

Senate Bill 464

In The Senate

February 13, 1981	Introduced and referred to Committee on State Administration.
February 18, 1981	Fiscal note requested.
February 19, 1981	Fiscal note returned.
February 20, 1981	Committee recommend bill do not pass.

1 *Sen. Bill No. 464*
 2 INTRODUCED BY *Sen. Bob Brown, Berg, Hoffmann*
 3 *Concom Hallgren*

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE FOR THE
 5 INCLUSION OF CANDIDATE INFORMATION IN THE VOTER INFORMATION
 6 PAMPHLET REGARDING BALLOT ISSUES; AMENDING SECTIONS
 7 13-27-401 AND 13-27-410, MCA."

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

10 NEW SECTION. Section 1. Candidate information. (1)
 11 The secretary of state shall include a candidate information
 12 section covering state and congressional offices in the
 13 voter information pamphlet provided for in 13-27-401. The
 14 candidate information section shall include, in addition to
 15 a statement and photograph as specified in [section 2], the
 16 following information regarding the candidate:

- 17 (a) name and address;
- 18 (b) occupation;
- 19 (c) educational background; and
- 20 (d) age.

21 (2) The secretary of state may arrange the candidate
 22 information in the order that seems appropriate, but
 23 presentation of this information must be uniform.

24 NEW SECTION. Section 2. Voluntary participation --
 25 requirements -- space allotted. (1) Participation in the

1 candidate information section of the voter information
 2 pamphlet by candidates for state and congressional office is
 3 voluntary.

4 (2) Candidates who choose to participate shall file
 5 with the secretary of state, 95 days prior to a general
 6 election, a typewritten sheet with the candidate's name,
 7 address, occupation, educational background, and age; a
 8 statement; and a photograph that is not more than 3 years
 9 old and suitable for reproduction.

10 (3) Candidates specified in subsections (b) through
 11 (1) of 13-12-207(1) who choose to participate shall pay a
 12 fee of \$600 to the secretary of state to help defray the
 13 costs of publishing, printing, and distribution. Candidates
 14 under this subsection are entitled to a space of one page in
 15 the voter information pamphlet, which shall contain the
 16 information referred to in [section 1]. The statement of
 17 candidates who are covered in this subsection may not exceed
 18 250 words.

19 (4) Candidates for the office of state senator, state
 20 representative, or district court judge who choose to
 21 participate shall pay a fee of \$100 to the secretary of
 22 state. Candidates covered by this subsection are entitled to
 23 a space of one-quarter page in the voter information
 24 pamphlet, which shall include the information referred to
 25 in [section 1]. The statement of candidates who are covered

1 in this subsection may not exceed 150 words.

2 Section 3. Section 13-27-401, MCA, is amended to read:

3 "13-27-401. Voter information pamphlet. (1) The
4 secretary of state shall prepare for printing a voter
5 information pamphlet containing the following information
6 for each ballot issue to be voted on at an election, as
7 applicable:

8 (a) ballot title and complete text of the issue;

9 (b) the form in which the issue will appear on the
10 ballot;

11 (c) arguments advocating approval and rejection of the
12 issue; and

13 (d) rebuttal arguments.

14 (2) The pamphlet shall also contain a notice advising
15 the recipient where additional copies of the pamphlet may be
16 obtained.

17 (3) ~~Whenever more than one ballot issue is to be voted~~
18 ~~on at a single election, the secretary of state may publish~~
19 ~~a single pamphlet for all of the ballot issues.~~ The
20 secretary of state may arrange the ballot issue information
21 in the order which seems most appropriate, but the
22 presentation of this information for ~~all issues in the~~
23 ~~pamphlet shall~~ must be presented in the same order uniform."

24 Section 4. Section 13-27-410, MCA, is amended to read:

25

1 "13-27-410. Printing and distribution of voter
2 information pamphlet. (1) The secretary of state shall
3 arrange with the department of administration by requisition
4 for the printing and delivery of a voter information
5 pamphlet ~~for all ballot issues to be submitted to the people~~
6 at least 90 days before the election at which they will be
7 submitted. The requisition shall include a delivery list
8 providing for shipment of the required number of pamphlets
9 to each county and to the secretary of state.

10 (2) The secretary of state shall estimate the number
11 of copies necessary to furnish one copy to every voter in
12 each county, except that two or more voters with the same
13 mailing address and the same last name may be counted as one
14 voter. The secretary of state shall provide for an extra
15 supply of the pamphlets in determining the number of voter
16 pamphlets to be ordered in the requisition.

17 (3) The department of administration shall call for
18 bids and contract with the lowest bidder for the printing
19 and delivery of the voter information pamphlet. The contract
20 shall require completion of printing and shipment, as
21 specified on the delivery list, of the voter information
22 pamphlets by not later than 30 days before the election ~~at~~
23 ~~which the ballot issues will be voted on by the people.~~

24 (4) The county official responsible for voter
25 registration in each county shall mail one cop of the voter

1 information pamphlet to each registered voter in the county,
2 except that two or more voters with the same mailing address
3 and the same last name may be counted as one voter. The
4 mailing shall take place no later than 2 weeks after the
5 pamphlets are received from the printer.

6 (5) Ten copies of the voter information pamphlet shall
7 be available at each precinct for use by any voter wishing
8 to read the explanatory information and complete text before
9 voting ~~on-the-ballot-issues.~~"

10 Section 5. Codification instruction. Sections 1 and 2
11 are intended to be codified as an integral part of Title 13,
12 chapter 10, and the provisions of Title 13, chapter 10,
13 apply to sections 1 and 2.

-End-

1 *Senate* BILL NO. *464*
 2 INTRODUCED BY *Sen. Bob Brown, Berg Hoffmann*
 3 *Conoco Hallgren*

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE FOR THE
 5 INCLUSION OF CANDIDATE INFORMATION IN THE VOTER INFORMATION
 6 PAMPHLET REGARDING BALLOT ISSUES; AMENDING SECTIONS
 7 13-27-401 AND 13-27-410, MCA."

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

10 NEW SECTION. Section 1. Candidate information. (1)
 11 The secretary of state shall include a candidate information
 12 section covering state and congressional offices in the
 13 voter information pamphlet provided for in 13-27-401. The
 14 candidate information section shall include, in addition to
 15 a statement and photograph as specified in [section 2], the
 16 following information regarding the candidate:

- 17 (a) name and address;
- 18 (b) occupation;
- 19 (c) educational background; and
- 20 (d) age.

21 (2) The secretary of state may arrange the candidate
 22 information in the order that seems appropriate, but
 23 presentation of this information must be uniform.

24 NEW SECTION. Section 2. Voluntary participation --
 25 requirements -- space allotted. (1) Participation in the

1 candidate information section of the voter information
 2 pamphlet by candidates for state and congressional office is
 3 voluntary.

4 (2) Candidates who choose to participate shall file
 5 with the secretary of state, 95 days prior to a general
 6 election, a typewritten sheet with the candidate's name,
 7 address, occupation, educational background, and age; a
 8 statement; and a photograph that is not more than 3 years
 9 old and suitable for reproduction.

10 (3) Candidates specified in subsections (b) through
 11 (1) of 13-12-207(1) who choose to participate shall pay a
 12 fee of \$600 to the secretary of state to help defray the
 13 costs of publishing, printing, and distribution. Candidates
 14 under this subsection are entitled to a space of one page in
 15 the voter information pamphlet, which shall contain the
 16 information referred to in [section 1]. The statement of
 17 candidates who are covered in this subsection may not exceed
 18 250 words.

19 (4) Candidates for the office of state senator, state
 20 representative, or district court judge who choose to
 21 participate shall pay a fee of \$100 to the secretary of
 22 state. Candidates covered by this subsection are entitled to
 23 a space of one-quarter page in the voter information
 24 pamphlet, which shall include the information referred to
 25 in [section 1]. The statement of candidates who are covered

1 in this subsection may not exceed 150 words.

2 Section 3. Section 13-27-401, MCA, is amended to read:

3 "13-27-401. Voter information pamphlet. (1) The
4 secretary of state shall prepare for printing a voter
5 information pamphlet containing the following information
6 for each ballot issue to be voted on at an election, as
7 applicable:

- 8 (a) ballot title and complete text of the issue;
9 (b) the form in which the issue will appear on the
10 ballot;
11 (c) arguments advocating approval and rejection of the
12 issue; and
13 (d) rebuttal arguments.

14 (2) The pamphlet shall also contain a notice advising
15 the recipient where additional copies of the pamphlet may be
16 obtained.

17 (3) ~~Whenever more than one ballot issue is to be voted~~
18 ~~on at a single election, the secretary of state may publish~~
19 ~~a single pamphlet for all of the ballot issues.~~ The
20 secretary of state may arrange the ballot issue information
21 in the order which seems most appropriate, but the
22 presentation of this information ~~for all issues in the~~
23 ~~pamphlet shall~~ must be presented in the same order uniform."

24 Section 4. Section 13-27-410, MCA, is amended to read:

25

1 "13-27-410. Printing and distribution of voter
2 information pamphlet. (1) The secretary of state shall
3 arrange with the department of administration by requisition
4 for the printing and delivery of a voter information
5 pamphlet ~~for all ballot issues to be submitted to the people~~
6 at least 90 days before the election at which they will be
7 submitted. The requisition shall include a delivery list
8 providing for shipment of the required number of pamphlets
9 to each county and to the secretary of state.

10 (2) The secretary of state shall estimate the number
11 of copies necessary to furnish one copy to every voter in
12 each county, except that two or more voters with the same
13 mailing address and the same last name may be counted as one
14 voter. The secretary of state shall provide for an extra
15 supply of the pamphlets in determining the number of voter
16 pamphlets to be ordered in the requisition.

17 (3) The department of administration shall call for
18 bids and contract with the lowest bidder for the printing
19 and delivery of the voter information pamphlet. The contract
20 shall require completion of printing and shipment, as
21 specified on the delivery list, of the voter information
22 pamphlets by not later than 30 days before the election ~~at~~
23 ~~which the ballot issues will be voted on by the people.~~

24 (4) The county official responsible for voter
25 registration in each county shall mail one copy of the voter

1 information pamphlet to each registered voter in the county,
2 except that two or more voters with the same mailing address
3 and the same last name may be counted as one voter. The
4 mailing shall take place no later than 2 weeks after the
5 pamphlets are received from the printer.

6 (5) Ten copies of the voter information pamphlet shall
7 be available at each precinct for use by any voter wishing
8 to read the explanatory information and complete text before
9 voting ~~on-the-ballot-issues.~~"

10 Section 5. Codification instruction. Sections 1 and 2
11 are intended to be codified as an integral part of Title 13,
12 chapter 10, and the provisions of Title 13, chapter 10,
13 apply to sections 1 and 2.

-End-

STATE OF MONTANA

REQUEST NO. _____

FISCAL NOTE

Form BD 15

In compliance with a written request received 18 February, 19 81, there is hereby submitted a Fiscal Note for S.B. 464 pursuant to Title 5, Chapter 4, Part 2 of the Montana Code Annotated (MCA).

Background information used in developing this Fiscal Note is available from the Office of Budget and Program Planning, to members of the Legislature upon request.

DESCRIPTION OF PROPOSED LEGISLATION:

Proposed legislation provides for publication of candidate information in voter information pamphlet currently published on ballot issues by Secretary of State.

ASSUMPTIONS:

1. Six ballot issues on ballot for 1982 election.
2. Approximately 320 candidates seek office in 1982; 16 for state and national office, 304 for legislative or judicial office.
3. All state and national candidates will purchase space; 75% of all other candidates will purchase space.
4. Voter information pamphlet will be same size and quality of past pamphlets; i.e., only major change is number of pages printed.

FISCAL IMPACT:

	<u>FY'82</u>	<u>FY'83</u>
Expenditures under current law	-0-	\$ 53,600
Expenditures under proposed legislation	-0-	172,500
Revenues under proposed legislation	<u>-0-</u>	<u>32,300</u>
ADDED NET EXPENDITURES UNDER PROPOSAL	-0-	\$ 86,600

LOCAL IMPACT:

More than doubling the size of pamphlet may result in increased distribution costs for local election administrators.

LONG RANGE EFFECT:

Proposed legislation would require continued funding in future bienniums at approximately the same level -- \$80,000 to \$100,000.

Lytle Munkley, for
BUDGET DIRECTOR

Office of Budget and Program Planning

Date: 2-19-81