

House Bill No. 41

Introduced: 01/03/83

Referred to Committee on Local Government: 01/03/83

Hearing: 1/11/83

Died in Committee

1 HOUSE BILL NO. 41

2 INTRODUCED BY NORDTVEDT

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THAT
5 MUNICIPAL ELECTIONS BE HELD IN EVEN-NUMBERED YEARS AND THAT
6 THE SCHOOL ELECTION DAY BE THE FIRST TUESDAY AFTER THE FIRST
7 MONDAY OF NOVEMBER; AMENDING SECTIONS 13-1-104, 13-1-107,
8 20-3-304, AND 20-20-105, MCA; AND PROVIDING AN EFFECTIVE
9 DATE."

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

12 Section 1. Section 13-1-104, MCA, is amended to read:

13 "13-1-104. Times for holding general elections. (1) A
14 general election shall be held throughout the state in every
15 even-numbered year on the first Tuesday after the first
16 Monday of November to elect federal officers, state or
17 multicounty district officers, members of the legislature,
18 judges of the district court, and county officers, municipal
19 officers, and officers of political subdivisions wholly
20 within one county when the terms of such offices will expire
21 before the next scheduled election for the offices or when
22 one of the offices must be filled for an unexpired term as
23 provided by law.

24 ~~(2) A general election shall be held throughout the~~
25 ~~state in every odd-numbered year on the first Tuesday after~~

1 ~~the first Monday in November to elect municipal officers,~~
2 ~~officers of political subdivisions wholly within one county~~
3 ~~and not required to hold annual elections, and any other~~
4 ~~officers specified by law for election in odd-numbered years~~
5 ~~when the term for the offices will expire before the next~~
6 ~~scheduled election for the offices or when one of the~~
7 ~~offices must be filled for an unexpired term as provided by~~
8 ~~law~~

9 ~~(2)~~ (2) The general election for any political
10 subdivision required to hold elections annually shall be
11 held on school election day, the first Tuesday after the
12 first Monday of April ~~November~~ of each year, and is subject
13 to the election procedures provided for in 13-1-401."

14 Section 2. Section 13-1-107, MCA, is amended to read:

15 "13-1-107. Times for holding primary elections. (1) On
16 the first Tuesday after the first Monday in June preceding
17 the general election provided for in 13-1-104(1), a primary
18 election shall be held throughout the state.

19 ~~(2) On the Tuesday following the second Monday in~~
20 ~~September preceding the general election provided for in~~
21 ~~13-1-104(2), a primary election, if required, shall be held~~
22 ~~throughout the state."~~

23 Section 3. Section 20-3-304, MCA, is amended to read:

24 "20-3-304. Annual election. In each district an
25 election of trustees shall be conducted annually on the

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1 regular school election day, the first Tuesday after the
2 first Monday of ~~April~~ November. Election of trustees shall
3 comply with the election provisions of Title 13 and this
4 title."

5 Section 4. Section 20-20-105, MCA, is amended to read:

6 "20-20-105. Regular school election day and special
7 school elections. The first Tuesday after the first Monday
8 of April ~~November~~ of each year shall be the regular school
9 election day. Unless otherwise provided by law, special
10 school elections may be conducted at such times as
11 determined by the trustees."

12 NEW SECTION. Section 5. Transition of officers. Any
13 municipal officer, officer of a political subdivision wholly
14 within one county, or school district trustee holding office
15 on July 1, 1983, is entitled to remain in office until his
16 successor is qualified after the first election held
17 pursuant to 13-1-104, as amended by section 1, following the
18 completion of the term for which he was elected or
19 appointed.

20 NEW SECTION. Section 6. Effective date. This act is
21 effective on July 1, 1983.

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