

SENATE BILL NO. 341

INTRODUCED BY MAZUREK, HAMMOND, J. O'HARA,
SIVERTSEN, BARDANOUVE

BY REQUEST OF THE ATTORNEY GENERAL

IN THE SENATE

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| January 30, 1981 | Introduced and referred to Committee on Judiciary. |
| February 14, 1981 | Committee recommend bill do pass. Report adopted. |
| February 16, 1981 | Bill printed and placed on members' desks. |
| February 17, 1981 | Second reading, do pass. |
| February 18, 1981 | Correctly engrossed. |
| February 19, 1981 | Third reading, passed. Ayes, 49; Noes, 0. Transmitted to House. |

IN THE HOUSE

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| February 20, 1981 | Introduced and referred to Committee on Judiciary. |
| March 17, 1981 | Committee recommend bill be concurred in as amended. Report adopted. |
| March 21, 1981 | Second reading, concurred in. |
| March 24, 1981 | Third reading, concurred in as amended. Ayes, 99; Noes, 0. |

IN THE SENATE

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| March 25, 1981 | Returned from House with amendments. |
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April 1, 1981

On motion, consideration be passed for the day.

April 2, 1981

Second reading, amendments not concurred in.

On motion Free Conference Committee requested and appointed.

April 8, 1981

Free Conference Committee reported.

IN THE HOUSE

April 10, 1981

Free Conference Committee report adopted.

IN THE SENATE

April 10, 1981

On motion, consideration be passed for the day.

April 11, 1981

Second reading, Free Conference Committee report adopted.

April 13, 1981

Third reading, Free Conference Committee report adopted. Ayes, 48; Noes, 0. Sent to enrolling.

Reported correctly enrolled.

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Senate BILL NO. *341*
INTRODUCED BY *Reginald Hammond Johnson*
Senator BY REQUEST OF THE ATTORNEY GENERAL
Baudenave

A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE FOR TRIAL OF AN OFFENSE IN ANY COUNTY WHEREIN IS COMMITTED AN OFFENSE THAT IS PART OF A COMMON SCHEME; AMENDING SECTION 46-3-102, MCA."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
Section 1. Section 46-3-102, MCA, is amended to read:
"46-3-102. When offense committed partly in one and partly in another county. ~~Where~~ When two or more acts are requisite to the commission of any offense ~~or when two or more offenses are committed in furtherance of a common scheme,~~ the trial may be in any county in which any of such acts ~~or offenses~~ occur."

-End-

INTRODUCED BILL
SB 341

Approved by Committee
on Judiciary

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House BILL NO. *341*
INTRODUCED BY *Theresa Hammond Johnson*
Baudenave BY REQUEST OF THE ATTORNEY GENERAL

A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE FOR TRIAL OF
AN OFFENSE IN ANY COUNTY WHEREIN IS COMMITTED AN OFFENSE
THAT IS PART OF A COMMON SCHEME; AMENDING SECTION 46-3-102,
MCA."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
Section 1. Section 46-3-102, MCA, is amended to read:
"46-3-102. When offense committed partly in one and
partly in another county. Where ~~when~~ two or more acts are
requisite to the commission of any offense ~~or when two or~~
~~more offenses are committed in furtherance of a common~~
~~scheme,~~ the trial may be in any county in which any of such
acts ~~or offenses~~ occur."

-End-

SECOND READING
SB 341

1 *Assembly* BILL NO. *341*
 2 INTRODUCED BY *Theresa Hammond J. Han*
 3 *Baronave* BY REQUEST OF THE ATTORNEY GENERAL
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5 A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE FOR TRIAL OF
 6 AN OFFENSE IN ANY COUNTY WHEREIN IS COMMITTED AN OFFENSE
 7 THAT IS PART OF A COMMON SCHEME; AMENDING SECTION 46-3-102,
 8 MCA."
 9

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

11 Section 1. Section 46-3-102, MCA, is amended to read:
 12 "46-3-102. When offense committed partly in one and
 13 partly in another county. Where ~~when~~ two or more acts are
 14 requisite to the commission of any offense ~~or when two or~~
 15 ~~more offenses are committed in furtherance of a common~~
 16 ~~scheme~~, the trial may be in any county in which any of such
 17 acts ~~or offenses~~ occur."

-End-

THIRD READING
 SB 341

1 SENATE BILL NO. 341

2 INTRODUCED BY MAZUREK, HAMMOND, J. O'HARA,

3 SIVERTSEN, BARDANOUVE

4 BY REQUEST OF THE ATTORNEY GENERAL

5
6 A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE FOR TRIAL OF
7 AN ACT OR OFFENSE IN ANY COUNTY WHEREIN IS COMMITTED AN
8 OFFENSE THAT IS PART OF A COMMON SCHEME; AMENDING SECTION
9 46-3-102, MCA."

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

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14 partly in another county. Where when two or more acts are
15 requisite to the commission of any offense or when two or
16 more ACTS OR offenses are committed in furtherance of a
17 common scheme, the trial may be in any county in which any
18 of such acts or offenses occur."

-End-

REFERENCE BILL
SB 341

1 SENATE BILL NO. 341

2 INTRODUCED BY MAZUREK, HAMMOND, J. O'HARA,

3 SIVERTSEN, BARDANOUVE

4 BY REQUEST OF THE ATTORNEY GENERAL

5
6 A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE FOR TRIAL OF
7 AN ~~ACT OR~~ OFFENSE IN ANY COUNTY WHEREIN IS COMMITTED AN ACT
8 OR OFFENSE THAT IS PART OF A COMMON SCHEME; AMENDING SECTION
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15 requisite to the commission of any offense or when two or
16 more ACTS OR offenses are committed in furtherance of a
17 common scheme, the trial may be in any county in which any
18 of such acts or offenses occur."

-End-

REFERENCE BILL: Includes Free Joint
Conference Committee Report
Dated 4-8-81 **58341**

April 8, 19 81

FREE CONFERENCE COMMITTEE
ON SENATE BILL NO. 341

(Report No. 1, April 8, 1981)

MR. PRESIDENT AND SPEAKER OF THE HOUSE:

We, your Free Conference Committee on Senate Bill No. 341, met April 8, 1981, and considered:

House Judiciary Committee Amendments to the third reading copy, dated March 16, 1981, and recommend as follows:

That the House recede from Committee amendment no. 1;

That the Senate accede to Committee amendment no. 2;

That Senate Bill No. 341 be further amended as specified in CLERICAL INSTRUCTION no. 2;

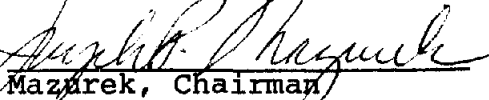
That the reference copy of Senate Bill No. 341 read as specified in the CLERICAL INSTRUCTIONS;

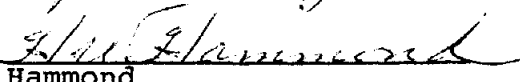
And, that the Conference Report to Senate Bill No. 341 be adopted.

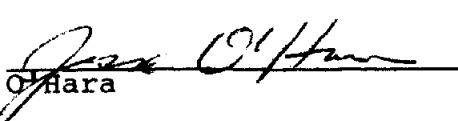
CLERICAL INSTRUCTIONS:

1. Title, line 7.
Following: "AN"
Strike: "ACT OR"
2. Title, line 7.
Following: "COMMITTED AN"
Insert: "ACT OR"

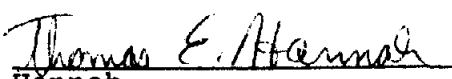
FOR THE SENATE:

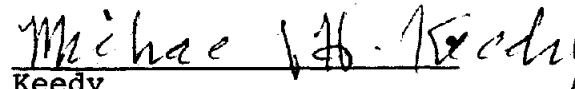

Mazurek, Chairman



Hammond


O'Hara

FOR THE HOUSE:


Hannah


Keedy


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HOUSE JUDICIARY COMMITTEE

AMENDMENTS TO SENATE BILL NO. 341

1. Title, line 6.

Following: "AN"

Insert: "ACT OR"

2. Page 1, line 15.

Following: "more"

Insert: "acts or"