

HOUSE BILL 847

IN THE HOUSE

February 16, 1979	Introduced and referred to Committee on State Administration.
February 19, 1979	Rereferred to Committee on Rules.
February 20, 1979	Committee recommend bill, do pass.
February 21, 1979	Second reading, as amended.
February 22, 1979	Considered correctly engrossed.
February 23, 1979	Third reading, passed.

IN THE SENATE

February 23, 1979	Introduced and referred to Committee on State Administration.
April 20, 1979	Died in Committee.

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*House* BILL NO. *847*  
*George D. Fife, Helena, Montana*

INTRODUCED BY  
A BILL FOR AN ACT ENTITLED: "AN ACT TO REVISE THE APPOINTMENT PROCEDURES TO PERMANENT COMMITTEES OF THE LEGISLATURE; AMENDING SECTIONS 5-11-101, 5-12-202, 5-13-202, 5-14-101, 5-15-101, AND 5-16-101, MCA."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:  
Section 1. Section 5-11-101, MCA, is amended to read:  
"5-11-101. Appointment and composition of council.  
There is a legislative council which consists of:  
(1) four members of the house of representatives appointed by the speaker of the house with the advice of the majority and minority leaders of the house, no more than two of whom may be of the same political party; and  
(2) four members of the senate appointed by the committee on committees of the senate with the advice of the majority and minority leaders of the senate, no more than two of whom may be of the same political party."  
Section 2. Section 5-12-202, MCA, is amended to read:  
"5-12-202. Appointment of members. (1) The legislative finance committee consists of:  
(a) four six members of the senate ~~finance and claims~~ committee appointed by the ~~chairman~~ committee on committees

~~in consultation with the chairman of the senate finance and claims committee and the majority and minority leaders of the senate;~~  
~~(b) two members of the senate appointed at large by the committee on committees;~~  
~~(c) four six~~ members of the house of representatives ~~appropriations committee~~ appointed by the ~~chairman and speaker of the house in consultation with the chairman of the appropriations committee and the majority and minority leaders of the house.~~  
~~(d) two members of the house appointed at large by the speaker;~~  
(2) These members shall be appointed before the end of each legislative session. No more than three members of each ~~house two committee members and one at large member~~ may be from the same political party."  
Section 3. Section 5-13-202, MCA, is amended to read:  
"5-13-202. Appointment and term of members -- officers -- vacancies. (1) The legislative audit committee consists of:  
(a) four members of the senate appointed by the committee on committees in consultation with the majority and minority leaders of the senate; and  
(b) four members of the house of representatives appointed by the speaker in consultation with the majority

1 and minority leaders of the house.

2 (2) Members of the legislative audit committee must be  
 3 appointed before the 60th legislative day of each regular  
 4 session in the same manner as standing committees of the  
 5 respective houses are appointed. No more than two of the  
 6 appointees of each house may be members of the same  
 7 political party.

8 ~~(2)~~(3) A member of the committee shall serve until his  
 9 term of office as a legislator ends or until his successor  
 10 is appointed, whichever occurs first.

11 ~~(3)~~(4) The committee shall elect one of its members as  
 12 chairman and such other officers as it considers necessary.

13 ~~(4)~~(5) A vacancy on the committee occurring when the  
 14 legislature is not in session shall be filled by the  
 15 selection of a member of the legislature by the remaining  
 16 members of the committee."

17 Section 4. Section 5-14-101, MCA, is amended to read:  
 18 "5-14-101. Appointment and composition.

19 (1) The administrative code committee consists of:

20 (a) four members of the senate appointed by the  
 21 committee on committees in consultation with the majority  
 22 and minority leaders of the senate; and

23 (b) four members of the house of representatives  
 24 appointed by the speaker in consultation with the majority  
 25 and minority leaders of the house of representatives.

1 ~~(2) The members of the administrative code committee~~  
 2 ~~shall be appointed~~ before the 60th legislative day of the  
 3 regular session ~~in the same manner as standing committees of~~  
 4 ~~the respective houses are appointed.~~ No more than two of the  
 5 appointees of each house may be members of the same  
 6 political party."

7 Section 5. Section 5-15-101, MCA, is amended to read:  
 8 "5-15-101. Legislative consumer committee --  
 9 appointment and composition. (1) There is a legislative  
 10 consumer committee consisting of two members of the senate  
 11 and two members of the house of representatives.

12 (2) Members shall be appointed in the same following  
 13 manner: ~~as standing committees of the respective houses~~

14 (a) the senate members shall be appointed by the  
 15 committee on committees in consultation with the majority  
 16 and minority leaders of the senate; and

17 (b) the house members shall be appointed by the  
 18 speaker in consultation with the majority and minority  
 19 leaders of the house of representatives.

20 ~~(3) Members of the consumer committee shall be~~  
 21 appointed before the 60th legislative day of the legislative  
 22 session following the expiration of the terms of the members  
 23 of the committee. No more than one of the appointees of each  
 24 house may be members of the same political party."

25 Section 6. Section 5-16-101, MCA, is amended to read:

1       "5-16-101. Appointment and composition. The  
2 environmental quality council shall consist of 13 members to  
3 be as follows:

4       (1) the governor or his designated representative  
5 shall be an ex officio member of the council and shall  
6 participate in council meetings as a nonvoting member;

7       (2) four members of the senate and four members of the  
8 house of representatives ~~shall be~~ appointed before the 50th  
9 legislative day in the ~~same following~~ manner: ~~as--standing~~  
10 ~~committees-of-the-respective-houses-are-appointed.~~

11       ~~(a) four members of the senate appointed by the~~  
12 ~~committee on committees in consultation with the majority~~  
13 ~~and minority leaders of the senate, no more than two of whom~~  
14 ~~may be of the same political party; and~~

15       ~~(b) four members of the house of representatives~~  
16 ~~appointed by the speaker in consultation with the majority~~  
17 ~~and minority leaders of the house of representatives, no~~  
18 ~~more than two of whom may be of the same political party. No~~  
19 ~~more-than-two-of-the--appointees--of--each--house--shall--be~~  
20 ~~members-of-the-same-political-party.~~

21       (3) four members of the general public. Two public  
22 members shall be appointed by the speaker of the house with  
23 the consent of the house ~~majority and~~ minority leader, and  
24 two shall be appointed by the president of the senate with  
25 the consent of the senate ~~majority and~~ minority leader."

HF 847

## 1 HOUSE BILL NO. 847

2 INTRODUCED BY FABREGA, TROPILA, HUENNEKENS, RAMIREZ

3  
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO REVISE THE  
5 APPOINTMENT PROCEDURES TO PERMANENT COMMITTEES OF THE  
6 LEGISLATURE; AMENDING SECTIONS 5-11-101, 5-12-202, 5-13-202,  
7 5-14-101, 5-15-101, AND 5-16-101, MCA."

8  
9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

10 Section 1. Section 5-11-101, MCA, is amended to read:

11 "5-11-101. Appointment and composition of council.

12 There is a legislative council which consists of:

13 (1) four members of the house of representatives  
14 appointed by the speaker of the house ~~with the advice of~~  
15 AEIER CONSULTATION WITH the majority and minority leaders of  
16 the house, no more than two of whom may be of the same  
17 political party; and

18 (2) four members of the senate appointed by the  
19 committee on committees of the senate ~~with the advice of~~  
20 AEIER CONSULTATION WITH the majority and minority leaders of  
21 the senate, no more than two of whom may be of the same  
22 political party."

23 Section 2. Section 5-12-202, MCA, is amended to read:

24 "5-12-202. Appointment of members. (1) The legislative  
25 finance committee consists of:

1 (a) four ~~six~~ members of the senate ~~finance and claims~~  
2 ~~committee appointed by the chairman~~ committee on committees  
3 in AEIER consultation with the chairman of the senate  
4 finance and claims committee and the majority and minority  
5 leaders of the senate;

6 ~~(b) two members of the senate appointed at large by~~  
7 ~~the committee on committees;~~

8 ~~(c)(b) four six~~ members of the house of  
9 representatives ~~appropriations committee~~ appointed by the  
10 ~~chairman and speaker of the house in AEIER consultation~~  
11 with the chairman of the appropriations committee and the  
12 majority and minority leaders of the house;

13 ~~(d) two members of the house appointed at large by the~~  
14 ~~speaker;~~

15 (2) These members shall be appointed before the end of  
16 each legislative session. No more than three members of each  
17 house ~~two committee members and one at large member~~ may be  
18 from the same political party."

19 Section 3. Section 5-13-202, MCA, is amended to read:

20 "5-13-202. Appointment and term of members -- officers  
21 -- vacancies. (1) The legislative audit committee consists  
22 of:

23 (a) four members of the senate appointed by the  
24 committee on committees in AEIER consultation with the  
25 majority and minority leaders of the senate; and

1 ~~(b)~~ four members of the house of representatives  
2 appointed by the speaker in AETER consultation with the  
3 majority and minority leaders of the house.

4 ~~(2) Members of the legislative audit committee must be~~  
5 appointed before the 60th legislative day of each regular  
6 session in--the--same--manner--as--standing--committees--of--the  
7 respective--houses--are--appointed. No more than two of the  
8 appointees of each house may be members of the same  
9 political party.

10 ~~(2)(3)~~ A member of the committee shall serve until his  
11 term of office as a legislator ends or until his successor  
12 is appointed, whichever occurs first.

13 ~~(3)(4)~~ The committee shall elect one of its members as  
14 chairman and such other officers as it considers necessary.

15 ~~(4)(5)~~ A vacancy on the committee occurring when the  
16 legislature is not in session shall be filled by the  
17 selection of a member of the legislature by the remaining  
18 members of the committee."

19 Section 4. Section 5-14-101, MCA, is amended to read:

20 "5-14-101. Appointment and composition.

21 (1) The administrative code committee consists of:

22 (a) four members of the senate appointed by the  
23 committee on committees in AETER consultation with the  
24 majority and minority leaders of the senate; and

25 (b) four members of the house of representatives

1 appointed by the speaker in AETER consultation with the  
2 majority and minority leaders of the house of  
3 representatives.

4 (2) The members of the administrative code committee  
5 shall be appointed before the 60th legislative day of the  
6 regular session in--the--same--manner--as--standing--committees--of--  
7 the--respective--houses--are--appointed. No more than two of the  
8 appointees of each house may be members of the same  
9 political party."

10 Section 5. Section 5-15-101, MCA, is amended to read:

11 "5-15-101. Legislative consumer committee --  
12 appointment and composition. (1) There is a legislative  
13 consumer committee consisting of two members of the senate  
14 and two members of the house of representatives.

15 (2) Members shall be appointed in the same following  
16 manner: as--standing--committees--of--the--respective--houses

17 (a) the senate members shall be appointed by the  
18 committee on committees in AETER consultation with the  
19 majority and minority leaders of the senate; and

20 (b) the house members shall be appointed by the  
21 speaker in AETER consultation with the majority and minority  
22 leaders of the house of representatives.

23 (3) Members of the consumer committee shall be  
24 appointed before the 60th legislative day of the legislative  
25 session following the expiration of the terms of the members

1 of the committee. No more than one of the appointees of each  
 2 house may be members of the same political party."

3 Section 6. Section 5-16-101, MCA, is amended to read:  
 4 "5-16-101. Appointment and composition. The  
 5 environmental quality council shall consist of 13 members to  
 6 be as follows:

7 (1) the governor or his designated representative  
 8 shall be an ex officio member of the council and shall  
 9 participate in council meetings as a nonvoting member;

10 (2) four members of the senate and four members of the  
 11 house of representatives shall be appointed before the 50th  
 12 legislative day in the same following manner, as-standing  
 13 committees-of-the-respective-houses-are-appointed.

14 (a) ~~four members of the senate appointed by the~~  
 15 ~~committee on committees in AFIER consultation with the~~  
 16 ~~majority and minority leaders of the senate, no more than~~  
 17 ~~two of whom may be of the same political party; and~~

18 (b) ~~four members of the house of representatives~~  
 19 ~~appointed by the speaker in AFIER consultation with the~~  
 20 ~~majority and minority leaders of the house of~~  
 21 ~~representatives, no more than two of whom may be of the same~~  
 22 ~~political party. No more than two of the appointees of each~~  
 23 ~~house shall be members of the same political party.~~

24 (3) four members of the general public. Two public  
 25 members shall be appointed by the speaker of the house with

1 ~~the--consent--of~~ AFIER CONSULTATION WITH the house majority  
 2 and minority leader, and two shall be appointed by the  
 3 president of the senate with ~~the--consent--of~~ AFIER  
 4 CONSULTATION WITH the senate majority and minority leader."

-End-