### HOUSE BILL NO. 335

### INTRODUCED BY KANDUCH, D. BROWN, CONROY, PAVLOVICH MANUEL, JACOBSEN, DAILY

IN THE HOUSE

January 19, 1981	Introduced and referred to Committee on Judiciary.
January 29, 1981	Committee recommend bill do pass as amended. Report adopted.
January 30, 1981	Bill printed and placed on members' desks.
January 31, 1981	Second reading, pass consideration until February 2, 1981.
February 2, 1981	Second reading, do pass.
Pebruary 3, 1981	Correctly engrossed.
February 4, 1981	Third reading, passed. Transmitted to Senate.
IN T	HE SENATE
February 5, 1981	Introduced and referred to Committee on Judiciary.
March 4, 1981	Committee recommend bill be concurred in. Report adopted.
March 6, 1981	Second reading, concurred in.
March 9, 1981	Third reading, concurred in. Ayes, 44; Noes, 0.
IN	THE HOUSE
March 10, 1981	Returned from Senate. Concurred in. Sent to enrolling.

Reported correctly enrolled.

LC 0913/01

1 Brown Conray Larbout INTRODUCED BY 2 Manuel Joschan 3 A BILL FOR AN ACT ENTITLED: WAN ACT TO CHANGE THE EFFECTIVE 4 DATE OF AN INITIATIVE, CONSTITUTIONAL AMENDMENT, OR 5 REFERENDUM TO OCTOBER 1 FOLLOWING APPROVAL: AMENDING SECTION 6 7 13-27-105. MCA."

8

SE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: 9 10 Section 1. Section 13-27-105, MCA, is amended to read: #13-27-105. Effective 11 date of initiative and 12 referendum issues. (1) Unless the petition placing an 13 initiative issue on the ballot states otherwise, an 14 initiative issue approved by the people is effective on duty 15 October 1 following approval.

(2) Unless the legislature provides otherwise, a
constitutional amendment proposed by the legislature and
approved by the people is effective on duly <u>Sctober</u> 1
following approval.

(3) Unless specifically provided by the legislature in
an act referred by it to the people or until suspended by a
petition signed by at least 15% of the qualified electors in
a majority of the legislative representative districts, an
act referred to the people is in effect as provided by law
until it is approved or rejected at the election. An act

that is rejected is repealed effective the date the result 1 of the canvass is filed by the secretary of state under 2 13-27-503. An act referred to the people that was in effect 3 at the time of the election and is approved by the people 4 remains in effect. An act that was suspended by a patition 5 and is approved by the people is effective the date the 6 7 result of the canvass is filed by the secretary of state under 13-27-503. An act referred by the legislature that 8 contains an effective date following the election becomes 9 10 effective on that date if approved by the people. An act that provides no effective date and whose substantive 11 provisions were delayed by the legislature pending approval 12 at an election and that is approved is effective duly 13 October 1 following the election." 14

-End-

#### 47th Legislature

H8 0335/02

#### HB 0335/02

### Approved by Committee on Judiciary

1	HOUSE BILL ND. 335
2	INTRODUCED BY KANDUCH, D. BROWN, CONROY, PAVLOVICH
3	MANUEL, JACOBSEN, DAILY
4	
5	A BILL FUR AN ACT ENTITLED: "AN ACT TO CHANGE THE EFFECTIVE
6	DATE OF AN INITIATIVE, CONSTITUTIONAL AMENDMENT, UR
7	REFERENDUM TO OCTOBER 1 FOLLOWING APPROVAL; AMENDING SECTION
8	13-27-105, MCA."
9	
10	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
11	Section 1. Section 13-27-105, MCA, is amended to read:
12	"13-27-105. Effective date of initiative and
13	referendum issues. (1) Unless the petition placing an
14	initiative issue on the ballot states otherwise, an
15	initiative issue approved by the people is effective on <del>July</del>
16	<u>October</u> 1 following approval. <u>HOWEVER, IF THE ISSUE</u>
17	DELEGATES RULEMAKING AUTHORITY, IT IS EFFECTIVE NO SOONER
18	IHAN OCTOBER 1 FOLLOWING APPROVAL.
19	(2) Unless the legislature provides otherwise, a
20	constitutional amendment proposed by the legislature and
21	approved by the people is effective on <del>July</del> Octoper 1

22 following approval.

(3) Unless specifically provided by the legislature in
an act referred by it to the people or until suspended by a
petition signed by at least 15% of the qualified electors in

1 a majority of the legislative representative districts, an 2 act referred to the people is in effect as provided by law 3 until it is approved or rejected at the election. An act that is rejected is repealed effective the date the result 4 5 of the canvass is filed by the secretary of state under 6 13-27-503. An act referred to the people that was in effect at the time of the election and is approved by the people 7 8 remains in effect. An act that was suspended by a petition 9 and is approved by the people is effective the date the 10 result of the canvass is filed by the secretary of state 11 under 13-27-503. An act referred by the legislature that contains an effective date following the election becomes 12 13 effective on that date if approved by the people. An act that provides no effective date and whose substantive 14 15 provisions were delayed by the legislature pending approval at an election and that is approved is effective <del>July</del> 16 17 October 1 following the election."

-End-

## SECOND READING

-2-

HB 0335/02	ΗВ	0335/02	
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HOUSE BILL NO. 335 1 2 INTRODUCED BY KANDUCH. D. BROWN. CONROY. PAVLOVICH 3 MANUEL, JACOBSEN, DAILY 4 A BILL FUR AN ACT ENTITLED: "AN ACT TO CHANGE THE EFFECTIVE 5 DATE OF AN INITIATIVE, CONSTITUTIONAL AMENDMENT, OR 6 REFERENDUM TO OCTOBER 1 FOLLOWING APPROVAL; AMENDING SECTION 7 13-27-105+ MCA." 8 9 10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: 11 Section 1. Section 13-27-105, MCA+ is amended to read: "13-27-105. Effective date 12 of initiative and referendum issues. (1) Unless the petition placing an 13 initiative issue on the ballot states otherwise, an 14 initiative issue approved by the people is effective on duly 15 Uctober 1 following approval. HOWEVER, IF THE ISSUE 16 17 DELEGATES\_\_RULEMAKING\_\_AUTHORITY,\_\_IT\_IS\_EFFECTIVE\_NO\_SOONER THAN DCTOBER 1 FOLLOWING APPROVAL. 13 19 (2) Unless the legislature provides otherwise, a constitutional amendment proposed by the legislature and 20 approved by the people is effective on July October 1 21 following approval. 22 23 (3) Unless specifically provided by the legislature in 24 an act referred by it to the people or until suspended by a petition signed by at least 15% of the qualified electors in 25

1 a majority of the legislative representative districts. an 2 act referred to the people is in effect as provided by law 3 until it is approved or rejected at the election. An act 4 that is rejected is repealed effective the date the result 5 of the canvass is filed by the secretary of state under 13-27-503. An act referred to the people that was in effect 6 at the time of the election and is approved by the people 7 8 remains in effect. An act that was suspended by a petition 9 and is approved by the people is effective the date the 10 result of the canvass is filed by the secretary of state 11 under 13-27-503. An act referred by the legislature that 12 contains an effective date following the election becomes 13 effective on that date if approved by the people. An act 14 that provides no effective date and whose substantive 15 provisions were delayed by the legislature pending approval 16 at an election and that is approved is effective delay 17 October 1 following the election."

-End-

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# THIRD READING

HS 335

HB 0335/02

1	HOUSE BILL NO. 335
2	INTRODUCED BY KANDUCH. D. BROWN, CONROY, PAVLOVICH
3	MANUEL, JACOBSEN, DAILY
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5	A BILL FOR AN ACT ENTITLED: "AN ACT TO CHANGE THE EFFECTIVE
6	DATE OF AN INITIATIVE. CONSTITUTIONAL AMENDMENT, UR
7	REFERENDUM TO OCTOBER 1 FOLLOWING APPROVAL; AMENDING SECTION
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10	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
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17	DELEGATES_RULEMAKING_AUTHORITY,_IT_IS_EFFECTIVE_NO_SOONER
18	THAN DETOBER 1 FOLLOWING APPROVAL.
19	(2) Unless the legislature provides otherwises a

20 constitutional amendment proposed by the legislature and 21 approved by the people is effective on duly October 1 22 following approval.

(3) Unless specifically provided by the legislature in
an act referred by it to the people or until suspended by a
petition signed by at least 15% of the qualified electors in

a majority of the legislative representative districts, an 1 2 act referred to the people is in effect as provided by law 3 until it is approved or rejected at the election. An act that is rejected is repealed effective the date the result 4 5 of the canvass is filed by the secretary of state under 13-27-503. An act referred to the people that was in effect 6 7 at the time of the election and is approved by the people remains in effect. An act that was suspended by a petition 8 9 and is approved by the people is effective the date the 10 result of the canvass is filed by the secretary of state 11 under 13-27-503. An act referred by the legislature that 12 contains an effective date following the election becomes 13 effective on that date if approved by the people. An act 14 that provides no effective date and whose substantive provisions were delayed by the legislature pending approval 15 at an election and that is approved is effective duly 16 17 October 1 following the election."

-End-

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H8 335

REFERENCE BILL