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*House* BILL NO. *297*  
INTRODUCED BY *Lester Helms*

A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND VOTER REGISTRATION LAWS BY REMOVING LANGUAGE DISCRIMINATING AGAINST STUDENTS IN DETERMINING RESIDENCY; AMENDING SECTION 23-3022, R.C.M. 1947."

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

Section 1. Section 23-3022, R.C.M. 1947, is amended to read as follows:

"23-3022. Residence, rules for determining. For registration or voting, the residence of any person shall be determined by the following rules as far as they are applicable.

(1) The residence of a person is where his habitation is fixed, and to which, whenever he is absent, he has the intention of returning.

(2) A person may not gain or lose a residence ~~while a student--at--any--institution--of---learning,~~ while kept involuntarily at any public institution not necessarily at public expense, while confined in any public prison, or while residing on a military reservation.

(3) A person in the armed forces of the United States may not become a resident in consequence of being stationed

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at a military facility in the state. A person may not acquire a residence by reason of being employed or stationed at a training or other transient camp maintained by the United States within the state.

(4) A person does not lose his residence if he goes into another state, or other district of this state, for temporary purposes with the intention of returning unless he exercises the election franchise in the other state or district.

(5) A person may not gain a residence in a county if he comes in for temporary purposes without the intention of making that county his home.

(6) If a person moves to another state with the intention of making it his residence, he loses his residence in this state.

(7) If a person moves to another state with the intention of residing there for an indefinite time, he loses his residence in this state even though he intends to return to this state at some future period.

(8) The place where a man's family resides is presumed his place of residence. However, a man who takes up or continues his residence at a place other than where his family resided with the intention of remaining is a resident of the place where he resides.

(9) A change of residence can only be made by the act

*HB 297*

1 of removal joined with intent to remain in another place.  
2 There can only be one residence.  
3 (10) The term of residence must be computed by  
4 including the day of election."

-End-

Approved by Committee  
on Judiciary

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INTRODUCED BY House BILL NO. 297  
Leuter Hobbs

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 2 INTRODUCED BY *Lester Johnson Day*

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