

HOUSE BILL NO. 151

INTRODUCED BY PECK, BERG, BARDANOUVE, SANDS, BACHINI,
CHRISTIAENS, ERNST, STEPHENS

BY REQUEST OF THE MONTANA DISTRICTING AND
APPORTIONMENT COMMISSION

IN THE HOUSE

January 10, 1983	Introduced and referred to Committee on State Administration.
January 28, 1983	Committee recommend bill do pass. Report adopted.
January 29, 1983	Bill printed and placed on members' desks.
January 31, 1983	Second reading, do pass. Ayes, 95; Noes, 0.
February 1, 1983	Considered correctly engrossed.
February 2, 1983	Third reading, passed. Ayes, 99; Noes, 0. Transmitted to Senate.

IN THE SENATE

February 3, 1983	Introduced and referred to Committee on State Administration.
March 15, 1983	Committee recommend bill be concurrent in as amended. Report adopted.
March 16, 1983	Second reading, concurred in. Ayes, 28; Noes, 5.
March 18, 1983	Third reading, concurred in. Ayes, 50; Noes, 0.

IN THE HOUSE

March 18, 1983

Returned to House with amendments.

March 30, 1983

Second reading, amendments concurred in.

March 31, 1983

Third reading, amendments concurred in. Ayes, 93; Noes, 0.

Bill passed as amended. Ayes, 90; Noes, 4.

Sent to enrolling.

Reported correctly enrolled.

1 *House* BILL NO. *151*
 2 INTRODUCED BY *Rep. Berg*
 3 *Rochini* BY REQUEST OF THE MONTANA DISTRICTING *Chickama*
 4 AND APPORTIONMENT COMMISSION *Ernst STOP HERE*

5
 6 A BILL FOR AN ACT ENTITLED: "AN ACT TO SUBMIT TO THE
 7 QUALIFIED ELECTORS OF MONTANA AN AMENDMENT TO ARTICLE V,
 8 SECTION 14, OF THE MONTANA CONSTITUTION TO PROVIDE THAT THE
 9 CONGRESSIONAL DISTRICTS IN MONTANA BE REDISTRICTED WITHIN 90
 10 DAYS AFTER THE OFFICIAL FINAL DECENNIAL CENSUS FIGURES ARE
 11 AVAILABLE; AND PROVIDING AN EFFECTIVE DATE."

12
 13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

14 Section 1. Article V, section 14, of the Constitution
 15 of the State of Montana is amended to read:

16 "Section 14. Districting and apportionment. (1) The
 17 state shall be divided into as many districts as there are
 18 members of the house, and each district shall elect one
 19 representative. Each senate district shall be composed of
 20 two adjoining house districts, and shall elect one senator.
 21 Each district shall consist of compact and contiguous
 22 territory. All districts shall be as nearly equal in
 23 population as is practicable.

24 (2) In the legislative session following ratification
 25 of this constitution and thereafter in each session

1 preceding each federal population census, a commission of
 2 five citizens, none of whom may be public officials, shall
 3 be selected to prepare a plan for redistricting and
 4 reapportioning the state into legislative and congressional
 5 districts and a plan for redistricting the state into
 6 congressional districts. The majority and minority leaders
 7 of each house shall each designate one commissioner. Within
 8 20 days after their designation, the four commissioners
 9 shall select the fifth member, who shall serve as chairman
 10 of the commission. If the four members fail to select the
 11 fifth member within the time prescribed, a majority of the
 12 supreme court shall select him.

13 ~~(3) Within 90 days after the official final decennial~~
 14 ~~census figures are available, the commission shall file its~~
 15 ~~final plan for congressional districts with the secretary of~~
 16 ~~state and it shall become law.~~

17 ~~(3)(4)~~ The commission shall submit its plan for
 18 legislative districts to the legislature at the first
 19 regular session after its appointment or after the census
 20 figures are available. Within 30 days after submission, the
 21 legislature shall return the plan to the commission with its
 22 recommendations. Within 30 days thereafter, the commission
 23 shall file its final plan for legislative districts with the
 24 secretary of state and it shall become law.

25 ~~(5) The~~ Upon filing both plans, the commission is then

1 dissolved."

2 **NEW SECTION.** Section 2. Effective date. If approved
3 by the electorate, this amendment becomes effective October
4 1, 1985.

5 **NEW SECTION.** Section 3. Submission to electorate.
6 This amendment shall be submitted to the electors of the
7 state of Montana at the general election to be held November
8 6, 1984, by printing on the ballot the full title of this
9 act and the following:

10 FOR requiring the congressional redistricting plan
11 to be finalized within 90 days after official final
12 census data are available.

13 AGAINST requiring the congressional redistricting
14 plan to be finalized within 90 days after official
15 final census data are available.

-End-

Approved by Committee
on State Administration

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 3 Rachelle BY REQUEST OF THE MONTANA DISTRICTING Commission
 4 AND APPORTIONMENT COMMISSION Ernst STEPHENS

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March 15, 1983

SENATE STANDING COMMITTEE REPORT
(State Administration)

That House Bill No. 151 be amended as follows:

1. Page 3, line 12.
Following: "available"
Insert: "and eliminating provisions for legislative comment"
2. Page 3, line 15.
Following: "available"
Insert: "and eliminating provisions for legislative comment"
3. Page 3.
Following: line 15
Insert: "Section 4. Coordination instruction. If H.B.629 introduced in the 48th Legislature is not passed and approved, the date 'November 6, 1984' in section 3 of this act is changed to 'November 8, 1983'."

CONSTITUTIONAL AMENDMENT

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16 AGAINST requiring the congressional redistricting
 17 plan to be finalized within 90 days after official
 18 final census data are available AND ELIMINATING
 19 PROVISIONS FOR LEGISLATIVE COMMENT.

20 SECTION 4. COORDINATION INSTRUCTION. IF HOUSE BILL
 21 629 INTRODUCED IN THE 48TH LEGISLATURE IS NOT PASSED AND
 22 APPROVED, THE DATE "NOVEMBER 6, 1984" IN SECTION 3 OF THIS
 23 ACT IS CHANGED TO "NOVEMBER 8, 1983".

-End-