

CHAPTER NO. 30

HOUSE BILL NO. 170

INTRODUCED BY KVAALEN

BY REQUEST OF THE CODE COMMISSIONER

IN THE HOUSE

January 15, 1979

Introduced and referred to
Committee on Judiciary.

January 18, 1979

Committee recommend bill
do pass as amended and be
placed on Consent Calendar.
Report adopted.

January 19, 1979

Printed and placed on
members' desks.

January 22, 1979

Third Reading Consent Calendar
passed.
Transmitted to Second House.

IN THE SENATE

January 23, 1979

Introduced and referred to
Committee on Judiciary.

January 31, 1979

Committee recommend bill
be concurred in. Report adopted.

February 2, 1979

Second Reading, concurred in.

February 5, 1979

Third Reading, concurred in.

IN THE HOUSE

February 6, 1979

Returned from Second House.
Concurred in.

Sent to enrolling.

Reported correctly enrolled.

House BILL NO. 170

INTRODUCED BY Kvaalen

BY REQUEST OF THE CODE COMMISSIONER

A BILL FOR AN ACT ENTITLED: "AN ACT AMENDING SECTION 1-2-108, MCA, TO CLARIFY THAT A REFERENCE TO A TITLE, CHAPTER, PART, SECTION, OR SUBSECTION OF THE MCA IS PRESUMED TO BE A REFERENCE TO THAT TITLE, CHAPTER, PART, SECTION, OR SUBSECTION, AS IT MAY BE AMENDED FROM TIME TO TIME."

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

12 Section 1. Section 1-2-108, MCA, is amended to read:
13 "1-2-108. Reference to other titles, chapters, parts,
14 or sections -- subsequent amendments. (1) A statute which
15 refers to a title, chapter, part, or section or subsection
16 number without further identification or attribution shall
17 be is presumed, unless the context clearly indicates
18 otherwise, to refer to a title, chapter, part, or section of
19 the Montana Code Annotated.

171 A specific or presumed reference to a title,
chapter, part, section, or subsection of the Montana Code
Annotated is presumed to be a reference to that title,
chapter, part, section, or subsection as it may be amended
or changed from time to time. This presumption may be
overcome only by a clear showing that a subsequent amendment

1 or change in the title, chapter, part, section, or
2 subsection is inconsistent with the continued purpose or
3 meaning of the section referring to it."

-End-

HB 177

-2- INTRODUCED BILL

Approved by Committee
on Judiciary

HOUSE BILL NO. 170

INTRODUCED BY KVAALEN

BY REQUEST OF THE CODE COMMISSIONER

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5 A BILL FOR AN ACT ENTITLED: "AN ACT AMENDING SECTION
6 1-2-108, MCA, TO CLARIFY THAT A REFERENCE TO A TITLE,
7 CHAPTER, PART, SECTION, OR SUBSECTION OF THE MCA IS PRESUMED
8 TO BE A REFERENCE TO THAT TITLE, CHAPTER, PART, SECTION, OR
9 SUBSECTION, AS IT MAY BE AMENDED FROM TIME TO TIME."

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

12 Section 1. Section 1-2-108, MCA, is amended to read:
13 "1-2-108. Reference to other titles, chapters, parts,
14 or sections ~~== subsequent amendments.~~ 111 A statute which
15 refers to a title, chapter, part, or section, ~~or subsection~~
16 number without further identification or attribution shall
17 be is presumed, unless the context clearly indicates
18 otherwise, to refer to a title, chapter, part, or section,
19 ~~or subsection~~ of the Montana Code Annotated.

121 A specific or presumed reference to a title
chapter, part, section, or subsection of the Montana Code
Annotated is presumed to be a reference to that title,
chapter, part, section, or subsection as it may be amended
or changed from time to time. This presumption may be
overcome only by a clear showing that a subsequent amendment

1 or change in the title, chapter, part, section, or
2 subsection is inconsistent with the continued purpose or
3 meaning of the section referring to it."

-End-

5 A BILL FOR AN ACT ENTITLED: "AN ACT AMENDING SECTION
6 1-2-108, MCA, TO CLARIFY THAT A REFERENCE TO A TITLE,
7 CHAPTER, PART, SECTION, OR SUBSECTION OF THE MCA IS PRESUMED
8 TO BE A REFERENCE TO THAT TITLE, CHAPTER, PART, SECTION, OR
9 SUBSECTION, AS IT MAY BE AMENDED FROM TIME TO TIME."

12 Section 1. Section 1-2-108, MCA, is amended to read:
13 "1-2-108. Reference to other titles, chapters, parts,
14 or sections ~~==subsequent amendments.~~ In a statute which
15 refers to a title, chapter, part, or sections or subsection
16 number without further identification or attribution shall
17 be is presumed, unless the context clearly indicates
18 otherwise, to refer to a title, chapter, part, or section
19 OR SUBSECTION of the Montana Code Annotated.

121 A specific or presumed reference to a title
122 chapter, part, section, or subsection of the Montana Code
123 Annotated is presumed to be a reference to that title
124 chapter, part, section, or subsection as it may be amended
125 or changed from time to time. This presumption may be
overcome only by a clear showing that a subsequent amendment

1 or change in the title, chapter, parts, sections, or
2 subsection is inconsistent with the continued purpose or
3 meaning of the section referring to it."

-End-