

SENATE BILL NO. 114

INTRODUCED BY STORY

IN THE SENATE

January 15, 1985	Introduced and referred to Committee on State Administration.
January 23, 1985	Committee recommend bill do pass as amended. Report adopted.
January 24, 1985	Bill printed and placed on members' desks.
January 25, 1985	Second reading, do pass.
January 26, 1985	Considered correctly engrossed.
January 28, 1985	Third reading, passed. Ayes, 49; Noes, 0. Transmitted to House.

IN THE HOUSE

January 29, 1985	Introduced and referred to Committee on State Administration.
March 5, 1985	Committee recommend bill be concurred in. Report adopted.
March 7, 1985	Second reading, concurred in.
March 8, 1985	Third reading, concurred in. Returned to Senate.

IN THE SENATE

March 9, 1985

Received from House.

Sent to enrolling.

Reported correctly enrolled.

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Senate BILL NO. 114  
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A BILL FOR AN ACT ENTITLED: "AN ACT TO MAKE SCHOOL ELECTION POLL HOURS APPLY TO ELECTIONS FOR OTHER POLITICAL SUBDIVISIONS; AMENDING SECTIONS 20-20-106 AND 20-20-203, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

Section 1. Section 20-20-106, MCA, is amended to read:

"20-20-106. Poll hours. (1) The polls for any school election in any district shall open not later than noon. The trustees may order the polls to open earlier, but no earlier than 8 a.m.

(2) If the school election is held on the same day as a ~~general~~--primary--or special election for another political subdivision, as required by 13-1-104(3), the polls shall be opened and closed at the times required for that the school election.

(3) If the school election is held on the same day as a general or primary election, the polls shall be opened and closed at the times required for the general or primary election.

~~(3)~~(4) Once opened, the polls shall be kept open continuously until 8 p.m., except that whenever all the

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registered electors at any poll have voted, the poll shall be closed immediately."

Section 2. Section 20-20-203, MCA, is amended to read:

"20-20-203. Resolution for poll hours, polling places, and judges. (1) At the trustee meeting when a school election is called, the trustees shall:

(a) except as provided in 20-20-106~~(2)~~(3), establish the time at which the polls are to open if in their discretion they determine that the polls shall be open before noon;

(b) establish the polling places for such election, using the established polling places for general elections within the district wherever possible;

(c) appoint, from among the qualified electors of the district, at least three judges for each polling place for such election and notify each judge of such appointment not less than 10 days before the election.

(2) There shall be one polling place in each district unless the trustees establish additional polling places. If more than one polling place is established, the trustees shall define the boundaries for each polling place, and such trustee-defined polling place boundaries shall be coterminous with county precinct boundaries existing within a district. If the site of a polling place is changed from the polling place site used for the last preceding school



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1 election, special reference to the changed site of the  
2 polling place shall be included in the notice for such  
3 election."  
4 NEW SECTION. Section 3. Effective date. This act is  
5 effective on passage and approval.

-End-

APPROVED BY COMMITTEE  
ON STATE ADMINISTRATION

1 SENATE BILL NO. 114

2 INTRODUCED BY STORY

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4 A BILL FOR AN ACT ENTITLED: "AN ACT TO MAKE SCHOOL ELECTION  
5 POLL HOURS APPLY TO ELECTIONS FOR OTHER POLITICAL  
6 SUBDIVISIONS; AMENDING SECTIONS 13-1-106, 20-20-106, AND  
7 20-20-203, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

8  
9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

10 SECTION 1. SECTION 13-1-106, MCA, IS AMENDED TO READ:

11 "13-1-106. Time of opening and closing of polls for  
12 all elections. (1) Polls must be open from 7 a.m. to 8 p.m.,  
13 except polling places having fewer than 200 registered  
14 electors, which must be open from noon to 8 p.m. or until  
15 all registered electors in any precinct have voted, at which  
16 time the polls shall be closed immediately.

17 (2) When an election held under 13-1-104(3) and a  
18 school election are conducted in the same polling place, the  
19 polls shall be opened and closed at the times set for the  
20 school election, as provided in 20-20-106."

21 Section 2. Section 20-20-106, MCA, is amended to read:

22 "20-20-106. Poll hours. (1) The polls for any school  
23 election in any district shall open not later than noon. The  
24 trustees may order the polls to open earlier, but no earlier  
25 than 8 a.m.

1 (2) If the school election is held on the same day as  
2 a ~~AN general, primary, or special election for another HELD~~  
3 ~~BY A political subdivision, as required by UNDER 13-1-104(3)~~  
4 ~~AND AT THE SAME POLLING PLACE,~~ the polls shall be opened and  
5 closed at the times required for that the school election.

6 (3) If the school election is held on the same day as  
7 a general or primary election, the polls shall be opened and  
8 closed at the times required for the general or primary  
9 election.

10 ~~(3)(4)~~ Once opened, the polls shall be kept open  
11 continuously until 8 p.m., except that whenever all the  
12 registered electors at any poll have voted, the poll shall  
13 be closed immediately."

14 Section 3. Section 20-20-203, MCA, is amended to read:

15 "20-20-203. Resolution for poll hours, polling places,  
16 and judges. (1) At the trustee meeting when a school  
17 election is called, the trustees shall:

18 (a) except as provided in 20-20-106~~(2)(3)~~, establish  
19 the time at which the polls are to open if in their  
20 discretion they determine that the polls shall be open  
21 before noon;

22 (b) establish the polling places for such election,  
23 using the established polling places for general elections  
24 within the district wherever possible;

25 (c) appoint, from among the qualified electors of the

1 district, at least three judges for each polling place for  
2 such election and notify each judge of such appointment not  
3 less than 10 days before the election.

4 (2) There shall be one polling place in each district  
5 unless the trustees establish additional polling places. If  
6 more than one polling place is established, the trustees  
7 shall define the boundaries for each polling place, and such  
8 trustee-defined polling place boundaries shall be  
9 coterminous with county precinct boundaries existing within  
10 a district. If the site of a polling place is changed from  
11 the polling place site used for the last preceding school  
12 election, special reference to the changed site of the  
13 polling place shall be included in the notice for such  
14 election."

15 NEW SECTION. Section 4. Effective date. This act is  
16 effective on passage and approval.

-End-

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A BILL FOR AN ACT ENTITLED: "AN ACT TO MAKE SCHOOL ELECTION POLL HOURS APPLY TO ELECTIONS FOR OTHER POLITICAL SUBDIVISIONS; AMENDING SECTIONS 13-1-106, 20-20-106, AND 20-20-203, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

SECTION 1. SECTION 13-1-106, MCA, IS AMENDED TO READ:

"13-1-106. Time of opening and closing of polls for all elections. (1) Polls must be open from 7 a.m. to 8 p.m., except polling places having fewer than 200 registered electors, which must be open from noon to 8 p.m. or until all registered electors in any precinct have voted, at which time the polls shall be closed immediately.

(2) When an election held under 13-1-104(3) and a school election are conducted in the same polling place, the polls shall be opened and closed at the times set for the school election, as provided in 20-20-106."

Section 2. Section 20-20-106, MCA, is amended to read:

"20-20-106. Poll hours. (1) The polls for any school election in any district shall open not later than noon. The trustees may order the polls to open earlier, but no earlier than 8 a.m.

(2) If the school election is held on the same day as a AN general, primary, or special election for another HELD BY A political subdivision, as required by UNDER 13-1-104(3) AND AT THE SAME POLLING PLACE, the polls shall be opened and closed at the times required for that the school election.

(3) If the school election is held on the same day as a general or primary election, the polls shall be opened and closed at the times required for the general or primary election.

(4) Once opened, the polls shall be kept open continuously until 8 p.m., except that whenever all the registered electors at any poll have voted, the poll shall be closed immediately."

Section 3. Section 20-20-203, MCA, is amended to read:

"20-20-203. Resolution for poll hours, polling places, and judges. (1) At the trustee meeting when a school election is called, the trustees shall:

(a) except as provided in 20-20-106(2)(3), establish the time at which the polls are to open if in their discretion they determine that the polls shall be open before noon;

(b) establish the polling places for such election, using the established polling places for general elections within the district wherever possible;

(c) appoint, from among the qualified electors of the



1 district, at least three judges for each polling place for  
2 such election and notify each judge of such appointment not  
3 less than 10 days before the election.

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4 AND AT THE SAME POLLING PLACE, the polls shall be opened and  
5 closed at the times required for ~~that the~~ school election.

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