Population Salary Taxable Valuation Salary of County Col. A of County Col. B Below 3,000\$3,520 Below \$2,000,000\$3,520 3,000 to 3,999\$3,620 \$2,000,000 to 2,999,999 \$3,620 4,000 to 4,999\$3,700 3,000,000 to 3,999,999 \$3,700</pre>
15 16 17 18 19 20 21 22	<pre>population and taxable valuation of the county in accordance with the following schedule: Population Salary Taxable Valuation Salary of County Col. A of County Col. B Below 3,000\$3,520 Below \$2,000,000\$3,520 3,000 to 3,999\$3,620 \$2,000,000 to 2,999,999 \$3,620 4,000 to 4,999\$3,700 3,000,000 to 3,999,999 \$3,700 5,000 to 5,999\$3,780 4,000,000 to 4,999,999 \$3,780</pre>
15 16 17 18 19 20 21 22 23	population and taxable valuation of the county in accordance with the following schedule: Population Salary Taxable Valuation Salary of County Col. A of County Col. A of County Col. B Below 3,000\$3,520 Below \$2,000,000\$3,520 3,000 to 3,999\$3,620 \$2,000,000 to 2,999,999 \$3,620 4,000 to 4,999\$3,700 3,000,000 to 3,999,999 \$3,700 5,000 to 5,999\$3,780 4,000,000 to 4,999,999 \$3,780 6,000 to 6,999\$3,880 5,000,000 to 5,999,999 \$3,880

		.	
1	9,000 to 9,999\$4,300	8,000,000 to 9,999,999	\$4,300
2	10,000 to 12,499\$4,370	10,000,000 to 11,999,999	\$4,370
3	12,500 to 14,999\$4,460	12,000,000 to 13,999,999	\$4,460
4	15,000 to 17,499\$4,550	14,000,000 to 15,999,999	\$4,550
5	17,500 to 19,999\$4,630	16,000,000 to 17,999,999	\$4,630
6	20,000 to 24,999\$4,720	18,000,000 to 19,999,999	\$4,720
7	25,000 to 29,999\$4,800	20,000,000 to 22,499,999	\$4,800
8	30,000 to 39,999\$4,890	22,500,000 to 24,999,999	\$4,890
9	40,000 to 49,999\$5,010	25,000,000 to 29,999,999	\$5,010
10	50,000 to 59,999\$5,190	30,000,000 to 34,999,999	\$5,190
11	60,000 to 69,999\$5,370	35,000,000 to 39,999,999	\$5,370
12	70,000 to 79,999\$5,520	40,000,000 to 44,999,999	\$5,520
13	80,000 to 89,999\$5,690	45,000,000 to 49,999,999	\$5,690
14	90,000 to 99,999\$5,870	50,000,000 to 54,999,999	\$5,870
15	100,000 and over\$6,050	55,000,000 to 59,999,999	\$6,050
16		60,000,000 to 64,999,999	\$6 , 050
17		65,000,000 to 69,999,999	\$6,050
18		70,000,000 to 74,999,999	\$6,050
19		75,000,000 to 79,999,999	\$6,050
20		80,000,000 to 84,999,999	\$6,050
21		85,000,000 to 89,999,999	
22		90,000,000 to 94,999,999	\$6.050
23		95,000,000 to 99,999,999	
24		100,000,000 and over	
25			
23		to county treasurers, cle	
	-	3- н	B 102

.

1	recorder, clerk of the court, county attorneys, sheriffs,
2	county superintendents of schools and county sheriffs, and
3	county surveyors in counties where county surveyors receive
	• • •
4	salaries, as provided in section 16-3302, shall be the sum
5	of the salary shown in column A based on population when
6	added to the salary shown in column B based on taxable
7	valuation; provided, however, that county superintendent of
8	schools shall receive, in addition to the salary based upon
9	the totals of columns A and B above, the sum of four hundred
10	dollars (\$400) per year and county sheriffs and county
11	attorneys shall receive, in addition to the salary based
12	upon the totals of columns A and B above, the sum of one
13	thousand two hundred dollars (\$1,200) per year.
14	Notwithstanding the above, in each county with a population
15	in excess of thirty thousand (30,000) but-not-more-than
16	sixty-thousand-{60,000} WHICH-IS-NOT-A-FIRETCHASSCOUNTY,
17	thecountyattorneyshallreceiveasalaryof-sixteen
18	thousand-dollars-{616,000}-peryear. <u>andineach</u> FIRGY
19	ELASS county with-a-population-in-excess-of-sixty-thousand
20	(60,000) AB-BEFINED-IN-SECTION-16-2419 the salary of the
21	county attorney shall be in-the-same-amount-as-that-received
22	byadistrictsourtjudge TWENTY-FIVE THOUSAND DOLLARS
23	(\$25,000) PER YEAR."
24	Section 4. Certain deputies prohibited from private
25	practice. Any deputy county attorney in a FIRGT-CLAGG
	-4- HB 102

county withapopulationinexcessofsixtythousand
(60,000) WITH A POPULATION IN EXCESS OF THIRTY THOUSAND
(30,000) who is paid seventy percent (70%) or more of the
county attorney's salary is prohibited from engaging in the
private practice of law OR SHARING DIRECTLY OR INDIRECTLY IN
THE PROFITS OF ANY PRIVATE PRACTICE OF LAW, except as to
those matters in which he has a direct interest.
Section 5. Effective date. The effective date of this
act is July 1, 1975, provided that any county attorney now
serving in a PIRST-GLASS county with-a-population-inexcess
efsixtythousand{60,000} WITH A POPULATION IN EXCESS OF
THIRTY THOUSAND (30,000) may elect to complete his present
term of office at the salary received-by-county-attorneys-in
counticswithpopulationsinexcessofthirty-thousand
(30,900)-but-not-more-than-sixty-thousand-(60,000) WHICHIS
NOTA-FIRST-CHASS-COUNTY AS PRESENTLY SET BY LAW and retain
the right to engage in the private practice of law.

-End-

-5-