CHAPTER NO. 442

HOUSE BILL NO. 698

INTRODUCED BY PORTER, DONALDSON, SALES, THIESSEN

IN THE HOUSE

February 9, 1979	Introduced and referred to Committee on Local Government.
February 20, 1979	Committee recommend bill do pass. Report adopted.
February 21, 1979	Second reading, do pass.
February 22, 1979	Considered correctly engrossed.
	Third reading, passed. Transmitted to second house.

IN THE SENATE

February 23, 1979	Introduced and referred to Committee on Local Government.
March 14, 1979	Committee recommend bill be concurred in. Report adopted.
March 15, 1979	Motion pass consideration.
March 16, 1979	Second reading, concurred in.
March 19, 1979	Third reading, concurred in.

IN THE HOUSE

March 20, 1979

Returned from second house.
Concurred in. Sent to
enrolling.

Reported correctly enrolled.

1	INTRODUCED BY Forter Sonaldson Soles Thine	1	(b) one city clerk;
2	INTRODUCED BY total Sonaldson Solis Viens	2	(c) one city treasurer or finance
3		3	clerk-treasurer:
4	A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING THAT IN	4	te)[d] one chief of police;
5	CITIES OF THE FIRST, SECOND, AND THIRD CLASSES THE CITY	5	(d)[e] one assessor;
6	TREASURER SHALL BE APPOINTED; PROVIDING THAT THE CITY	6	<pre>(e)(f) one street commissioner;</pre>
7	ENGINEER SHALL BE OMITTED AS AN OFFICER THAT MAY BE	7	<pre>(f)(g) one city jailer;</pre>
8	APPOINTED BY THE CITY COUNCIL; AND AMENDING SECTIONS	8	fg)(h) one city surveyor; and
9	7-4-4101 AND 7-4-4102. MCA."	9	, (h)achiefengineerendone -
10		10	engineers,-whenever-e-paid-fire-departm
11	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:	11	such-citys-and
12	Section 1. Section 7-4-4101, MCA, is amended to read:	12	(i) any other officers necessary
13	*7-4-4101. Officers of city of first class. (1) The	13	provisions of this title.
14	officers of a city of the first class consist of:	14	(4) The city council may by or
15	(a) one mayor;	15	duties of all city officers and fix
16	(b) two aldermen from each ward;	16	subject-to-the-limitations-contained-in-
17	(c) one city judget <u>.</u>	17	Section 2. Section 7-4-4102. MCA
18	(d)onecitytreasurerywhomaybe- ex-off icio-to x	18	*7-4-4102. Officers of city of sec
19	collector	19	(1) The officers of a city of the
20	(2) The officers listed in subsection (1) must be	20	consist of:
21	elected by the qualified electors of the city, as	21	(a) one mayor;
22	hereinafter provided.	22	(b) two aldermen from each ward;
23	(3) There may also be appointed by the mayor, with the	23	(c) one city judget≞
24	advice and consent of the council:	24	(d)one-city-tressurery-whomay
25	(a) one city attorney;	25	collectory

officer or one city --or--more--assistant ent-is-established-in to carry out the dinance prescribe the their compensationy -this-title." • is amended to read: cond or third class. second or third class -be--ex--officio--tax

-2- HB 698 INTRODUCED BILL

- (2) The officers listed in subsection (I) must be elected by the qualified electors of the city as hereinafter provided.
- 4 (3) There may also be appointed by the mayor, with the sadvice and consent of the council:
 - (a) one city attorney;

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- 7 (b) one city clerk, who is ex officio city assessor;
- 8 (c) one city treasurer or one city clerk-treasurer:
- 9 tet(d) one chief of police; and
- 10 tdf(e) any other officers necessary to carry out the
 11 provisions of this title.
- 12 (4) The city council may prescribe the duties of all 13 city officers and fix their compensationy subject to the 14 limitations contained in this title."

-End-

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1	INTRODUCED BY Torter Almaluson Sales I
2	INTRODUCED BY forter Almaluson Sous
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4	A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING THAT IN
5	CITIES OF THE FIRST, SECOND, AND THIRD CLASSES THE CITY
6	TREASURER SHALL BE APPOINTED; PROVIDING THAT THE CITY
7	ENGINEER SHALL BE OMITTED AS AN OFFICER THAT MAY BE
8	APPOINTED BY THE CITY COUNCIL; AND AMENDING SECTIONS
9	7-4-4101 AND 7-4-4102. HCA."
0	
ıı	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
.2	Section 1. Section 7-4-4101, HCA, is amended to read:
13	*7-4-4101. Officers of city of first class. (1) The
4	officers of a city of the first class consist of:
15	(a) one mayor;
16	(b) two aldermen from each ward;
17	(c) one city judget.
18	(d)oneeitytreasurerywhomay- -be-ex- officio-ta x
19	collectory
20	(2) The officers listed in subsection (1) must be
21	elected by the qualified electors of the city, as
22	hereinafter provided.
23	(3) There may also be appointed by the mayor, with the
24	advice and consent of the council:
25	(a) one city attorney;

1	(b) one city clerk;
2	(c) one city treasurer or finance officer or one city
3	clark-treasurar:
4	tetid) one chief of police;
5	(d)[e] one assessor;
6	<pre>fef(f) one street commissioner;</pre>
7	<pre>ff)(g) one city jailer;</pre>
8	tg)[h] one city surveyor; and
9	(h)achief engineerandonearaore- -assistant
10	engineersy-whenever-e-paid-fire-department-is-established-in
11	such-eitys-and
12	(i) any other officers necessary to carry out the
13	provisions of this title.
14	(4) The city council may by ordinance prescribe the
15	duties of all city officers and fix their compensations
16	subject-to-the-limitations-contained-in-this-title."
17	Section 2. Section 7-4-4102, MCA, is amended to read:
18	#7-4-4102. Officers of city of second or third class.
19	$\{1\}$ The officers of a city of the second or third class
20	consist of:
21	(a) one mayor;
22	(b) two aldermen from each ward;
23	(c) one city judgets
24	(d)one-city-treesurery-whomaybeex- -officiotex
25	collector

- 1 (2) The officers listed in subsection (1) must be 2 elected by the qualified electors of the city as hereinafter 3 provided.
- 4 (3) There may also be appointed by the mayor, with the sadvice and consent of the council:
- (a) one city attorney;
- 7 (b) one city clerk, who is ex officio city assessor:
- 8 (c) one city treasurer or one city cleck-treasurer:
- 9 tetidl one chief of police; and
- 10 tdf(s) any other officers necessary to carry out the
 11 provisions of this title.
- 12 (4) The city council may prescribe the duties of all
 13 city officers and fix their compensationy subject to the
 14 Heitstions contained in this title.**

-End-

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46th Legislature HB 0698/02

HOUSE BILL NO. 698 INTRODUCED BY PORTER+ DONALDSON+ SALES+ THIESSEN A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING THAT IN CITIES OF THE FIRST, SECOND, AND THIRD CLASSES THE CITY TREASURER SHALL BE APPOINTED: PROVIDING THAT THE CITY ENGINEER SHALL BE OMITTED AS AN OFFICER THAT MAY BE APPOINTED BY THE CITY COUNCIL: AND AMENDING SECTIONS 7-4-4101 AND 7-4-4102. MCA.# 10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: 11 12 Section 1. Section 7-4-4101, MCA, is amended to read: #7-4-4101. Officers of city of first class. (1) The 13 officers of a city of the first class consist of: 14 15 (a) one #ayor: 16 (b) two aldermen from each ward; 17 (c) one city judgeta 18 tdl--one--city--treasurery--who--may--be-ex-officio-tex 19 collectors 20 (2) The officers listed in subsection (1) must be elected by the qualified electors of the city, as 21 hereinafter provided. 22 (3) There may also be appointed by the mayor, with the 23

advice and consent of the council:

(a) one city attorney;

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1 (b) one city clerk; 2 icl one city treasurer or finance officer or one city clerk-treasurer: tet(d) one chief of police; td)(e) one assessor; tetifl one street commissioner; tfi(a) one city jailer; tatin) one city surveyor; and 9 tht-----chief--engineer--and--one--or--more--assistant engineersy-whenever-a-paid-fire-department-is-established-in 10 such-cityt-and 11 12 (i) any other officers necessary to carry out the 13 provisions of this'title. 14 (4) The city council may by ordinance prescribe the 15 duties of all city officers and fix their compensations subject-to-the-limitations-contained-in-this-title." 16 17 Section 2. Section 7-4-4102, MCA, is amended to read: #7-4-4102. Officers of city of second or third class. 18 19 (1) The officers of a city of the second or third class consist of: 21 (a) one mayor; 22 (b) two aldermen from each ward; (c) one city judget. 24 (d)--one-city-treasurery-who--may--be--ex--afficio--tax 25 collector.

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provide	eđ.							
t	3) The	re may also	be appo	inted	by the	mayor	• with	the
adv∔ce	and co	rsent of th	e counci	1:				
•	a) one	city attor	ney:					
(1	b) one	city clerk	r who is	ex c	fficio	city	455 e5 5	or;
L	c)05 e	<u>city_treas</u>	MEGE OF .	006_6	ity_cle	ck:tce	asucec:	
te	e1141 (one chief d	f police	; and	!			
te	dfiel (eny other	officer	s nec	essary	to car	ry out	the
provis	ions of	this title	•					
64	43 The	city counc	il may p	resci	ibe the	dutie	s of	al 1
	- 6 6 1							

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-End-

+imitations-contained-in-this-title."