HOUSE BILL NO. 106

1/07 Introduced
1/07 Referred to Judiciary
1/10 Hearing
1/12 Committee Report-No Recommendation
1/14 2nd Reading Pass
1/16 3rd Reading Pass

Transmitted to Senate

1/18 Referred to Judiciary
2/06 Hearing
2/12 Adverse Committee Report
      Advances/Constitutional Amendment
2/15 2nd Reading Not Concurred
       Constitutional Amendment
2/18 3rd Reading Not Concurred
2/18 Bill Killed

1   HOUSE   BILL NO. __106__

2   INTRODUCED BY __CONNELLY_____

3

4   A BILL FOR AN ACT ENTITLED: "AN   ACT TO SUBMIT TO THE

5   QUALIFIED ELECTORS OF MONTANA AN AMENDMENT TO ARTICLE VII,

6   SECTION 6, OF THE MONTANA CONSTITUTION PROHIBITING A FORMER

7   DISTRICT JUDGE WHO WAS DEFEATED AT THE LAST ELECTION IN

8   WHICH HE WAS A CANDIDATE FOR THE OFFICE FROM TEMPORARILY

9   SERVING AS A DISTRICT JUDGE."

10

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

12   Section 1. Article VII, section 6, of the Constitution

13   of the State of Montana is amended to read:

14   "Section 6. Judicial districts. (1) The legislature

15   shall divide the state into judicial districts and provide

16   for the number of judges in each district. Each district

17   shall be formed of compact territory and be bounded by

18   county lines.

19   (2) The   legislature   may   change the number and

20   boundaries of judicial districts and the number of judges in

21   each district, but no change in boundaries or the number of

22   districts or judges therein shall work a removal of any

23   judge from office during the term for which he was elected

24   or appointed.

25   (3) (a) The Except as provided in subsection (3)(b),

1   the chief justice may, upon request of the district judge,

2   assign district judges and other judges for temporary

3   service from one district to another, and from one county to

4   another.

5   (b) The chief justice may not assign for temporary

6   service a former district judge who was defeated at the last

7   election in which he was a candidate for the office of

8   district judge."

9   NEW SECTION. Section 2. Submission   to   electorate.

10   This amendment shall be submitted to the electors of Montana

11   at the general election to be held in November 1986 by

12   printing on the ballot the full title of this act   and   the

13   following:

14   ☐ FOR prohibiting a former district judge who was

15   defeated at the last election in which he was a

16   candidate for the office from temporarily serving as

17   a district judge.

18   ☐ AGAINST prohibiting a former district judge who was

19   defeated at the last election in which he was a

20   candidate for the office from temporarily serving as

21   a district judge.

-End-

INTRODUCED BILL

HB 106

BY COMMITTEE
ON JUDICIARY
WITHOUT RECOMMENDATION

1   HOUSE BILL NO. 106

2   INTRODUCED BY CONNELLY, LORY, MCCALLUM, PISTORIA, KADAS,

3   HANSEN, C. SMITH, J. BROWN, SPAETH, PINSONEAULT, SEVERSON

4

5   A BILL FOR AN ACT ENTITLED: "AN ACT TO SUBMIT TO THE

6   QUALIFIED ELECTORS OF MONTANA AN AMENDMENT TO ARTICLE VII,

7   SECTION 6, OF THE MONTANA CONSTITUTION PROHIBITING A FORMER

8   DISTRICT JUDGE WHO WAS DEFEATED AT THE LAST ELECTION IN

9   WHICH HE WAS A CANDIDATE FOR THE OFFICE FROM TEMPORARILY

10   SERVING AS A DISTRICT JUDGE."

11

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

13   Section 1. Article VII, section 6, of the Constitution

14   of the State of Montana is amended to read:

15   "Section 6. Judicial districts. (1) The legislature

16   shall divide the state into judicial districts and provide

17   for the number of judges in each district. Each district

18   shall be formed of compact territory and be bounded by

19   county lines.

20   (2) The   legislature   may   change the number and

21   boundaries of judicial districts and the number of judges in

22   each district, but no change in boundaries or the number of

23   districts or judges therein shall work a removal of any

24   judge from office during the term for which he was elected

25   or appointed.

1   (3) (a) The Except as provided in subsection (3)(b),

2   the chief justice may, upon request of the district judge,

3   assign district judges and other judges for temporary

4   service from one district to another, and from one county to

5   another.

6   (b) The chief justice may not assign for temporary

7   service a former district judge who was defeated at the last

8   election in which he was a candidate for the office of

9   district judge."

10   NEW SECTION. Section 2. Submission to   electorate.

11   This amendment shall be submitted to the electors of Montana

12   at the general election to be held in November 1986 by

13   printing on the ballot the full title of this act and the

14   following:

15   [ ] FOR prohibiting a former district judge who was

16   defeated at the last election in which he was a

17   candidate for the office from temporarily serving as

18   a district judge.

19   [ ] AGAINST prohibiting a former district judge who was

20   defeated at the last election in which he was a

21   candidate for the office from temporarily serving as

22   a district judge.

-End-

CONSTITUTIONAL AMENDMENT

1   _HOUSE_ BILL NO. _106_

2   INTRODUCED BY _CONNELLY_

3

4   A BILL FOR AN ACT ENTITLED: "AN   ACT TO SUBMIT TO THE

5   QUALIFIED ELECTORS OF MONTANA AN AMENDMENT TO ARTICLE VII,

6   SECTION 6, OF THE MONTANA CONSTITUTION PROHIBITING A FORMER

7   DISTRICT JUDGE WHO WAS DEFEATED AT THE LAST ELECTION IN

8   WHICH HE WAS A CANDIDATE FOR THE OFFICE FROM TEMPORARILY

9   SERVING AS A DISTRICT JUDGE."

10

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

12   Section 1. Article VII, section 6, of the Constitution

13   of the State of Montana is amended to read:

14   "Section 6. Judicial districts. (1) The legislature

15   shall divide the state into judicial districts and provide

16   for the number of judges in each district. Each district

17   shall be formed of compact territory and be bounded by

18   county lines.

19   (2) The   legislature   may   change the number and

20   boundaries of judicial districts and the number of judges in

21   each district, but no change in boundaries or the number of

22   districts or judges therein shall work a removal of any

23   judge from office during the term for which he was elected

24   or appointed.

25   (3) (a) Phe Except as provided in subsection (3)(b),

1   the chief justice may, upon request of the district judge,

2   assign district judges and other judges for temporary

3   service from one district to another, and from one county to

4   another.

5   (b) The chief justice may not assign for temporary

6   service a former district judge who was defeated at the last

7   election in which he was a candidate for the office of

8   district judge."

9   NEW SECTION. Section 2. Submission   to   electorate.

10   This amendment shall be submitted to the electors of Montana

11   at the general election to be held in November 1986 by

12   printing on the ballot the full title of this act and the

13   following:

14   ☐ FOR prohibiting a former district judge who was

15   defeated at the last election in which he was a

16   candidate for the office from temporarily serving as

17   a district judge.

18   ☐ AGAINST prohibiting a former district judge who was

19   defeated at the last election in which he was a

20   candidate for the office from temporarily serving as

21   a district judge.

                        -End-

THIRD READING

HB 106

Montana Legislative Council

CONSTITUTIONAL AMENDMENT

1   HOUSE BILL NO. 106

2   INTRODUCED BY CONNELLY, LORY, MCCALLUM, PISTORIA, KADAS,

3   HANSEN, C. SMITH, J. BROWN, SPAETH, PINSONEAULT, SEVERSON

4

5   A BILL FOR AN ACT ENTITLED: "AN ACT TO SUBMIT TO THE

6   QUALIFIED ELECTORS OF MONTANA AN AMENDMENT TO ARTICLE VII,

7   SECTION 6, OF THE MONTANA CONSTITUTION PROHIBITING A FORMER

8   DISTRICT JUDGE WHO WAS DEFEATED AT THE LAST ELECTION IN

9   WHICH HE WAS A CANDIDATE FOR THE OFFICE FROM TEMPORARILY

10   SERVING AS A DISTRICT JUDGE."

11

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

13   Section 1. Article VII, section 6, of the Constitution

14   of the State of Montana is amended to read:

15   "Section 6. Judicial districts. (1) The legislature

16   shall divide the state into judicial districts and provide

17   for the number of judges in each district. Each district

18   shall be formed of compact territory and be bounded by

19   county lines.

20   (2) The   legislature   may   change   the number and

21   boundaries of judicial districts and the number of judges in

22   each district, but no change in boundaries or the number of

23   districts or judges therein shall work a removal of any

24   judge from office during the term for which he was elected

25   or appointed.

1   (3) (a) The Except as provided in subsection (3)(b),

2   the chief justice may, upon request of the district judge,

3   assign district judges and other judges for temporary

4   service from one district to another, and from one county to

5   another.

6   (b) The chief justice may not assign for temporary

7   service a former district judge who was defeated at the last

8   election in which he was a candidate for the office of

9   district judge."

10   NEW SECTION. Section 2. Submission   to   electorate.

11   This amendment shall be submitted to the electors of Montana

12   at the general election to be held in November 1986 by

13   printing on the ballot the full title of this act and the

14   following:

15   ☐ FOR prohibiting a former district judge who was

16   defeated at the last election in which he was a

17   candidate for the office from temporarily serving as

18   a district judge.

19   ☐ AGAINST prohibiting a former district judge who was

20   defeated at the last election in which he was a

21   candidate for the office from temporarily serving as

22   a district judge.

                         -End-