

HOUSE BILL 561

IN THE HOUSE

February 3, 1979

Introduced and referred to
Committee on State Adminis-
tration.

February 17, 1979

Committee recommend bill,
do not pass.

February 20, 1979

Report adopted.

1 House BILL NO. 561
 2 INTRODUCED BY Kvaalen
 3
 4 A BILL FOR AN ACT ENTITLED: "AN ACT TO REQUIRE THE GOVERNOR
 5 TO APPOINT THE LIEUTENANT GOVERNOR AS DIRECTOR OF ONE OF THE
 6 DEPARTMENTS OF STATE GOVERNMENT; PROVIDING A DELAYED
 7 EFFECTIVE DATE; AMENDING SECTION 2-15-201, MCA."
 8
 9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
 10 Section 1. Section 2-15-201, MCA, is amended to read:
 11 "2-15-201. Powers and duties of governor. In addition
 12 to those prescribed by the constitution, the governor has
 13 the power and must perform the following duties:
 14 (1) He is to supervise the official conduct of all
 15 executive and ministerial officers.
 16 (2) He is to see that all offices are filled and the
 17 duties thereof performed or, in default thereof, apply such
 18 remedy as the law allows. If the remedy is imperfect, he is
 19 to acquaint the legislature therewith at its next session.
 20 (3) He is to make the appointments and supply the
 21 vacancies as required by law.
 22 (4) He is the sole official organ of communication
 23 between the government of this state and the government of
 24 any other state or of the United States.
 25 (5) Whenever any suit or legal proceeding is pending

1 against this state or which may affect the title of this
 2 state to any property or which may result in any claim
 3 against the state, he may direct the attorney general to
 4 appear on behalf of the state and may employ such additional
 5 counsel as he may judge expedient.
 6 (6) He may require the attorney general or county
 7 attorney of any county to inquire into the affairs or
 8 management of any corporation existing under the laws of
 9 this state.
 10 (7) He may require the attorney general to aid the
 11 county attorney in the discharge of his duties.
 12 (8) He may offer rewards not exceeding \$1,000 each,
 13 payable out of the general fund, for the apprehension of any
 14 convict who has escaped from the state prison or any person
 15 who has committed or is charged with an offense punishable
 16 by death.
 17 ~~(9) He must appoint the lieutenant governor as~~
 18 ~~director of one of the departments of state government.~~
 19 ~~(9)(10)~~ He must perform such duties respecting
 20 fugitives from justice as are prescribed by Title 46,
 21 chapter 30.
 22 ~~(10)(11)~~ He must issue and transmit election
 23 proclamations, as prescribed by 13-11-101.
 24 ~~(11)(12)~~ He must issue land warrants and patents, as
 25 prescribed in 77-2-342.

1 ~~(12)~~(13) He must, on or before the second Monday of
2 November in the year 1892 and in each second year
3 thereafter, deliver to the secretary of state for
4 publication all biennial reports of officers and boards for
5 the 2 preceding years.

6 ~~(13)~~(14) He may require any officer or board to make
7 special reports to him, upon demands, in writing.

8 ~~(14)~~(15) He must discharge the duties of member of the
9 board of examiners, of nonvoting ex officio member of the
10 state board of education, and of member of the board of land
11 commissioners.

12 ~~(15)~~(16) He has such other powers and must perform such
13 other duties as are devolved upon him by this code or any
14 other law of this state."

15 Section 2. Effective date. This act is effective
16 January 5, 1981.

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