# CHAPTER NO. . 359 

HOUSE BILL NO. 439
INTRODUCED BY H. ROBBINS, OBERG, REICHERT, GILLIGAN

IN THE HOUSE

January 27, 1979

February 15, 1979

February 16, 1979
February 19, 1979

February 20, 1979

March 14, 1979

March 15, 1979
March 17, 1979

March 19, 1979

Introduced and referred to Committee on Local Government.

Committee recommend bill do pass. Report adopted.

Second reading, do pass.
Considered correctly engrossed.
Third reading, passed. Transmitted to second house.

IN THE SENATE
Introduced and referred to Committee on Local Government.

Committee recommend bill be concurred in. Report adopted.

Second reading, concurred in.
Third reading, concurred in.

IN THE HOUSE
Returned from second house. Concurred in. Sent to enrolling.

Reported correctly enrolled.

## Houre bril no. 439


a bill for an act entitled: man act to allow the governing bODY OF A POLITICAL SUBDIVISION WITH A POPULATION OF 10,000 or less to dispense with a nompartisan primary election in CERTAIN CIRCUMSTANCES; AMENDING SECTIDM 7-5-302. MCA."
be it enacted by the legislature of the state of montana: Section 1. Section 1-5-302, MCA: is amended to read: -7-5-302. Nonpartisan primary ballot and election. (1) Except as otherwise provided in this sectioni a nonpartisan primary election shall be conducted and canvassed and its results returned in the same mamer as a partisan primary election.
(2) Ballots in a nonpartisan primary election shall contain only the name of the candidate and the office to which the candidate seeks election.
(3) Electors voting at a nonpartisan primary election may vote for the number of candidates to be elected to each office.
(4) (a) If the number of candidates to be entered on the nonpartisan primary bellot for each office does not exceed twice the number of candidates to be elected for the respective offices, a nonpartisan primary election shall not
be held in that year and all candidates entered on the nonpartisan primary ballot shall be considered nominated for their respective offices and shall have their names placed on the nompartisan general election ballot.
(b) If the number of candidates to be entered on the nonpartison primary ballot for any particular office does exceed twice the number of persons to be elected to that office, a primary election shall be held for all offices to be voted on at the general election.
(5) Candidates for nomination. equal to twice the number to be elected at the nonpertisan general election for that office. who receive the nighest number of votes cast at the nonpartisan primary or nowinees determined under subsection (4) are nominees for offico and shall have their names entered on the nonpartisan general election ballot.

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INTRODUCED BILL

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[^0]be held in that year and all candidates entered on the nonpartisan primary ballot shall be considered noeinated for their respective offices and shall have their nates placed on the nompartisan general election ballote
(b) If the number of candidates to be entered on the nonpartisan primary ballot for any particular office dees exceed twice the number of persons to be eiected to that office, a primary election shall be held for all offices to be voted on at the generat efectione
(5) Candidates for nomination, equal to twice the number to be elected at the nonpartisan general election for that office, who recelve the highest mumber of votes cast at the nompartisan primary or nominees determined under subsection (4) are nominees for office and shall have thelir names entered on the nonpartisan generd election ballote.



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HDUSE BILL NO． 439
INTRGOUCED BY H．ROBBINS，ORERG，REICHEAT，GILLIGAN
a bill for an act entitled：man act to allow the governing BODY OF A PULITICAL SUBDIVISION HITH A POPULATION DF 10,000 OR LESS TO DISPENSE WITH A NONPARTISAN PRIMARY ELECTION IN CERTAIN CIRCUMSTANCES：AMENOING SECTIOA 7－S－302．MCA．＊

## be it enacted by the legislature of the state of montana：

Section 1．Section 7－5－302，MCA，is amended to read：
n7－5－302．Nonpartisan primary ballot and election．（1） Except as otherwise provided in this section，a nonpartisan primary election shall be conducted and canvassed and its results returned in the same manner as a partisan primary election．
（2）Ballots in a nonpartisan primary election shall contain only the name of the candidate and the office so whicn the candidate seaks election．
（3）Electors voting at nonpartisan prinary election may vote for the number of candidates to be electes to each office．
（4）（a）If the number of candidates to be enter？d on the nonpartisan primary ballot for each office does not exceed twice the number of candidates to be electer for the respactive offices，a nonpartisan primary election shall not
be held in that year and all candidates entrop on the nonpartisan primary bollot shall be considered nominated for their respective offices and shall have their names placed on the nonpartisan general election ballot．
（b）If the nurber of candidates to be enternd on the nonpartisan priarary ballot for any particular office does exceed twice the number of persons to be elected to that ffice，a primary election shall be hald for all offices to be voted on at the general election．
（5）Candidates for nomination，equal to twice the numbr to be elected at the nonpartisan general election for that office，who receive the highest number of votes cast at the nonpartisan＂primary or nominees determined under subsection（4）are nowinees frof office and shall have their names entered on the nonpartisan general election ballot．

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    a bill for an act entitled: -an act to allow the governing body of a political subdivision with a population of $\mathbf{1 0 , 0 0 0}$ or less to dispense with a nonpartisan primary election im certain circumstances; amendimg section 7-5-302, nca.*
    be it enacted by the legislature of the state of montamas
    Section 1. Section 7-5-302, MCA, is esended to reeds
    -7-5-302. Nonpartisan primary ballot and election. (1)
    Except as otherwise provided in this section, a nonpartisan primary election shall be conducted and canvassed and its results returned in the same manner as a partisan primary election.
    (2) Ballots in a nompartisen primary election shell contain only the name of the candidate and the office to which the candidate seeks election.
    (3) Electors voting at a monpartisan primary eiection may vote for the number of candidates to be elected to each office.
    (4) (a) If the number of candidates to be entered on the nompartisan prieary bellot for each office does not exceed twice the number of candidates to be elected for the respective offices, a nonpartisan primary election shall not

