

HOUSE BILL NO. 378

INTRODUCED BY MANNING, MAGONE, McBRIDE, JOHNSON, BRAND,
HEMSTAD, MENAHAN, HARPER, VINCENT, REICHERT, GESEK,
JOHNSTON, TROPILA, HUENNEKENS, DUSSAULT

IN THE HOUSE

January 24, 1979	Introduced and referred to Committee on Labor and Employment Relations.
February 7, 1979	Committee recommend bill do pass as amended. Report adopted.
February 8, 1979	Printed and placed on members' desks.
February 9, 1979	Second reading, do pass.
February 10, 1979	Considered correctly engrossed.
February 12, 1979	Third reading, passed. Transmitted to second house.

IN THE SENATE

February 13, 1979	Introduced and referred to Committee on Labor and Employment Relations.
March 9, 1979	Committee recommend bill be concurred in. Report adopted.
March 12, 1979	Second reading, concurred in.
March 15, 1979	Third reading, concurred in.

IN THE HOUSE

March 16, 1979	Returned from second house. Concurred in. Sent to enrolling. Reported correctly enrolled.
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 2 INTRODUCED BY Manning Magness McBride Jensen
 3 Brand Lamont Amundson Mevahan Schuch
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 6 MATERNITY LEAVE PROVISIONS THROUGH A DISTRICT COURT Seach
 7 PROCEEDING."
 8 Apple Blunsome

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

10 Section 1. Court enforcement of commissioner's
 11 decision. (1) A decision by the commissioner pursuant to
 12 39-7-207 may be enforced by the district court if the
 13 commissioner applies to the court for an order enforcing the
 14 decision and if the time provided to initiate judicial
 15 review by the employer has passed pursuant to Title 2,
 16 chapter 4, part 7.

17 (2) The commissioner shall apply to the district court
 18 of the county in which the employer has its principal place
 19 of business or in the first judicial district of the state.

20 (3) A proceeding under this section is not a review of
 21 the merits of the commissioner's decision.

22 Section 2. Codification. It is intended that section 1
 23 be codified as an integral part of Title 39, chapter 7, part
 24 2, and the provisions of Title 39, chapter 7, part 2, apply
 25 to section 1.

-End-

HB 378
 INTRODUCED BILL

Approved by Committee
on Labor & Employment
Relations

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11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
12 Section 1. Court enforcement of commissioner's
13 decision. (1) A decision by the commissioner pursuant to
14 39-7-207 may be enforced by the district court if the
15 commissioner applies to the court, WITHIN 60 DAYS FROM DATE
16 OF DECISION, for an order enforcing the decision and if the
17 time provided to initiate judicial review by the employer
18 has passed pursuant to Title 2, chapter 4, part 7.

19 (2) The commissioner shall apply to the district court
20 of the county in which the employer has its principal place
21 of business or in the first judicial district of the state.

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