HOUSE BILL NO. 541

INTRODUCED BY DARKO, D. BROWN

IN THE HOUSE

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January 29, 1985	Introduced and referred to Committee on Judiciary.
February 16, 1985	Committee recommend bill do pass. Report adopted.
	Bill printed and placed on members' desks.
February 18, 1985	Second reading, do pass as amended.
February 19, 1985	Correctly engrossed.
February 20, 1985	Third reading, passed.
	Transmitted to Senate.
IN TH	E SENATE
February 22, 1985	Introduced and referred to Committee on Judiciary.
March 25, 1985	Committee recommend bill be concurred in as amended. Report adopted.
March 28, 1985	Second reading, concurred in.

IN THE HOUSE

March 30, 1985

March 30, 1985

Received from Senate.

Returned to House with

amendments.

Third reading, concurred in. Ayes, 49; Noes, 0.

April 8, 1985

Second reading, amendments concurred in.

On motion, rules suspended and bill placed on third reading this day.

Third reading, amendments concurred in.

Sent to enrolling.

Reported correctly enrolled.

18

losses.

HOUSE BILL NO. 541 1 INTRODUCED BY Sarko () 2 3 A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING THAT A PARTY 5 UNREASONABLY AND VEXATIOUSLY MULTIPLIES PROCEEDINGS IS RESPONSIBLE FOR PAYMENT OF INCREASED COURT COSTS, ATTORNEY FEES, AND OTHER EXPENSES AND LOSSES 7 RESULTING FROM SUCH CONDUCT." 9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: 10 Section 1. Litigant's liability for excess costs. An 11 12 attorney or party to any court proceeding who, in the determination of the court, unreasonably and vexatiously 13 14 multiplies the proceedings in any cause and thereby increases any party's court costs, attorney's fees, or other 15 expenses or losses may be required by the court to 16 personally satisfy such additional costs, fees, expenses, or 17

-End-

INTRODUCED BILL #8 54/

Montana Legislative Council

LC 1387/01

APPROVED BY COMMITTEE ON JUDICIARY

HOUSE BILL NO. 54/ 1 INTRODUCED BY Alarko 2 3 A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING THAT A PARTY UNREASONABLY AND VEXATIOUSLY MULTIPLIES 5 LEGAL PROCEEDINGS IS RESPONSIBLE FOR PAYMENT OF INCREASED COURT 7 ATTORNEY FEES, AND OTHER EXPENSES AND LOSSES RESULTING FROM SUCH CONDUCT." 9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: 10 Section 1. Litigant's liability for excess costs. An 11 12 attorney or party to any court proceeding who, in the determination of the court, unreasonably and vexatiously 13 14 multiplies the proceedings in any cause and thereby 15 increases any party's court costs, attorney's fees, or other 16 expenses or losses may be required by the court to personally satisfy such additional costs, fees, expenses, or 17 18 losses.

-End-



SECOND READING
#B 54/

WHO UNREASONABLY AND VEXATIOUSLY MULTIPLIES LEGA PROCEEDINGS IS RESPONSIBLE FOR PAYMENT OF INCREASED COUR COSTS, ATTORNEY FEES, AND OTHER EXPENSES AND LOSSE RESULTING FROM SUCH CONDUCT." BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: Section 1. Litigant's liability for excess costs. And attorney or party to any court proceeding who, in the determination of the court, unreasonably—and—vexatiously aultiplies—the—proceedings—in—any—cause—and—thereby increases—any—party's—court—costs;—attorney's—fees;—or—other expenses—or—losses—may—be—required—by—the—court——to personally—satisfy—such—additional—costs;—fees;—expenses;—or losses—SO MULTIPLIES—THE PROCEEDINGS—IN ANY CASI UNREASONABLY AND VEXATIOUSLY MAY BE REQUIRED BY THE COURT TO SATISFY PERSONALLY THE EXCESS COSTS, EXPENSES, AND ATTORNEY	•	10000 1111 110, 741
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9 UNREASONABLY AND VEXATIOUSLY MAY BE REQUIRED BY THE COURT TO SATISFY PERSONALLY THE EXCESS COSTS, EXPENSES, AND ATTORNEY	.7	personally-satisfy-such-additional-costs;-fees;-expensea;-or
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SATISFY PERSONALLY THE EXCESS COSTS, EXPENSES, AND ATTORNE		UNREASONABLY AND VEXATIOUSLY MAY BE REQUIRED BY THE COURT TO
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-End-



STANDING COMMITTEE REPORT

SENATE

		March 23	19.85
MR. PRESIDENT			
We, your committee on	JUDICIARY		
having had under consideration	HOUSE BILL		No. 541
thirdreading copy	(blue)		
(Senator Daniels)	COIDI		
PARTY MULTIPLYING Respectfully report as follows: That		LIABLE FOR INCREASED	
be amended as follo	ows:		
Page 1, line 18. Following: "lesses Strike: "SO"	ş11		

B

AND AS AMENDED

BE CONCURRED IN

RRXXXXX

XXXXXXXXXXX

Senator Joe Mazarek

49th Legislature HB 0541/03

1	HOUSE BILL NO. 541
2	INTRODUCED BY DARKO, D. BROWN
3	
4	A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING THAT A PARTY
5	WHO UNREASONABLY AND VEXATIOUSLY MULTIPLIES LEGAL
6	PROCEEDINGS IS RESPONSIBLE FOR PAYMENT OF INCREASED COURT
7	COSTS, ATTORNEY FEES, AND OTHER EXPENSES AND LOSSES
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17	personally-satisfy-such-additional-costs;-fees;-expenses;-or
18	losses SO MULTIPLIES THE PROCEEDINGS IN ANY CASE
19	UNREASONABLY AND VEXATIOUSLY MAY BE REQUIRED BY THE COURT TO
20	SATISFY PERSONALLY THE EXCESS COSTS, EXPENSES, AND ATTORNEY
21	FEES REASONABLY INCURRED BECAUSE OF SUCH CONDUCT.

-End-



REFERENCE BILL #8 541