

Senate Bill 92

In The Senate

January 10, 1981

Introduced and referred  
to Committee on State  
Administration.

January 20, 1981

Committee recommend bill  
do not pass.

1  
2 INTRODUCED BY Sen. Boyle BILL NO. 92  
3 Rep. Smith

4 A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THAT THE  
5 DECLARATION FOR NOMINATION TO PUBLIC OFFICE CONTAIN A  
6 STATEMENT ATTESTED BY THE CANDIDATE THAT HE KNOWS THE SALARY  
7 OF THE OFFICE; AMENDING SECTION 13-10-201, MCA."

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

10 Section 1. Section 13-10-201, MCA, is amended to read:

11 "13-10-201. Declaration for nomination. (1) Each  
12 candidate in the primary election, except nonpartisan  
13 candidates filing under the provisions of chapter 14, shall  
14 send a declaration for nomination to the secretary of state  
15 or election administrator. Each candidate for governor  
16 shall send a joint declaration for nomination with a  
17 candidate for lieutenant governor.

18 (2) A declaration for nomination shall be filed in the  
19 office of:

20 (a) the secretary of state for a congressional office,  
21 state or district office to be voted for in more than one  
22 county, member of the legislature, or judge of the district  
23 court;

24 (b) the election administrator for a county, municipal,  
25 precinct, or district office (other than a member of the

1 legislature or judge of the district court) to be voted for  
2 in only one county.

3 (3) Each candidate shall sign the declaration and send  
4 with it the required filing fee or, in the case of an  
5 indigent candidate, send with it the documents required by  
6 13-10-203. The declaration for nomination shall be  
7 acknowledged by an officer empowered to acknowledge  
8 signatures if sent by mail or by the officer of the office  
9 at which the filing is made.

10 (4) The declaration, when filed, is conclusive evidence  
11 that the elector is a candidate for nomination by his party.

12 (5) The declaration for nomination shall be in the form  
13 and contain the information prescribed by the secretary of  
14 state. ~~The form must contain a statement to be attested by~~  
15 ~~the candidate that he knows the salary of the office for~~  
16 ~~which he is filing.~~ The secretary of state and election  
17 administrator shall furnish declaration for nomination forms  
18 to individuals requesting them.

19 (6) Declarations for nomination shall be filed no  
20 sooner than the first business day in January of an election  
21 year for that office and no later than 5 p.m., 50 days  
22 before the date of the primary election."

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