

SENATE BILL NO. 90
INTRODUCED BY HAZELBAKER
BY REQUEST OF THE CODE COMMISSIONER

IN THE SENATE

January 12, 1979	Introduced and referred to Committee on State Administration.
January 26, 1979	Committee recommend bill do pass. Report adopted.
January 27, 1979	Printed and placed on members' desks.
January 29, 1979	Second reading, do pass.
January 30, 1979	Considered correctly engrossed.
January 31, 1979	Third reading, passed. Transmitted to second house.

IN THE HOUSE

February 1, 1979	Introduced and referred to Committee on State Administration.
March 2, 1979	Committee recommend bill be concurred in. Report adopted.
March 3, 1979	Second reading, concurred in.
March 6, 1979	Third reading, concurred in.

IN THE SENATE

March 7, 1979	Returned from second house. Concurred in. Sent to enrolling. Reported correctly enrolled.
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1 Special BILL NO. 90
 2 INTRODUCED BY Hall
 3 BY REQUEST OF THE CODE COMMISSIONER

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO GENERALLY REVISE AND
 5 CLARIFY THE LAWS RELATING TO THE LEGISLATIVE BRANCH;
 6 AMENDING SECTIONS 5-5-202, 5-11-202 THROUGH 5-11-208,
 7 5-11-211, 5-11-212, AND 22-1-218, MCA."

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

9 Section 1. Section 5-5-202, MCA, is amended to read:
 10 "5-5-202. Interim activities of committees. During an
 11 interim when the legislature is not in session, all
 12 regularly appointed standing or select committees of either
 13 house not formally discharged prior to the final adjournment
 14 of the preceding session shall continue as such committees.
 15 They are empowered to continue to sit as such committees as
 16 provided in this [act] title."

17 Section 2. Section 5-11-202, MCA, is amended to read:
 18 "5-11-202. Printing of the house and senate journals
 19 and session laws. ~~In addition to the duties prescribed in~~
 20 ~~5-11-112, the legislative services division of the~~ The
 21 legislative council shall deliver to the printer entitled to
 22 the same ~~them~~, at the earliest day practicable day after the
 23 final adjournment of each session of the legislature, copies

1 of all laws, resolutions, and journals kept, passed, or
 2 adopted, or kept at such the session, with proper indexes to
 3 the same."

4 Section 3. Section 5-11-203, MCA, is amended to read:
 5 "5-11-203. Distribution of senate and house journals
 6 and session laws. (1) Immediately after the senate and house
 7 journals and the session laws ~~mentioned in 5-11-202~~ are
 8 bound, ~~the legislative services division of the legislative~~
 9 council shall distribute them.

10 (2) ~~It~~ The council shall distribute the house and
 11 senate journals as follows:

- 12 (a) to each county clerk, one copy of each for the use
 13 of the county;
- 14 (b) to the state historical library, such number of
 15 copies of both, not exceeding 150 of each, as may be
 16 required by it for purposes of distribution and exchange;
- 17 (c) to the state law librarian, two copies of each for
 18 the use of the library and such additional copies as may be
 19 necessary for the purposes of exchange;
- 20 (d) to the library of congress, two copies of each;
 21 and
- 22 (e) to the ~~lieutenant governor~~ each member of the
 23 legislature, the secretary of the senate, and the chief
 24 clerk of the house of representatives at the session at
 25 which the journals were adopted, one copy of each.

1 (3) ~~It~~ The Council shall distribute the session laws
2 as follows:

3 (a) to each department of the government at Washington
4 and of the government of this state, one copy;

5 (b) to the library of congress, eight copies;

6 (c) to the state library, two copies;

7 (d) to the state historical library, two copies;

8 (e) to the state law librarian, four copies for the
9 use of the ~~state law~~ library and such additional copies as
10 may be required for exchange with libraries and institutions
11 maintained by other states, and territories, and public
12 libraries;

13 (f) to the library of each custodial institution, one
14 copy;

15 (g) to each Montana member of congress, each United
16 States district judge in Montana, each of the judges of the
17 state supreme and district courts, and each of the state
18 officers, one copy;

19 (h) to ~~the lieutenant-governor~~, each member of the
20 legislature, the secretary of the senate, and the chief
21 clerk of the house of representatives at the session at
22 which the laws were adopted, one copy;

23 (i) to each of the incorporated colleges of the state
24 and each unit of the state Montana university system, one
25 copy;

1 (j) to each county clerk, three copies for the use of
2 the county; and

3 (k) to each county attorney and to each clerk of a
4 district court, one copy."

5 Section 4. Section 5-11-204, MCA, is amended to read:

6 "5-11-204. Secretary of state to assign chapter
7 numbers to new laws. It shall be the duty of the secretary
8 of state, when bills passed by any legislature of ~~the state~~
9 of Montana are filed in his office as directed in 5-4-302
10 and 5-4-305, to note thereon the date of said filing and to
11 number such bills, except resolutions, ~~memorials~~, and bills
12 appropriating money, in the order of their reception by him,
13 chapter 1 and upwards, using Arabic numerals ~~for such~~
14 numbering."

15 Section 5. Section 5-11-205, MCA, is amended to read:

16 "5-11-205. Publication of laws -- format. ~~(1) The~~
17 ~~legislative-services-division-of-the-legislative-council-in~~
18 ~~pursuance-of-5-11-202, shall cause such laws as are therein~~
19 ~~specified--except--resolutions,--memorials,--and--bills~~
20 ~~appropriating money, to be printed with the heading of--each~~
21 ~~law~~

22 CHAPTER ~~vvvv~~

23 ~~numbered--from--1--upward,--using--Arabic--numerals--for--such~~
24 ~~numbering,--it--shall--omit--from--the--laws--the--statement--"Senate~~
25 ~~Bill--Nov--vvv"--and--"House--Bill--Nov--vvv"--.--Such--laws--shall--be~~

1 published in their numerical order, from 1 upward, as some
 2 have been filed in the office of the secretary of state. The
 3 chapter number shall appear as part of each page heading.
 4 Resolutions, memorials, and bills appropriating money shall
 5 be printed in the latter part of the volume containing the
 6 laws in the form and manner heretofore practiced in
 7 publishing such laws in all enrolled bills containing
 8 amendments to existing statutes, the new parts designated by
 9 underlining shall be printed in italics. The legislative
 10 council shall publish all laws and resolutions passed or
 11 adopted by each session of the legislature in a publication
 12 to be known as the "Laws of Montana".

13 (2) Laws of each session other than appropriations
 14 must be printed in the laws of Montana in the order that
 15 they have been filed in the office of the secretary of state
 16 with the chapter number assigned by the secretary of state
 17 as the heading. The chapter number must also appear as part
 18 of each page heading. In all laws containing amendments to
 19 an existing law, the new parts designated in the act by
 20 underlining must be printed in italics in the Laws of
 21 Montana. The senate or house bill number may be omitted from
 22 each act.

23 ~~(2)(3)~~ Reference to the laws of any a legislative
 24 session may be made as follows: "Chapter (giving
 25 number), of the laws Laws of (giving the year in which

1 some was enacted)".

2 (4) Appropriations passed by each session of the
 3 legislature must be printed in a separate section of the
 4 Laws of Montana with the house bill number as a heading.

5 (5) Resolutions adopted by each session of the
 6 legislature must be printed in a separate section of the
 7 Laws of Montana with the type of resolution and its number
 8 as a heading.

9 ~~(3)(6)~~ The legislative services division of the
 10 legislative council shall also have prepared and published
 11 with said laws and bound in the same volume publish in the
 12 Laws of Montana the indexes set forth in required by
 13 5-11-206."

14 Section 6. Section 5-11-206, MCA, is amended to read:

15 "5-11-206. Index. (1) ~~it shall be the duty of the~~
 16 ~~legislative services division of the~~ The legislative council
 17 ~~to shall~~ prepare a suitable index of all the laws and
 18 resolutions passed or adopted at each session of the
 19 legislature. Such ~~the~~ index shall be a thorough index of
 20 such ~~the~~ laws and resolutions and of each subject contained
 21 in or covered by such ~~the~~ laws and resolutions, together
 22 with such a cross-index as will assist in readily finding
 23 any subject or matter contained in such ~~each~~ volume.

24 (2) For the purpose of procuring and preserving
 25 uniformity in such indexes, the index of each succeeding

1 volume publication of the session laws shall conform as
2 nearly as practicable with those of the volumes preceding
3 it.

4 (3) There shall also be prepared for each volume
5 publication of such ~~the session laws an additional index~~ a
6 "code index" showing what sections of the ~~several codes of~~
7 ~~this state and what session laws~~ Montana Code Annotated have
8 been amended ~~or repealed altered or changed~~ by any laws
9 published ~~in that volume which shall be known and~~
10 ~~designated as the "Code Index" enacted by that session of~~
11 the legislature."

12 Section 7. Section 5-11-207, MCA, is amended to read:

13 "5-11-207. Description of county boundaries included
14 in session laws. ~~It shall be the duty of the legislative~~
15 ~~services division of the~~ The legislative council ~~to shall~~
16 include in the published session laws ~~of the state of~~
17 ~~Montana~~ a description of the county boundaries of ~~all~~ any
18 new counties of the state ~~of Montana~~ created by petition and
19 election, commencing with counties ~~so~~ created ~~on and~~ after
20 January 1, 1921, by inserting in each of ~~said~~ set of session
21 laws ~~such~~ new counties as that have been ~~so~~ created since
22 the publication of the ~~acts~~ laws of the previous session."

23 Section 8. Section 5-11-208, MCA, is amended to read:

24 "5-11-208. Expenses. The expenses incurred by the
25 ~~legislative services division of the~~ legislative council in

1 carrying into effect 5-11-202 ~~to through~~ 5-11-207,
2 ~~inclusive as amended,~~ must be paid out of ~~any moneys~~
3 ~~specifically money specifically~~ appropriated for the ~~that~~
4 purpose."

5 Section 9. Section 5-11-211, MCA, is amended to read:

6 "5-11-211. Definitions. For the purposes of ~~5-11-212~~
7 ~~through 5-11-214~~ this part, the following definitions are
8 adopted ~~apply~~:

9 (1) "Person" ~~shall include~~ means any person, firm,
10 corporation, or association.

11 (2) "Proceedings of the legislature" ~~shall include~~
12 means status sheets, daily ~~journal~~ journals, reproduced
13 bills, reproduced resolutions, ~~reproduced memorials~~ printed
14 bills, printed resolutions, ~~printed memorials~~ and
15 amendments thereto.

16 (3) "One complete set" ~~is~~ means one copy of each item
17 of the proceedings of a session, regular or special, of the
18 legislature.

19 (4) "Session Laws" for a particular year means the
20 laws and resolutions passed or adopted by that year's
21 session of the legislature."

22 Section 10. Section 5-11-212, MCA, is amended to read:

23 "5-11-212. ~~Schedule of fees~~ Fees for proceedings. (1)

24 A person ~~desiring to receive one~~ complete set of the
25 proceedings of a regular session of the legislature ~~shall~~

1 ~~may pay to the~~ be purchased from the secretary of state for
 2 the amount prescribed in the joint legislative rules. Upon
 3 receipt of ~~the money payment,~~ the secretary of state shall
 4 transmit the name of the person purchaser to the executive
 5 director of the legislative council, who shall supply the
 6 person purchaser with a complete set of the proceedings. ~~Any~~
 7 ~~person desiring to receive more than one set shall pay the~~
 8 ~~session fee for each additional set.~~

9 (2) A person purchaser who requests that a set of the
 10 proceedings be mailed shall pay an additional fee as
 11 prescribed in the joint legislative rules to the secretary
 12 of state for each complete set that is mailed.

13 (3) ~~A person desiring to receive single~~ Single copies
 14 of ~~mimeographed bills, mimeographed resolutions, printed~~
 15 bills, printed resolutions, or amendments thereto ~~shall~~
 16 ~~purchase them~~ may be purchased from the ~~legislative services~~
 17 ~~division of the legislative council~~ for a price varying with
 18 the length of the document as prescribed in the joint rules.

19 (4) ~~A person desiring to receive single~~ Single copies
 20 of status sheets or status of proceedings ~~may purchase them~~
 21 be purchased from the ~~legislative services division of the~~
 22 legislative council for a price per copy as prescribed in
 23 the joint rules. A person may subscribe to receive daily
 24 copies of the status sheets or status of proceedings by mail
 25 for a fee covering ~~the actual costs of the service which set~~

1 by the legislative council ~~may fix to cover the costs of the~~
 2 service.

3 (5) The executive director of the legislative council
 4 and the secretary of state shall account for all funds
 5 collected by their respective offices under this section and
 6 shall transmit ~~such the~~ funds to the treasurer of the state
 7 of Montana, who shall credit them to the general fund."

8 Section 11. Section 22-1-218, MCA, is amended to read:
 9 "22-1-218. Exemptions. This part ~~shall~~ does not apply
 10 to officers of or affect the duties concerning publications
 11 distributed by:

12 (1) the state law library;

13 (2) the secretary of state in connection with his
 14 duties under 2-15-401(16);

15 (3) the code commissioner in connection with his
 16 duties under Title 1, chapter 11, as amended; and

17 (4) ~~the legislative services division of the~~
 18 legislative council in connection with its duties under
 19 5-11-203, as amended."

-End-

Approved by Committee
on State Administration

Special BILL NO. 90

INTRODUCED BY *Hall*

BY REQUEST OF THE CODE COMMISSIONER

A BILL FOR AN ACT ENTITLED: "AN ACT TO GENERALLY REVISE AND CLARIFY THE LAWS RELATING TO THE LEGISLATIVE BRANCH; AMENDING SECTIONS 5-5-202, 5-11-202 THROUGH 5-11-208, 5-11-211, 5-11-212, AND 22-1-218, MCA."

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

Section 1. Section 5-5-202, MCA, is amended to read:

"5-5-202. Interim activities of committees. During an interim when the legislature is not in session, all regularly appointed standing or select committees of either house not formally discharged prior to the final adjournment of the preceding session shall continue as such committees. They are empowered to continue to sit as such committees as provided in this ~~fact~~ title."

Section 2. Section 5-11-202, MCA, is amended to read:

"5-11-202. Printing of the house and senate journals and session laws. ~~In addition to the duties prescribed in 5-11-112, the legislative services division of the~~ The legislative council shall deliver to the printer entitled to ~~the same them~~, at the earliest ~~day~~ practicable day after the final adjournment of each session of the legislature, copies

of all laws, resolutions, and journals kept, passed, or adopted, ~~or kept~~ at each the session, with proper indexes to the same."

Section 3. Section 5-11-203, MCA, is amended to read:

"5-11-203. Distribution of senate and house journals and session laws. (1) Immediately after the senate and house journals and the session laws ~~mentioned in 5-11-202~~ are bound, ~~the legislative services division of the~~ legislative council shall distribute them.

(2) ~~It~~ The council shall distribute the house and senate journals as follows:

(a) to each county clerk, one copy of each for the use of the county;

(b) to the state historical library, such number of copies of both, not exceeding 150 of each, as may be required by it for purposes of distribution and exchange;

(c) to the state law librarian, two copies of each for the use of the library and such additional copies as may be necessary for the purposes of exchange;

(d) to the library of congress, two copies of each; and

(e) ~~to the lieutenant governor~~, each member of the legislature, the secretary of the senate, and the chief clerk of the house of representatives at the session at which the journals were adopted, one copy of each.

1 (3) ~~it~~ The council shall distribute the session laws
2 as follows:

3 (a) to each department of the government at Washington
4 and of the government of this state, one copy;

5 (b) to the library of congress, eight copies;

6 (c) to the state library, two copies;

7 (d) to the state historical library, two copies;

8 (e) to the state law librarian, four copies for the
9 use of the ~~state-law~~ library and such additional copies as
10 may be required for exchange with libraries and institutions
11 maintained by other states, ~~and~~ territories, and public
12 libraries;

13 (f) to the library of each custodial institution, one
14 copy;

15 (g) to each Montana member of congress, each United
16 States district judge in Montana, each of the judges of the
17 state supreme and district courts, and each of the state
18 officers, one copy;

19 (h) to the ~~lieutenant-governor~~, each member of the
20 legislature, the secretary of the senate, and the chief
21 clerk of the house of representatives at the session at
22 which the laws were adopted, one copy;

23 (i) to each of the incorporated colleges of the state
24 and each unit of the state Montana university system, one
25 copy;

1 (j) to each county clerk, three copies for the use of
2 the county; and

3 (k) to each county attorney and to each clerk of a
4 district court, one copy."

5 Section 4. Section 5-11-204, MCA, is amended to read:
6 "5-11-204. Secretary of state to assign chapter
7 numbers to new laws. It shall be the duty of the secretary
8 of state, when bills passed by any legislature of ~~the state~~
9 of Montana are filed in his office as directed in 5-4-302
10 and 5-4-305, to note thereon the date of said filing and to
11 number such bills, except resolutions, ~~memorials~~, and bills
12 appropriating money, in the order of their reception by him,
13 chapter 1 and upwards, using Arabic numerals ~~for such~~
14 numbering."

15 Section 5. Section 5-11-205, MCA, is amended to read:
16 "5-11-205. Publication of laws -- format. (1) ~~The~~
17 ~~legislative-services-division-of-the-legislative-council-in~~
18 ~~pursuance-of-5-11-202, shall cause such laws as are therein~~
19 ~~specified, except resolutions, memorials, and bills~~
20 ~~appropriating money, to be printed with the heading of each~~
21 ~~law~~

22 CHAPTER ~~xxxx~~
23 ~~numbered from 1 upwards using Arabic numerals for such~~
24 ~~numberings; it shall omit from the laws the statement "Senate~~
25 ~~Bill-11-xxxx" and "House Bill-11-xxxx". Such laws shall be~~

1 published in their numerical order, from 1 upward, as some
 2 have been filed in the office of the secretary of state. The
 3 chapter number shall appear as part of each page heading. The
 4 Resolutions, memorials, and bills appropriating money shall
 5 be printed in the latter part of the volume containing the
 6 laws in the form and manner heretofore practiced in
 7 publishing such laws in all enrolled bills containing
 8 amendments to existing statutes, the new parts designated by
 9 underlining shall be printed in italics. The legislative
 10 council shall publish all laws and resolutions passed or
 11 adopted by each session of the legislature in a publication
 12 to be known as the "Laws of Montana".

13 (2) Laws of each session other than appropriations
 14 must be printed in the Laws of Montana in the order that
 15 they have been filed in the office of the secretary of state
 16 with the chapter number assigned by the secretary of state
 17 as the heading. The chapter number must also appear as part
 18 of each page heading. In all laws containing amendments to
 19 an existing law, the new parts designated in the act by
 20 underlining must be printed in italics in the Laws of
 21 Montana. The senate or house bill number may be omitted from
 22 each act.

23 ~~(2)~~(3) Reference to the laws of any a legislative
 24 session may be made as follows: "Chapter (giving
 25 number), of the laws Laws of (giving the year in which

1 some was enacted)".

2 (4) Appropriations passed by each session of the
 3 legislature must be printed in a separate section of the
 4 Laws of Montana with the house bill number as a heading.

5 (5) Resolutions adopted by each session of the
 6 legislature must be printed in a separate section of the
 7 Laws of Montana with the type of resolution and its number
 8 as a heading.

9 ~~(3)~~(6) The legislative services division of the
 10 legislative council shall also have prepared and published
 11 with said laws and bound in the same volume publish in the
 12 Laws of Montana the indexes set forth in required by
 13 5-11-206."

14 Section 6. Section 5-11-206, MCA, is amended to read:
 15 "5-11-206. Index. (1) ~~it shall be the duty of the~~
 16 ~~legislative services division of the~~ The legislative council
 17 ~~to shall~~ prepare a suitable index of all the laws and
 18 resolutions passed or adopted at each session of the
 19 legislature. Such ~~the~~ index shall be a thorough index of
 20 such ~~the~~ laws and resolutions and of each subject contained
 21 in or covered by such ~~the~~ laws and resolutions, together
 22 with such a cross-index ~~as will~~ to assist in readily finding
 23 any subject or matter contained in such ~~each~~ volume.

24 (2) For the purpose of ~~procuring and preserving~~
 25 uniformity in such indexes, the index of each succeeding

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1 volume publication of the session laws shall conform as
2 nearly as practicable with those of the volumes preceding
3 it.

4 (3) There shall also be prepared for each volume
5 publication of such ~~the session~~ laws ~~an additional index~~ a
6 "code index" showing what sections of the several ~~codes of~~
7 ~~this state and what session laws~~ Montana Code Annotated have
8 been amended, or repealed, altered, or changed by any laws
9 published ~~in that volume, which shall be known and~~
10 ~~designated as the "code index" enacted by that session of~~
11 the legislature."

12 Section 7. Section 5-11-207, MCA, is amended to read:

13 "5-11-207. Description of county boundaries included
14 in session laws. ~~It shall be the duty of the legislative~~
15 ~~services division of the~~ the legislative council to shall
16 include in the published session laws ~~of the state of~~
17 Montana a description of the county boundaries of ~~all~~ any
18 new counties of the state of Montana created by petition and
19 election, commencing with counties so created ~~on and after~~
20 January 1, 1921, by inserting in each of said set of session
21 laws such new counties as that have been so created since
22 the publication of the acts laws of the previous session."

23 Section 8. Section 5-11-208, MCA, is amended to read:

24 "5-11-208. Expenses. The expenses incurred by the
25 ~~legislative services division of the~~ legislative council in

1 carrying into effect 5-11-202 to through 5-11-207,
2 ~~inclusive, as amended,~~ must be paid out of ~~any moneys~~
3 ~~specifically money specifically~~ appropriated for the ~~that~~
4 purpose."

5 Section 9. Section 5-11-211, MCA, is amended to read:

6 "5-11-211. Definitions. For the purposes of 5-11-212
7 through 5-11-214 ~~this part,~~ the following definitions are
8 adopted apply:

9 (1) "Person" ~~shall include~~ means any person, firm,
10 corporation, or association.

11 (2) "Proceedings of the legislature" ~~shall include~~
12 means status sheets, daily ~~journal~~ journals, reproduced
13 bills, reproduced resolutions, reproduced ~~memorials,~~ printed
14 bills, printed resolutions, printed ~~memorials,~~ and
15 amendments thereto.

16 (3) "One complete set" ~~is~~ means one copy of each item
17 of the proceedings of a session, regular or special, of the
18 legislature.

19 (4) "Session Laws" ~~for a particular year means the~~
20 laws and resolutions passed or adopted by that year's
21 session of the legislature."

22 Section 10. Section 5-11-212, MCA, is amended to read:

23 "5-11-212. ~~Schedule of fees~~ Fees for proceedings. (1)
24 ~~A person desiring to receive one~~ complete set of the
25 proceedings of a regular session of the legislature ~~shall~~

1 ~~may pay to the~~ be purchased from the secretary of state for
 2 the amount prescribed in the joint legislative rules. Upon
 3 receipt of ~~the money payment,~~ the secretary of state shall
 4 transmit the name of the person purchaser to the executive
 5 director of the legislative council, who shall supply the
 6 person purchaser with a complete set of the proceedings. Any
 7 ~~person desiring to receive more than one set shall pay the~~
 8 ~~session fee for each additional set.~~

9 (2) A person purchaser who requests that a set of the
 10 proceedings be mailed shall pay an additional fee as
 11 prescribed in the joint legislative rules to the secretary
 12 of state for each complete set that is mailed.

13 (3) ~~A person desiring to receive single~~ single copies
 14 of ~~mimeographed bills, mimeographed resolutions, printed~~
 15 ~~bills, printed resolutions, or amendments thereto shall~~
 16 ~~purchase them~~ may be purchased from the legislative services
 17 division of the legislative council for a price varying with
 18 the length of the document as prescribed in the joint rules.

19 (4) ~~A person desiring to receive single~~ single copies
 20 of status sheets or status of proceedings may ~~purchase them~~
 21 be purchased from the legislative services division of the
 22 legislative council for a price per copy as prescribed in
 23 the joint rules. A person may subscribe to receive daily
 24 copies of the status sheets or status of proceedings by mail
 25 for a fee covering ~~the actual costs of the service which set~~

1 ~~by the legislative council~~ may fix to cover the costs of the
 2 service.

3 (5) The executive director of the legislative council
 4 and the secretary of state shall account for all funds
 5 collected by their respective offices under this section and
 6 shall transmit ~~such~~ the funds to the treasurer of the state
 7 of Montana, who shall credit them to the general fund."

8 Section 11. Section 22-1-218, MCA, is amended to read:
 9 "22-1-218. Exemptions. This part ~~shall~~ does not apply
 10 to officers of or affect the duties concerning publications
 11 distributed by:

- 12 (1) the state law library;
 13 (2) the secretary of state in connection with his
 14 duties under 2-15-401(16);
 15 (3) the code commissioner in connection with his
 16 duties under Title 1, chapter 11, as amended; and
 17 (4) ~~the legislative services division of the~~
 18 legislative council in connection with its duties under
 19 5-11-203, as amended."

-End-

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 2 INTRODUCED BY Hallaker
 3 BY REQUEST OF THE CODE COMMISSIONER
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 5 A BILL FOR AN ACT ENTITLED: "AN ACT TO GENERALLY REVISE AND
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 17 They are empowered to continue to sit as such committees as
 18 provided in this [act] title."
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 22 ~~5-11-112, the legislative services division of the~~ The
 23 legislative council shall deliver to the printer entitled to
 24 ~~the same item,~~ at the earliest day practicable day after the
 25 final adjournment of each session of the legislature, copies

1 of all laws, resolutions, and journals kept, passed, or
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 3 the same."
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 9 council shall distribute them.
 10 (2) ~~It~~ The council shall distribute the house and
 11 senate journals as follows:
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 13 of the county;
 14 (b) to the state historical library, such number of
 15 copies of both, not exceeding 150 of each, as may be
 16 required by it for purposes of distribution and exchange;
 17 (c) to the state law librarian, two copies of each for
 18 the use of the library and such additional copies as may be
 19 necessary for the purposes of exchange;
 20 (d) to the library of congress, two copies of each;
 21 and
 22 (e) to the lieutenant governor, each member of the
 23 legislature, the secretary of the senate, and the chief
 24 clerk of the house of representatives at the session at
 25 which the journals were adopted, one copy of each.

1 ~~published in their numerical order, from top upward, as some~~
 2 ~~have been filed in the office of the secretary of state. The~~
 3 ~~chapter number shall appear as part of each page heading.~~
 4 ~~Resolutions, memorials, and bills appropriating money shall~~
 5 ~~be printed in the latter part of the volume containing the~~
 6 ~~laws, in the form and manner heretofore practiced in~~
 7 ~~publishing such laws, in all enrolled bills containing~~
 8 ~~amendments to existing statutes, the new parts designated by~~
 9 ~~underlining shall be printed in italics. The legislative~~
 10 council shall publish all laws and resolutions passed or
 11 adopted by each session of the legislature in a publication
 12 to be known as the "Laws of Montana".

13 (2) Laws of each session other than appropriations
 14 must be printed in the Laws of Montana in the order that
 15 they have been filed in the office of the secretary of state
 16 with the chapter number assigned by the secretary of state
 17 as the heading. The chapter number must also appear as part
 18 of each page heading. In all laws containing amendments to
 19 an existing law, the new parts designated in the act, by
 20 underlining must be printed in italics in the Laws of
 21 Montana. The senate or house bill number may be omitted from
 22 each act.

23 ~~(2)(1)~~ Reference to the laws of any a legislative
 24 session may be made as follows: "Chapter (giving
 25 number), of the laws Laws of (giving the year in which

1 ~~some was enacted)".~~

2 (4) Appropriations passed by each session of the
 3 legislature must be printed in a separate section of the
 4 Laws of Montana with the house bill number as a heading.

5 (5) Resolutions adopted by each session of the
 6 legislature must be printed in a separate section of the
 7 Laws of Montana with the type of resolution and its number
 8 as a heading.

9 ~~(3)(1)~~ The ~~legislative services division~~ of the
 10 legislative council shall also have prepared and published
 11 with said laws and bound in the same volume publish in the
 12 Laws of Montana the indexes set forth in required by
 13 5-11-206."

14 Section 6. Section 5-11-206, MCA, is amended to read:

15 "5-11-206. Index. (1) ~~it shall be the duty of the~~
 16 ~~legislative services division of the~~ The legislative council
 17 to shall prepare a suitable index of all the laws and
 18 resolutions passed or adopted at each session of the
 19 legislature. Such ~~the~~ index shall be a thorough index of
 20 such ~~the~~ laws and resolutions and of each subject contained
 21 in or covered by such ~~the~~ laws and resolutions, together
 22 with such a cross-index ~~as will~~ to assist in readily finding
 23 any subject or matter contained in such each volume.

24 (2) For the purpose of procuring and preserving
 25 uniformity in such indexes, the index of each succeeding

1 volume publication of the session laws shall conform as
2 nearly as practicable with those of the volumes preceding
3 it.

4 (3) There shall also be prepared for each volume
5 publication of such ~~the session laws on additional index~~ a
6 "code index" showing what sections of the ~~several codes of~~
7 ~~this state and what session laws Montana Code Annotated~~ have
8 been amended ~~or repealed, altered, or changed~~ by any laws
9 published ~~in that volume, which shall be known and~~
10 ~~designated as the "code index" enacted by that session of~~
11 ~~the legislature."~~

12 Section 7. Section 5-11-207, MCA, is amended to read:
13 "5-11-207. Description of county boundaries included
14 in session laws. ~~it shall be the duty of the legislative~~
15 ~~services division of the~~ legislative council to ~~shall~~
16 include in the published session laws of ~~the state of~~
17 Montana a description of the county boundaries of ~~it~~ any
18 new counties of the state ~~of Montana~~ created by petition and
19 election, commencing with counties so created ~~on and~~ after
20 January 1, 1921, by inserting in each of ~~said set of~~ session
21 laws such new counties ~~as that~~ have been so created since
22 the publication of the ~~acts~~ laws of the previous session."

23 Section 8. Section 5-11-208, MCA, is amended to read:
24 "5-11-208. Expenses. The expenses incurred by the
25 ~~legislative services division of the~~ legislative council in

1 carrying into effect 5-11-202 ~~to through~~ 5-11-207,
2 ~~inclusive as amended~~ must be paid out of any ~~moneys~~
3 ~~specifically money specifically~~ appropriated for the ~~that~~
4 purpose."

5 Section 9. Section 5-11-211, MCA, is amended to read:
6 "5-11-211. Definitions. For the purposes of 5-11-212
7 through 5-11-214 ~~this part~~, the following definitions are
8 adopted apply:

9 (1) "Person" ~~shall include~~ means any person, firm,
10 corporation, or association.

11 (2) "Proceedings of the legislature" ~~shall include~~
12 means status sheets, daily ~~journals~~ journals, reproduced
13 bills, reproduced resolutions, ~~reproduced memorials,~~ printed
14 bills, printed resolutions, ~~printed memorials,~~ and
15 amendments thereto.

16 (3) "One complete set" ~~is~~ means one copy of each item
17 of the proceedings of a session, regular or special, of the
18 legislature.

19 (4) "Session Laws" for a particular year means the
20 laws and resolutions passed or adopted by that year's
21 session of the legislature."

22 Section 10. Section 5-11-212, MCA, is amended to read:
23 "5-11-212. Schedule of fees ~~for~~ fees for proceedings. (1)
24 A person ~~desiring to receive one~~ complete set of the
25 proceedings of a regular session of the legislature ~~shall~~

1 ~~may pay to the~~ be purchased from the secretary of state for
 2 the amount prescribed in the joint legislative rules. Upon
 3 receipt of ~~the money payment,~~ the secretary of state shall
 4 transmit the name of the person purchaser to the executive
 5 director of the legislative council, who shall supply the
 6 person purchaser with a complete set of the proceedings. Any
 7 ~~person desiring to receive more than one set shall pay the~~
 8 ~~session fee for each additional set.~~

9 (2) A person purchaser who requests that a set of the
 10 proceedings be mailed shall pay an additional fee as
 11 prescribed in the joint legislative rules to the secretary
 12 of state for each complete set that is mailed.

13 (3) ~~A person desiring to receive single~~ Single copies
 14 of ~~mimeographed bills, mimeographed resolutions, printed~~
 15 ~~bills, printed resolutions, or amendments thereto shall~~
 16 ~~purchase them~~ may be purchased from the legislative services
 17 division of the legislative council for a price varying with
 18 the length of the document as prescribed in the joint rules.

19 (4) ~~A person desiring to receive single~~ Single copies
 20 of status sheets or status of proceedings ~~may purchase them~~
 21 be purchased from the legislative services division of the
 22 legislative council for a price per copy as prescribed in
 23 the joint rules. A person may subscribe to receive daily
 24 copies of the status sheets or status of proceedings by mail
 25 for a fee covering ~~the actual costs of the service which set~~

1 ~~by the legislative council~~ may fix to cover the costs of the
 2 service.

3 (5) The executive director of the legislative council
 4 and the secretary of state shall account for all funds
 5 collected by their respective offices under this section and
 6 shall transmit ~~such the~~ funds to the treasurer of the state
 7 of Montana, who shall credit them to the general fund."

8 Section 11. Section 22-1-218, MCA, is amended to read:

9 "22-1-218. Exemptions. This part ~~shall~~ does not apply
 10 to officers of or affect the duties concerning publications
 11 distributed by:

12 (1) the state law library;

13 (2) the secretary of state in connection with his
 14 duties under 2-15-401(16);

15 (3) the code commissioner in connection with his
 16 duties under Title I, chapter 11, as amended; and

17 (4) ~~the legislative services division of the~~
 18 legislative council in connection with its duties under
 19 5-11-203, as amended."

-End-

1 SENATE BILL NO. 90
 2 INTRODUCED BY HAZELBAKER
 3 BY REQUEST OF THE CODE COMMISSIONER

4
 5 A BILL FOR AN ACT ENTITLED: "AN ACT TO GENERALLY REVISE AND
 6 CLARIFY THE LAWS RELATING TO THE LEGISLATIVE BRANCH;
 7 AMENDING SECTIONS 5-5-202, 5-11-202 THROUGH 5-11-208,
 8 5-11-211, 5-11-212, AND 22-1-218, MCA."

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

11 Section 1. Section 5-5-202, MCA, is amended to read:

12 "5-5-202. Interim activities of committees. During an
 13 interim when the legislature is not in session, all
 14 regularly appointed standing or select committees of either
 15 house not formally discharged prior to the final adjournment
 16 of the preceding session shall continue as such committees.
 17 They are empowered to continue to sit as such committees as
 18 provided in this ~~part~~ title."

19 Section 2. Section 5-11-202, MCA, is amended to read:

20 "5-11-202. Printing of the house and senate journals
 21 and session laws. ~~in addition to the duties prescribed in~~
 22 ~~5-11-112, the legislative services division of the~~ the
 23 legislative council shall deliver to the printer entitled to
 24 ~~the same~~ them, at the earliest day practicable ~~day~~
 25 final adjournment of each session of the legislature, copies

1 of all laws, resolutions, and journals kept, passed, or
 2 adopted, ~~or kept~~ at such ~~the~~ session, with proper indexes to
 3 the same."

4 Section 3. Section 5-11-203, MCA, is amended to read:

5 "5-11-203. Distribution of senate and house journals
 6 and session laws. (1) Immediately after the senate and house
 7 journals and the session laws mentioned ~~in 5-11-202~~ are
 8 bound, ~~the legislative services division of the~~ legislative
 9 council shall distribute them.

10 (2) ~~It~~ The council shall distribute the house and
 11 senate journals as follows:

12 (a) to each county clerk, one copy of each for the use
 13 of the county;

14 (b) to the state historical library, such number of
 15 copies of both, not exceeding 150 of each, as may be
 16 required by it for purposes of distribution and exchange;

17 (c) to the state law librarian, two copies of each for
 18 the use of the library and such additional copies as may be
 19 necessary for the purposes of exchange;

20 (d) to the library of congress, two copies of each;
 21 and

22 (e) to the ~~lieutenant-governor~~, each member of the
 23 legislature, the secretary of the senate, and the chief
 24 clerk of the house of representatives at the session at
 25 which the journals were adopted, one copy of each.

1 (3) ~~It~~ The council shall distribute the session laws
2 as follows:

3 (a) to each department of the government at Washington
4 and of the government of this state, one copy;

5 (b) to the library of congress, eight copies;

6 (c) to the state library, two copies;

7 (d) to the state historical library, two copies;

8 (e) to the state law librarian, four copies for the
9 use of the ~~state law~~ library and such additional copies as
10 may be required for exchange with libraries and institutions
11 maintained by other states, ~~and territories,~~ and public
12 libraries;

13 (f) to the library of each custodial institution, one
14 copy;

15 (g) to each Montana member of congress, each United
16 States district judge in Montana, each of the judges of the
17 state supreme and district courts, and each of the state
18 officers, one copy;

19 (h) to ~~the lieutenant-governor,~~ each member of the
20 legislature, the secretary of the senate, and the chief
21 clerk of the house of representatives at the session at
22 which the laws were adopted, one copy;

23 (i) to each of the incorporated colleges of the state
24 and each unit of the state Montana university system, one
25 copy;

1 (j) to each county clerk, three copies for the use of
2 the county; and

3 (k) to each county attorney and to each clerk of a
4 district court, one copy."

5 Section 4. Section 5-11-204, MCA, is amended to read:

6 "5-11-204. Secretary of state to assign chapter
7 numbers to new laws. It shall be the duty of the secretary
8 of state, when bills passed by any legislature of ~~the state~~
9 of Montana are filed in his office as directed in 5-4-302
10 and 5-4-305, to note thereon the date of said filing and to
11 number such bills, except resolutions, ~~memorials,~~ and bills
12 appropriating money, in the order of their reception by him,
13 chapter 1 and upwards, using Arabic numerals for ~~such~~
14 numbering."

15 Section 5. Section 5-11-205, MCA, is amended to read:

16 "5-11-205. Publication of laws -- format. (1) ~~The~~
17 ~~legislative-services-division-of-the-legislative-council,~~ in
18 ~~pursuance-of-5-11-202,~~ shall cause such laws as are ~~therein~~
19 ~~specified,~~ ~~except~~ ~~resolutions,~~ ~~memorials,~~ ~~and~~ ~~bills~~
20 ~~appropriating money,~~ to be printed with the heading of ~~each~~
21 ~~law~~

22 CHAPTER ~~xxxx~~

23 numbered ~~from 1~~ upwards, using Arabic numerals for such
24 numbering; ~~it shall omit from the laws the statement "Senate~~
25 ~~Bill Nov-xxxx" and "House Bill Nov-xxxx". Such laws shall be~~

1 published in their numerical order, from top upward, as some
 2 have been filed in the office of the secretary of state. The
 3 chapter number shall appear as part of each page heading.
 4 Resolutions, memorials, and bills appropriating money shall
 5 be printed in the latter part of the volume containing the
 6 laws in the form and manner heretofore practiced in
 7 publishing such laws in all enrolled bills containing
 8 amendments to existing statutes, the new parts designated by
 9 underlining shall be printed in italics. The legislative
 10 council shall publish all laws and resolutions passed or
 11 adopted by each session of the legislature in a publication
 12 to be known as the "Laws of Montana".

13 (2) Laws of each session other than appropriations
 14 must be printed in the Laws of Montana in the order that
 15 they have been filed in the office of the secretary of state
 16 with the chapter number assigned by the secretary of state
 17 as the heading. The chapter number must also appear as part
 18 of each page heading. In all laws containing amendments to
 19 an existing law, the new parts designated in the act by
 20 underlining must be printed in italics in the Laws of
 21 Montana. The senate or house bill number may be omitted from
 22 each act.

23 (2)(3) Reference to the laws of any a legislative
 24 session may be made as follows: "Chapter (giving
 25 number) of the Laws of (giving the year in which

1 some was enacted)".

2 (4) Appropriations passed by each session of the
 3 legislature must be printed in a separate section of the
 4 Laws of Montana with the house bill number as a heading.

5 (5) Resolutions adopted by each session of the
 6 legislature must be printed in a separate section of the
 7 Laws of Montana with the type of resolution and its number
 8 as a heading.

9 (3)(6) The legislative services division of the
 10 legislative council shall also have prepared and published
 11 with said laws and bound in the same volume publish in the
 12 Laws of Montana the indexes set forth in required by
 13 5-11-206."

14 Section 6. Section 5-11-206, MCA, is amended to read:

15 "5-11-206. Index. (1) It shall be the duty of the
 16 legislative services division of the legislative council
 17 to shall prepare a suitable index of all the laws and
 18 resolutions passed or adopted at each session of the
 19 legislature. Such index shall be a thorough index of
 20 such laws and resolutions and of each subject contained
 21 in or covered by such laws and resolutions, together
 22 with such a cross-index as will assist in readily finding
 23 any subject or matter contained in such each volume.

24 (2) For the purpose of procuring and preserving
 25 uniformity in such indexes, the index of each succeeding

1 volume publication of the session laws shall conform as
2 nearly as practicable with those of the volumes preceding
3 it.

4 (3) There shall also be prepared for each volume
5 publication of such ~~the session laws an additional index~~ &
6 ~~"code index"~~ showing what sections of the several codes of
7 this state and what sessions laws Montana Code Annotated have
8 been amended, or repealed, altered, or changed by any laws
9 published in that volume which shall be known and
10 designated as the "Code Index" ~~enacted by that session of~~
11 the legislature."

12 Section 7. Section 5-11-207, MCA, is amended to read:
13 "5-11-207. Description of county boundaries included
14 in session laws. ~~It shall be the duty of the legislative~~
15 ~~services division of the~~ legislative council to shall
16 include in the published session laws of the state of
17 Montana a description of the county boundaries of ~~all~~ any
18 new counties of the state of Montana created by petition and
19 election, commencing with counties so created on and after
20 January 1, 1921, by inserting in each of said ~~set~~ of session
21 laws such new counties as ~~that~~ have been so created since
22 the publication of the acts laws of the previous session."

23 Section 8. Section 5-11-208, MCA, is amended to read:
24 "5-11-208. Expenses. The expenses incurred by the
25 legislative services division of the legislative council in

1 carrying into effect 5-11-202 to through 5-11-207,
2 inclusive ~~as amended~~, must be paid out of any moneys
3 specially money specifically appropriated for the ~~that~~
4 purpose."

5 Section 9. Section 5-11-211, MCA, is amended to read:
6 "5-11-211. Definitions. For the purposes of 5-11-212
7 through 5-11-214 ~~this part~~, the following definitions are
8 adopted apply:

9 (1) "Person" shall include means any person, firm,
10 corporation, or association.

11 (2) "Proceedings of the legislature" shall include
12 means status sheets, daily journal journals, reproduced
13 bills, reproduced resolutions, reproduced memorials, printed
14 bills, printed resolutions, printed memorials, and
15 amendments thereto.

16 (3) "One complete set" means one copy of each item
17 of the proceedings of a session, regular or special, of the
18 legislature.

19 (4) "Session Laws" for a particular year means the
20 laws and resolutions passed or adopted by that year's
21 session of the legislature."

22 Section 10. Section 5-11-212, MCA, is amended to read:
23 "5-11-212. Schedule of fees Fees for proceedings. (1)
24 A person desiring to receive one complete set of the
25 proceedings of a regular session of the legislature shall

1 ~~may pay-to-the~~ be purchased from the secretary of state for
 2 the amount prescribed in the joint legislative rules. Upon
 3 receipt of ~~the-money payment,~~ the secretary of state shall
 4 transmit the name of the person purchaser to the executive
 5 director of the legislative council, who shall supply the
 6 person purchaser with a complete set of the proceedings. Any
 7 ~~person-desiring-to-receive-more-than-one-set-shall-pay-the~~
 8 ~~session-fee-for-each-additional-set.~~

9 (2) A person purchaser who requests that a set of the
 10 proceedings be mailed shall pay an additional fee as
 11 prescribed in the joint legislative rules to the secretary
 12 of state for each complete set that is mailed.

13 (3) ~~A-person-desiring-to-receive-single~~ single copies
 14 of ~~mimeographed--bills--mimeographed--resolutions--printed~~
 15 bills, printed resolutions, or amendments thereto ~~shall~~
 16 ~~purchase-them~~ may be purchased from the ~~legislative-services~~
 17 ~~division-of~~ the legislative council for a price varying with
 18 the length of the document as prescribed in the joint rules.

19 (4) ~~A--person-desiring-to-receive-single~~ single copies
 20 of status sheets or status of proceedings ~~may purchase--them~~
 21 be purchased from the ~~legislative-services-division-of~~ the
 22 legislative council for a price per copy as prescribed in
 23 the joint rules. A person may subscribe to receive daily
 24 copies of the status sheets or status of proceedings by mail
 25 for a fee ~~covering-the-actual-costs-of-the-service-which set~~

1 by the legislative council ~~may-fix~~ to cover the costs of the
 2 service.

3 (5) The executive director of the legislative council
 4 and the secretary of state shall account for all funds
 5 collected by their respective offices under this section and
 6 shall transmit such ~~the~~ funds to the treasurer of the state
 7 of Montana, who shall credit them to the general fund."

8 Section 11. Section 22-1-218, MCA, is amended to read:
 9 "22-1-218. Exemptions. This part ~~shall~~ does not apply
 10 to officers of or affect the duties concerning publications
 11 distributed by:

- 12 (1) the state law library;
- 13 (2) the secretary of state in connection with his
 14 duties under 2-15-401(16);
- 15 (3) the code commissioner in connection with his
 16 duties under Title 1, chapter 11, as amended; and
- 17 (4) ~~the---legislative---services---division---of~~ the
 18 legislative council in connection with its duties under
 19 5-11-203, as amended."

-End-