SENATE BILL NO. 48

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INTRODUCED BY TOWE

IN THE SENATE

10.48 A #3.40	Danald
January 3, 1983	Introduced and referred to Committee on State Administration.
January 20, 1983	Committee recommend bill do pass as amended. Report adopted.
January 21, 1983	Bill printed and placed on members' desks.
January 22, 1983	Second reading, do pass as amended.
January 24, 1983	Correctly engrossed.
January 25, 1983	Third reading, passed. Ayes, 37; Noes, 13. Transmitted to House.
IN THE	HOUSE
IN THE January 26, 1983	HOUSE Introduced and referred to Committee on State Administration.
	Introduced and referred to Committee on State
January 26, 1983	Introduced and referred to Committee on State Administration. Committee recommend bill be concurred in as amended.
January 26, 1983 February 7, 1983	Introduced and referred to Committee on State Administration. Committee recommend bill be concurred in as amended. Report adopted. Motion pass consideration
January 26, 1983 February 7, 1983 February 9, 1983	Introduced and referred to Committee on State Administration. Committee recommend bill be concurred in as amended. Report adopted. Motion pass consideration until 46th Legislative Day. Second reading, pass

IN THE SENATE

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March 3, 1983	Returned to Senate with amendments.
March 4, 1983	Second reading, amendments not concurred in.
· · · · ·	On motion, Conference Committee requested.
March 7, 1983	Conference Committee appointed.
April 13, 1983	Conference Committee reported.
April 15, 1983	Second reading, report rejected.
April 16, 1983	Conference Committee report adopted by House.
April 18, 1983	Conference Committee dissolved.
	On motion, Free Conference Committee requested and appointed.
April 20, 1983	Free Conference Committee reported.
	Second reading, Free Conference Committee report adopted.
April 21, 1983	Third reading, Free Conference Committee report adopted.
	Free Conference Committee report adopted by House.
	Sent to enrolling.
	Reported correctly enrolled.

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LC 0225/01

SENATE BILL NO. 48 election, a certified copy of the form in which each ballot 1 1 INTRODUCED BY TOWE 2 z 3 3 4 A BILL FOR AN ACT ENTITLED: "AN ACT FOR THE SIMPLIFICATION 4 5 OF BALLOTS TO BE USED IN VOTING MACHINES AND DEVICES: 5 6 PROVIDING THAT LOCAL ELECTION ADMINISTRATORS MAY REQUEST * 7 7 THAT ONLY THE BALLOT ISSUE NUMBER AND THE FOR AND AGAINST 8 8 STATEMENTS APPEAR ON THE BALLUT AND THAT ALL OTHER INFORMATION BE DISTRIBUTED TO ELECTORS AS THEY ENTER THE 9 9 10 POLLING PLACE: AMENDING SECTIONS 13-17-206 AND 13-27-501. 10 11 11 MCA. 12 12 13 13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NONTANA: 14 14 Section 1. Section 13-17-206, MCA, is amended to read: 15 15 *13-17-206. Arrangement of machine ballot. The Except 16 as provided in 13-27-501. the order and arrangement of 16 17 17 ballots to be used with voting machines or devices shall be 18 the same as paper ballots insofar as possible and shall be 18 19 19 prescribed by the secretary of state before each election." 20 Section 2. Section 13-27-501, MCA, is amended to read: 20 21 21 "13-27-501. Secretary of state to certify ballot form. 22 22 (1) The secretary of state shall furnish to the official of 23 each county responsible for preparation and printing of the 23 24 ballots, at the same time as he certifies the names of the 24 25 persons who are candidates for offices to be filled at the 25

issue to be voted on by the people at that election is to appear on the ballot. 121 Unless Except as provided in subsection [3], and unless otherwise provided in the legislative act or petition placing the issue on the ballot, the secretary of state shall list for each issue: (a) the number -: (b) the method of placement on the balloty: (c) the titlevi (d) the attorney general's explanatory statement if applicable: (e) the fiscal statement if applicables; and If the statements of the implication of a vote for or against the issue that are to be placed beside the diagram for marking the ballot. (3) If a county uses voting machines or devices and if the county election administrator requests, voting machine or device ballots shall contain only the information contained in subsections (2)(a) and (2)(f). If the county election administrator requests. that the abbreviated ballot be prepared, copies of the information contained in subsections (2)(a) through (2)(f) must be distributed to each elector by an election registrar as the elector enters the polling place. INTRODUCED BILL

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SB 48

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1 (4) The secretary of state shall use for each ballot 2 issue the title of the legislative act or legislative 3 constitutional proposal or the title provided by the 4 attorney general or district court. Following the number of 5 the ballot issue, the secretary of state shall include one 6 of the following statements to identify why the issue has 7 been placed on the ballot:

8 (1)(a) an act referred by the legislature;

9 <u>(2)(b)</u> an amendment to the constitution proposed by 10 the legislature;

11 (3)(c) an act of the legislature referred by 12 referendum petition; or

13 (4)(d) a law or constitutional amendment proposed by

14 initiative petition.*

-End-

SB 0048/02

Approved by Committee on State Administration

1	SENATE BILL NO. 48	1	election, a certified copy of the form in which each ballot
Z	INTRODUCED BY TOWE	2	issue to be voted on by the people at that election is to
3		3	appear on the ballot.
4	A BILL FOR AN ACT ENTITLED: "AN ACT FOR THE SIMPLIFICATION	4	[2] Unless Except as provided in subsection (3), and
5	OF BALLOTS THBEUSEBINVOTINGMACHINES-AND-DEVICES ;	5	unless otherwise provided in the legislative act or petition
6	PROVIDING THAT LOCAL ELECTION ADMINISTRATORS MAY REQUEST	6	placing the issue on the ballot, the secretary of state
7	THAT ONLY THE BALLOT ISSUE NUMBER AND THE FOR AND AGAINST	7	shall list for each issue:
8	STATEMENTS APPEAR ON THE BALLOT AND THAT ALL OTHER	8	(a) the number v:
9	INFORMATION BE DISTRIBUTED TO ELECTORS AS THEY ENTER THE	9	(b) the method of placement on the balloty:
10	POLLING PLACE; AMENDING SECTIONS13-17-206AND SECIION	10	(c) the title <u>v:</u>
11	13-27-501, MCA."	11	<u>(d)</u> the attorney general's explanatory statement if
12		12	app1icable <u>v:</u>
13	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:	13	(a) the fiscal statement if applicable; and
14	Section-luSection-13-17-206y-HCAy-is-amended-to-readt	14	<u>(f)</u> the statements of the implication of a vote for or
15	#13-17-206*Arrangement-of-machine-ballot*The Except	15	against the issue that are to be placed beside the diagram
16	<u>asprovidedini3-27-50ixthe</u> orderand-arrangement-of	16	for marking the ballot.
17	ballats-to-be-used-with-voting-machines-or-devices-shallbe	17	[3]If a=county-uses-voting=mochines-or-devices-ond-if
18	thesameas-paper-ballots-insofar-as-possible-and-shall-be	18	the county election administrator requests IN_WRITING_AT_THE
19	prescribed-by-the-secretary-of-state-before-eachelection="	19	IIME_BALLOIS_EROM_IMAI_COUNTY_ARE_SUBMITIED_ID_THE_SECRETARY
20	Section 1. Section 13-27-501, MCA, is amended to read:	20	DESTATEEORCERILEICATION: voting=machine-or-device SUCH
21	*13-27-501. Secretary of state to certify ballot form.	21	ballots_shall_contain_only_the_information_contained_in
22	[1] The secretary of state shall furnish to the official of	22	subsections (2)(a), (2)(E), and (2)(f), If the county
23	each county responsible for preparation and printing of the	23	<u>election administrator requestse that the abbreviated ballot</u>
24	ballots, at the same time as he certifies the names of the	24	be prepared, copies of the information contained in
25	persons who are candidates for offices to be filled at the	25	<pre>subsections[2](a)through(2)(f)must_be_distributed_to</pre>

SB 48 READING

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SECOND

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1	<u>each_elector_by_an_election registrar JUDGE astheelector</u>
2	enters_the_polling_place.
3	(4) The secretary of state shall use for each ballot
4	issume the titlm of the legislative act or legislative
5	constitutional proposal or the title provided by the
6	attorney general or district court. Following the number of
7	the ballot issue, the secretary of state shall include one
8	of the following statements to identify why the issue has
9	been placed on the ballot:
10	<pre>figure an act referred by the legislature;</pre>
11	f2;(b) an amendment to the constitution proposed by
12	the legislature;
13	(3)[c) an act of the legislature referred by
14	referendum petition; or
15	<pre>f4j(d) a law or constitutional amendment proposed by</pre>
16	initiative petition."

-End-

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1	SENATE BILL NO. 48	1	election, a certified copy of the form in which each ballot
z	INTRODUCED BY TOWE	2	issue to be voted on by the people at that election is to
3		3	appear on the ballot.
4	A BILL FOR AN ACT ENTITLED: "AN ACT FOR THE SIMPLIFICATION	4	(2) Unless Except as provided in subsection (3)* and
5	OF BALLOTS TOBEUSEBINVOTINGMACHINES-AND-DEVICES ;	м м 5	unless otherwise provided in the legislative act or petition
6	PROVIDING THAT LOCAL ELECTION ADMINISTRATORS MAY REQUEST	6	placing the issue on the ballot, the secretary of state
7	THAT ONLY THE BALLOT ISSUE NUMBER AND THE FOR AND AGAINST	7	shall list for each issue:
8	STATEMENTS APPEAR ON THE BALLOT AND THAT ALL OTHER	8	<u>(a)</u> the numbervi
9	INFORMATION BE DISTRIBUTED TO ELECTORS AS THEY ENTER THE	9	<u>(b)</u> the method of placement on the balloty:
10	POLLING PLACE; AMENDING Sections-13-17-206AND <u>Section</u>	10	<u>(c)</u> the title <u>v</u> :
11	13-27-501, HCA."	11	<u>{d]</u> the attorney general*s explanatory statement if
12		12	applicable;
13	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:	13	(e) the fiscal statement if applicabley; and
14	Section-1sSection-13-17-206y-XCAy-is-amended-to-read :	14	(f) the statements of the implication of a vote for or
15	#13-17-206sArrangement-of-machine-ballotsThe <u>Except</u>	15	against the issue that are to be placed beside the diagram
16	<u>samprovidedin==13=27-581z==the</u> orderond-arrangement-of	16	for marking the ballot.
17	b allots-to-be-used-with-voting-machines-or-devices-shullbe	17	{3}if-e-county-uses-voting-mechines-of-devices-and-if
18	thesame-as-paper-ballots-insofar-as-possible-and-shall-be	18	<u>tha-county-election-ddministrator-requests=IN-WAITING_AI_THE</u>
19	preseribed by the secretory of state before each - elections"	19	<u> ¥INE-BALLOTS-EROM-THAT-EGUN¥Y-ARE-SUBNITED-IG-THE-SECREIARY</u>
20	Section 1. Section 13-27-501, MCA, is amended to read:	20	DE=_STATEFORGERTIFIEATIONs_ysting_worbing_or_device_SUCH
21	#13-27-501。 Secretary of state to certify ballot form.	21	ballets-shall-contain-only-the-information-contained-in
22	(1) The secretary of state shall furnish to the official of	22	subsections-f2)tely-f2)tEly-end-f2)tfly-life-the-county
23	each county responsible for preparation and printing of the	23	claction-administrator-reguests, that the obbreviated ballot
24	ballots, at the same time as he certifies the names of the	24	bs-preparedy-espies-of-the-informationcentainedin
25	persons who are candidates for offices to be filled at the	25	aubaectionsf2)falthroughi2)ff}sust-berdistributed-to

SB 48 THIRD READING

-2-

2 enters-the-polling-places

141(3) The WHEN REQUIRED TO DO SO. THE secretary of 3 state shall use for each ballot issue the title of the 4 legislative act or legislative constitutional proposal or 5 the title provided by the attorney general or district 6 court. Following the number of the ballot issue, the 7 secretary of state shall include one of the following 8 statements to identify why the issue has been placed on the 9 ballot: 10

11 (1)(a) an act referred by the legislature;

12 (2)(b) an amendment to the constitution proposed by 13 the legislature;

14 (3)(C) an act of the legislature referred by 15 referendum petition; or

16 (4)(d) a law or constitutional amendment proposed by 17 initiative petition."

18 THERE IS A NEW MCA SECTION THAT READS:

19 NEW SECTIONA Section 2. Abbreviated form of the 20 certified ballot. The county election administrator may: at 21 least 14 days prior to the deadline for ballot certification 22 by the secretary of state: request in writing that he be 23 furnished an abbreviated form of the certified ballot. The 24 secretary of state shall furnish to all counties from which 25 he has received such a request a certified ballot containing

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S8 48

1 only the information in subsections (2)(a), (2)(e), and 2 (2)(f) of 13-27-501. If the county election administrator

- 3 requests that the abbreviated ballot be prepared, copies of
- 4 the information contained in subsections (2)(a) through
- 5 (2)(f) must be distributed to each elector by an election
- 6 judge as the elector enters the polling place.

~End-

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SB 48

April 19, 1983

FREE CONFERENCE COMMITTEE SENATE BILL 48 (Report No. 1)

Mr. President:

We, your Free Conference Committee on Senate Bill 48, met and considered:

Senate Bill 48, third reading copy (Blue); and House State Administration Committee amendments of February 7, 1983.

We respectfully recommend as follows:

That the Senate accede to House State Administration Committee amendments number 1 and 2;

That the House recede from House State Administration Committee amendment number 3;

That Senate Bill 48 be further amended as specified in Clerical Instructions 1; and

That this Free Conference Committee report be adopted.

CLERICAL INSTRUCTIONS FOR REFERENCE COPY (SALMON)

1) Title, line 7.
Following: "NUMBER"
Insert: ", THE FISCAL STATEMENT,"

2) Page 4, line 1. Following: ",--(2)-(e)-," Insert: ", (2)(e),"

FOR THE SENATE

FOR THE HOUSE

HAMMONT

DRISCOLL MUELLER

TOWE



Chairman.

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CONFERENCE COMMITTEE ON AMENDMENTS TO SENATE BILL 48 (Report No. 1)

Mr. President:

We, your conference committee on amendments to Senate Bill 48, met and considered House State Administration Committee amendments to the third reading copy (blue). We recommend as follows:

That the Senate accede to House State Administration Committee amendments number 1 through 3; and

That this conference committee report on Senate Bill 48 be adopted.

CLERICAL INSTRUCTIONS FOR REFERENCE COPY (SALMON)

No changes from reference copy.

FOR THE SENATE

FOR THE HOUSE

BRAND, CHAIR

ORISCOLL



1	SENATE BILL NO. 48	1	election. a certifled copy of the form in which each ballot
2	INTRODUCED BY TOWE	2	issue to be voted on by the people at that election is to
3		3	appear on the ballot.
4	A BILL FOR AN ACT ENTITLED: "AN ACT FOR THE SIMPLIFICATION	4	[2] Unless Except_as_provided in subscripps=f3t
5	OF BALLOTS TOBEUSEDINVOTINGMAGHINES-AND-BEVICES;	5	[SECIION_2]: addituntess otherwiseprovidedinthe
6	PROVIDING THAT LOCAL ELECTION ADMINISTRATORS MAY REQUEST	6	legislative-act-or-petition-placing-the-issue-on-the-balloty
· 7	THAT ONLY THE BALLOT ISSUE NUMBER AND THE FOR AND AGAINST	7	the secretary of state shall list for each [ssue:
6	STATEMENTS APPEAR ON THE BALLOT AND THAT ALL OTHER	8	<u>[a]</u> the numberv:
9	INFORMATION BE DISTRIBUTED TO ELECTORS AS THEY ENTER THE	9	[1] the method of placement on the balloty;
10	POLLING PLACE; AMENDING SECTIONS 13-17-206AND <u>Section</u>	10	[c] the title:
11	13-27-501, MCA."	11	<u>(d)</u> the attorney general's explanatory statement if
12		12	applicabl ey :
13	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:	13	[2] the fiscal statement if applicablev: and
14	section-leSection-13-17-296y-H6Ay-is-amended-to-read+	14	[f] the statements of the implication of a vote for or
15	"±3-17-206*Arrangement-of-machine-bollot*The <u>Except</u>	15	against the issue that are to be placed beside the diagram
16	gsgravidsdini3_g <u>F_50ixtbc</u> orderond-arrangement-of	16	for marking the ballot.
17	ballots-to-be-used-with-voting-machines-or-devices-shallbe	17	<u>t}}====f=o=county=uses=ypting=machines=er=devices=end=if</u>
18	thesameas-paper-ballots-insafar-as-possible-and-shall-be	18	<u>the county-election-administrator-requests-in-MBIFING-si-THE</u>
19	prescribed-by-the-secretary-of-state-befare-eachelection.*	19	<u> tine=0allots=EbgH=that=60bntx=abl=500Hijted=t0=the=566867aby</u>
20	Section 1. Section 13-27-501. MCA, is amended to read:	20	<u>QESIAIEEBBEEBIELEAILENx_xoting_machine_pr_device_SUEU</u>
21	"13-27-501. Secretary of state to certify ballot form.	21	oficts:spole.contes:stor:=stor:stor:stor:stor:stores:sto
22	(1) The secretary of state shall furnish to the official of	22	aubacctions==tflioix==fflifix==and==fflix==lff==bo==county
23	each county responsible for preparation and printing of the	23	<u>slection_sdgioistrator_cequestsx_that_tba_abbreviated_ballat</u>
24	ballots, at the same time as he certifies the names of the	24	bepreparedx==copiex=cof==tbe==information===contained===in
25	persons who are candidates for offices to be filled at the	25	<u>aubaectionsfittetz=tbrougbfittftz=muat_be=distributed=to</u>

-2-SB 48 REFERENCE BILL

1999年19月1日,1997年19月1日,19月1日,19月1日,19月1日,19月1日,19月1日,19月1日,19月1日,19月1日,19月1日,19月1日,19月1日,19月1日,19月1日,19月1日,19月1日

SB 48

1 each-elector-by-go_alection_registrar_gUBGE_eaz_the__elector Z enters-the-polling-places 141131 The WHEN_REQUIRED_TO_DO_SO, THE secretary of 3 state shall use for each ballot issue the title of the 4 legislative act or legislative constitutional proposal or 5 the title provided by the attorney general or district 6 7 court. Following the number of the ballot issue, the secretary of state: <u>HHEN_REQUIRED_IO_DO_SO</u>; shall include 8 9 one of the following statements to identify why the issue 10 has been placed on the ballot: 11 titlal an act referred by the legislature; 12 t2;(b) an amendment to the constitution proposed by 13 the legislature; 14 f37(c) an act of the legislature referred by referendum petition; or 15 16 the text of the text of the text of text 17 initiative petition." 18 IHERE_IS_A_NEW_MCA_SECTION_THAT_READS: Section 2. Abbreviated form of the certified ballot. 19 20 The county election administrator may, at least 14 days 21 prior to the deadline for ballot certification by the 22 secretary of state, request in writing that he be furnished 23 an abbreviated form of the certified ballot. The secretary

24 of state shall furnish to all counties from which he has 25 received such a request a certified ballot containing only

-3-

- 1 the information in subsections $(2)(a) \frac{2}{2} + and (2)(f)$ of
- 2 13-27-501+ If the county election administrator requests
- 3 that the abbreviated ballot be prepared, copies of the
- 4 information contained in subsections (2)(3) through (2)(f)
- 5 must be distributed to each elector by an election judge as
- 6 the elector enters the polling place.

-End-

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HOUSE OF REPRESENTATIVES

February 7, 1983

State Administration Committee amendments to SB 48

 Page 2, lines 4 through 6.
 Strike: "subsection (3)" Insert: "[section 2]"
 Strike: "and" on line 4 through "," on line 6.
 Page 3, line 8.
 Following: "state" Insert: ", when required to do so,"
 Page 4, line 1.
 Strike: ", (2) (e),"

And as amended, be concurred in.

SB 0048/05

1 SENATE BILL NO. 48 INTRODUCED BY TOWE 2 3 A BILL FOR AN ACT ENTITLED: MAN ACT FOR THE SIMPLIFICATION 4 OF BALLOTS TO--BE--USED--IN--VOTING--MACHINES-AND-DEVICES: S PROVIDING THAT LOCAL ELECTION ADMINISTRATORS MAY REQUEST 6 THAT ONLY THE BALLOT ISSUE NUMBER. THE FISCAL STATEMENT. AND 7 THE FOR AND AGAINST STATEMENTS APPEAR ON THE BALLOT AND THAT 8 ALL OTHER INFORMATION BE DISTRIBUTED TO ELECTORS AS THEY 9 ENTER THE POLLING PLACE: AMENDING SEGTIONS--13-17-206--AND 10 SECTION 13-27-501. HCA." 11 12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: 13 Section-ly--Section-13-17-206y-MExy-is-amended-to-read+ 14 #13-17-206x--Arrangement-of-machine-ballotz--The Except 15 az==provided==in==13=27=501x==the order--and-arrangement-of 16 balloes-to-be-used-with-voting-machines-or-devices-shall--be 17 the--same--as-paper-ballots-insofar-as-possible-and-shull-pe 1.6 prescribed-by-the-secretary-of-state-before-each--elections* 19 Section 1. Section 13-27-501, MCA, is amended to read: 20 #13-27-501. Secretary of state to certify ballot form. 21 (1) The secretary of state shall furnish to the official of 2? each county responsible for preparation and printing of the 23 vallots, at the same time as he certifies the names of the 24 persons who are candidates for offices to be filled at the 25

election, a certified copy of the form in which each ballot 1 2 issue to be voted on by the people at that election is to appear on the ballot. 3 4 (2) Unless Except as provided in subsection-f31 5 [SECTION_2]: and unless otherwise---provided---in---the 6 legislative-act-or-petition-placing-the-issue-an-the-balloty 7 the secretary of state shall list for each issue: 8 (a) the number+: 0 (b) the method of placement on the balloty; 10 [c] the titler: 11 (d) the attorney general's explanatory statement if 12 applicable+t 13 (e) the fiscal statement if applicable; and (f) the statements of the implication of a vote for or 14 against the issue that are to be placed beside the diagram 15 16 for marking the ballot. 17 <u>131--1f-a-county-uscs-voting-machines-pr-devices-and-if</u> 18 the county election administrator requests - IN-WRITING-AT-THE 19 TIME-84LLBTS-FROM-THAT-GOUNTY-ARE-SUBMITTED-TO-THE-SECRETARY 20 dE-_SFATE-_EBR-_CERTIELEATIBN: voting_machine_or-device_596H 21 ballets-shall-contain-poly__the__information--contained--in 27 subsections==:t2:t1:tx==:t2:tE:x==and==:t2:tf:tx==:if==:the==:county 23 <u>election-administrator-requestsx-that-the-abbreviated-ballot</u> 24 25 aubacetions--f2)fa)--through--f2)ff1--must-be-distributed-to

> -2- SB 48 REFERENCE BILL: Includes Free Joint Conference Committee Report Dated---- 4/-/9

58 48

? entstatherpolling=places 3 <u>fft(3)</u> The <u>WHEN_REQUIRED_ID_DD_SOs_THE</u> secretary of

coch_clcctof_pr_en_clcction_registrar_JUBGE_ai_ther_cleator

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4 state shall use for each ballot issue the title of the 5 legislative act or legislative constitutional proposal or 6 the title provided by the attorney general or district 7 court. Following the number of the ballot issue, the 8 secretary of state<u>s WHEN_REQUIRED_TO_DO_SOs</u> shall include 9 one of the following statements to identify why the issue 10 has been placed on the ballot:

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 13 the legislature;

14 (3)(c) an act of the legislature referred by
15 referendum petition; or

16 (+)(d) a law or constitutional amendment proposed by 17 initiative petition."

18 THERE IS A NEW MCA SECTION THAT READS:

19 Section 2. Abbreviated form of the certified ballot. 20 The county election administrator may, at least 14 days 21 prior to the deadline for ballot certification by the 22 secretary of state, request in writing that he be furnished 23 an abbreviated form of the certified ballot. The secretary 24 of state shall furnish to all counties from which he has 25 received such a request a certified ballot containing only

-3-

the information in subsections (2)(a)+-+2+(e)+1.(2)(E)+ and (2)(f) of 13-27-501+ If the county election administrator requests that the abbreviated ballot be prepared+ copies of the information contained in subsections (2)(a) through (2)(f) must be distributed to each elector by an election judge as the elector enters the polling place+

-End-

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SB 48