

1 *Senate* BILL NO. 366
 2 INTRODUCED BY *E. Smith* *Conner* *Aber* *Kolstad*
 3 *Olson* *Ternage* *Blaylock* *Maly*
 4 A BILL FOR AN ACT ENTITLED: "AN ACT DESIGNATING THE BOARD
 5 OF INSTITUTIONS AS HEAD OF THE DEPARTMENT OF INSTITUTIONS;
 6 PROVIDING FOR GEOGRAPHICAL DISTRIBUTION OF APPOINTEES TO THE
 7 BOARD OF INSTITUTIONS; AMENDING SECTIONS 82A-801 AND
 8 82A-806, R.C.M. 1947."

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

10 Section 1. Section 82A-801, R.C.M. 1947, is amended to
11 read as follows:
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13 "82A-801. Department of institutions -- creation --
14 head. There is created a department of institutions. The
15 department head is a ~~director~~ the board of institutions
16 appointed by the governor in accordance with section ~~82A-106~~
17 82A-806 of this act."

18 Section 2. Section 82A-806, R.C.M. 1947, is amended to
19 read as follows:

20 "82A-806. Board of institutions -- composition --
21 qualifications -- designation. (1) There is a board of
22 institutions.

23 (2) The board consists of five (5) members. The board
24 members shall be selected so that ~~not more than three~~ ~~(3)~~
25 ~~are from the same congressional~~ each is from a different

1 public service commission district, and so that not more
2 than three (3) are affiliated with the same political party.
3 The members shall be qualified by aptitude, experience, and
4 interest.

5 ~~(3) -- The board is allocated to the department for~~
6 ~~administrative purposes only as prescribed in section~~
7 ~~82A-106.~~

8 ~~(4) --~~ (3) The board is designated as a quasi-judicial
9 board for purposes of section 82A-112."

-End-