

Approved By Comm.
on Leg. Admin.

1 SENATE BILL NO. 321

2 INTRODUCED BY MCOMBER, HAZELBAKER, STORY, BLAYLOCK

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE THAT BALLOTS
5 CONCERNING A SPECIAL SESSION SHALL BE KEPT SECRET FOR A
6 SPECIFIED TIME; AMENDING ~~SECTION~~ SECTIONS 43-322 AND 43-323,
7 R.C.M. 1947."

8
9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

10 SECTION 1. SECTION 43-322, R.C.M. 1947, IS AMENDED TO
11 READ AS FOLLOWS:

12 "43-322. Legislators' ballots to vote on special
13 session. Within five (5) days after receiving a request, the
14 secretary of state shall send to all legislators by
15 certified mail a ballot which contains:

- 16 (1) the names of the legislators making the request;
17 (2) the reasons for calling the special session;
18 (3) the purposes of the special session;
19 (4) the requested convening date and time of the
20 special session;
21 (5) the date by which legislators must return the
22 ballot which may not be more than thirty (30) days after the
23 date of the mailing of the ballots; and
24 (6) a stamped return envelope.

The secretary of state shall keep the ballots secret

1 until all legislators have voted or until the day after the
2 date set for return of the ballots, whichever occurs first."

3 Section 2. Section 43-323, R.C.M. 1947, is amended to
4 read as follows:

5 "43-323. Legislative call of immediate special
6 session. When ten (10) legislators consider an immediate
7 special session necessary, they may request the secretary of
8 state to notify each legislator by the fastest available
9 means. The notification shall include the names of the
10 legislators making the request, the conditions which
11 necessitate the call, and the proposed date and time of
12 convening. Each legislator shall send a letter to the
13 secretary of state approving or rejecting the call for a
14 special session. The letter is a legal ballot. The
15 secretary of state shall keep the ballots secret for thirty
16 (30) days following the notification of all legislators or
17 until all legislators have voted, whichever occurs first."

-End-

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18 SECTION 2. SECTION 43-323, R.C.M. 1947, IS REPEALED.

-End-

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REFERENCE BILL

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