LC 1444/01 LC 1444/01

INTRODUCED BY Menaker BILI NO. 736

BY REOUBST OF THE LABOR STANDARDS DIVISION

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45th Legislature

A BILL FOR AN ACT ENTITLED: "THE RECIPROCAL AGREEMENT FOR COLLECTION OF WAGES ACT OF 1977."

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24 25 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF BONTANA:

9 Section 1. Short title. This act may be cited as "The
10 Reciprocal Agreement for Collection of Wages Act of 1977".

Section 2. Purpose. The purpose of this act is to provide for a method of reciprocal enforcement in other states of Montana's wage payment laws contained in Title 41, chapter 13, and to provide for reciprocal enforcement in Montana of similar wage payment laws of other states.

Section 3. Reciprocal agreements for collection of wages. The department of labor and industry may enter into reciprocal agreements with the labor department or corresponding agency of another state or with the person, board, officer, or commission authorized to act for and on behalf of the department or agency for the collection in the other state of claims or judgments for wages and other demands based upon claims previously assigned to the department of labor and industry.

Section 4. Actions in other states for collections of

claims — assignments for collection. The department of labor and industry may, to the extent provided by a reciprocal agreement entered into pursuant to [section 3] or by the laws of another state, maintain actions in the courts of another state for the collection of claims for wages, judgments, and other demands and may assign the claims, judgments, and demands to the labor department or agency of another state for collection to the extent permitted or provided for by the laws of the other state or by reciprocal agreement.

11 Section 5. Claims assigned by other states -- actions 12 -- collection. The department of labor and industry may, 13 upon the written request of the labor department or other corresponding agency of another state or a person, board, 14 officer, or commission of the other state authorized to act 15 for and on behalf of the labor department or corresponding 16 agency, maintain actions in the courts of this state upon 17 assigned claims for wages, judgments, and demands arising in 18 19 the other state in the same manner and to the same extent 20 that these actions by the department of labor and industry 21 are authorized when arising in this state. However, these 22 actions may be commenced and maintained only in those cases 23 where the other state, by appropriate legislation or by 24 reciprocal agreement, extends a like comity to similar cases arising in this state.

Section 6. Limitations. Limitations regarding the
amount of wages covered by a reciprocal agreement or the
time during which the wages are accrued shall be the
limitations imposed by the laws of the state originating the
action.

Section 7. Severability. If a part of this act is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of this act is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications.

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Approved by Committee on Labor & Employment Relations

440 BILL NO. 736 1 INTRODUCED BY BY REQUEST OF THE LABOR STANDARDS DIVISION 3

A BILL FOR AN ACT ENTITLED: "THE RECIPBOCAL AGREEMENT FOR COLLECTION OF WAGES ACT OF 1977."

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25 Section 4. Actions in other states for collections of claims -- assignments for collection. The department of labor and industry may, to the extent provided by a reciprocal agreement entered into pursuant to [section 3] or by the laws of another state, maintain actions in the courts of another state for the collection of claims for wages, judgments, and other demands and may assign the claims, judgments, and demands to the labor department or agency of another state for collection to the extent permitted or provided for by the laws of the other state or by reciprocal

10 agreement. 11 Section 5. Claims assigned by other states -- actions 12 --- collection. The department of labor and industry may, 13 upon the written request of the labor department or other 14 corresponding agency of another state or a person, board, 15 officer, or commission of the other state authorized to act for and on behalf of the labor department or corresponding 16 17 agency, maintain actions in the courts of this state upon assigned claims for wages, judgments, and demands arising in 18 the other state in the same manner and to the same extent 19 20 that these actions by the department of labor and industry are authorized when arising in this state. However, these 21 actions may be commenced and maintained only in those cases 22 23 where the other state, by appropriate legislation or by reciprocal agreement, extends a like comity to similar cases 24 25 arising in this state.

Section 6. Limitations. Limitations regarding the amount of wages covered by a reciprocal agreement or the time during which the wages are accrued shall be the limitations imposed by the laws of the state originating the action.

Section 7. Severability. If a part of this act is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of this act is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications.

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1 House BILL BO. 736
2 INTRODUCED BY Menakar

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BY REQUEST OF THE LABOR STANDARDS DIVISION

A BILL FOR AN ACT ENTITLED: "THE RECIPROCAL AGREEMENT FOR COLLECTION OF WAGES ACT OF 1977."

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

Section 1. Short title. This act may be cited as "The Reciprocal Agreement for Collection of Wages Act of 1977".

Section 2. Purpose. The purpose of this act is to provide for a method of reciprocal enforcement in other states of Montana's wage payment laws contained in Title 41, chapter 13, and to provide for reciprocal enforcement in Montana of similar wage payment laws of other states.

Section 3. Reciprocal agreements for collection of wages. The department of labor and industry may enter into reciprocal agreements with the labor department or corresponding agency of another state or with the person, board, officer, or commission authorized to act for and on behalf of the department or agency for the collection in the other state of claims or judgments for wages and other demands based upon claims previously assigned to the department of labor and industry.

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claims — assignments for collection. The department of labor and industry may, to the extent provided by a reciprocal agreement entered into pursuant to [section 3] or by the laws of another state, maintain actions in the courts of another state for the collection of claims for wages, judgments, and other demands and may assign the claims, judgments, and demands to the labor department or agency of another state for collection to the extent permitted or provided for by the laws of the other state or by reciprocal agreement.

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2 amount of wages covered by a reciprocal agreement or the
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45th Legislature HB 0736/02 HB 0736/02

1	HOUSE BILL NO. 736
2	INTRODUCED BY MENAHAN
3	BY REQUEST OF THE LABOR STANDARDS DIVISION
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5	A BILL FOR AN ACT ENTITLED: "THE RECIPROCAL AGREEMENT FOR
6	COLLECTION OF WAGES ACT OF 1977."
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8	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 2. Purpose. The purpose of this act is to provide for a method of reciprocal enforcement in other states of Montana's wage payment laws contained in Title 41, chapter 13, and to provide for reciprocal enforcement in Montana of similar wage payment laws of other states.

Reciprocal Agreement for Collection of Wages Act of 1977.

Section 1. Short title. This act may be cited as "The

Section 3. Reciprocal agreements for collection of wages. The department of labor and industry may enter into reciprocal agreements with the labor department or corresponding agency of another state or with the personal board, officer, or commission authorized to act for and on behalf of the department or agency for the collection in the other state of claims or judgments for wages and other demands based upon claims previously assigned to the department of labor and industry.

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claims -- assignments for collection. The department of labor and industry may, to the extent provided by a reciprocal agreement entered into pursuant to [section 3] or by the laws of another state, maintain actions in the courts of another state for the collection of claims for wages, judgments, and other demands and may assign the claims, judgments, and demands to the labor department or agency of another state for collection to the extent permitted or provided for by the laws of the other state or by reciprocal agreement.

Section 5. Claims assigned by other states -- actions -- collection. The department of labor and industry may, upon the written request of the labor department or other corresponding agency of another state or a person, board, officer, or commission of the other state authorized to act for and on behalf of the labor department or corresponding agency, maintain actions in the courts of this state upon assigned claims for wages, judgments, and demands arising in the other state in the same manner and to the same extent that these actions by the department of labor and industry are authorized when arising in this state. However, these actions may be commenced and maintained only in those cases where the other state, by appropriate legislation or by reciprocal agreement, extends a like comity to similar cases arising in this state.

HS 0736/02

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