

SENATE BILL NO. 161

INTRODUCED BY MAZUREK, B. BROWN, BLAYLOCK, GOULD,  
CRIPPEN, SPAETH, MERCER, BRADLEY, VAN VALKENBURG,  
LORY, QUILICI

IN THE SENATE

JANUARY 20, 1987                   INTRODUCED AND REFERRED TO COMMITTEE  
  ON JUDICIARY.

FEBRUARY 5, 1987                   COMMITTEE RECOMMEND BILL  
  DO PASS.   REPORT ADOPTED.

FEBRUARY 6, 1987                   PRINTING REPORT.

FEBRUARY 9, 1987                   SECOND READING, DO PASS.

FEBRUARY 10, 1987                  ENGROSSING REPORT.

FEBRUARY 11, 1987                  THIRD READING, PASSED.  
  AYES, 33; NOES, 15.

  TRANSMITTED TO HOUSE.

IN THE HOUSE

FEBRUARY 18, 1987                  INTRODUCED AND REFERRED TO COMMITTEE  
  ON STATE ADMINISTRATION.

MARCH 5, 1987                    COMMITTEE RECOMMEND BILL BE  
  CONCURRED IN.   REPORT ADOPTED.

MARCH 7, 1987                    ON MOTION, TAKEN FROM SECOND READING  
  AND REREFERRED TO COMMITTEE  
  ON APPROPRIATIONS.

MARCH 18, 1987                   COMMITTEE RECOMMEND BILL BE  
  CONCURRED IN.   REPORT ADOPTED.

MARCH 28, 1987                   SECOND READING, CONCURRED IN AS  
  AMENDED.

MARCH 30, 1987

THIRD READING, CONCURRED IN.  
AYES, 77; NOES, 21.

RETURNED TO SENATE WITH AMENDMENTS.

IN THE SENATE

APRIL 3, 1987

RECEIVED FROM HOUSE.

SECOND READING, AMENDMENTS  
CONCURRED IN.

APRIL 4, 1987

THIRD READING, AMENDMENTS  
CONCURRED IN.

SENT TO ENROLLING.

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*Senate* BILL NO. *161*  
INTRODUCED BY *Bob Brown Blaylock*  
*Chris Spartz* **MERCER** *Bradley* *Quinn* *Jon*

A BILL FOR AN ACT ENTITLED: "AN ACT REPEALING THE SUNSET  
PROVISION OF THE TWO TEMPORARY ASSOCIATE JUSTICE POSITIONS  
ON THE SUPREME COURT AND MAKING THE TWO POSITIONS PERMANENT;  
REPEALING SECTION 5, CHAPTER 683, LAWS OF 1979."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:  
Section 1. Repealer. Section 5, Chapter 683, Laws of  
1979, is repealed.

-End-



INTRODUCED BILL  
SB 161

STATE OF MONTANA - FISCAL NOTE

Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for SB161, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION:

An act repealing the sunset provision of the two temporary associate justice positions on the Supreme Court and making the two positions permanent; repealing Section 5, Chapter 683, Laws of 1979.

ASSUMPTIONS:

1. Effective date January 1, 1989.
2. Staffing would include two associate justice positions, four law clerk positions and a secretary position.

FISCAL IMPACT:

Expenditures:

	<u>*Current Law</u>	<u>FY89 Proposed Law</u>	<u>Difference</u>
General Fund	\$114,906	\$229,812	\$114,906

\* Reflects expenditures for one-half of FY89, the time the current law expires.

LONG-RANGE EFFECTS OF PROPOSED LEGISLATION:

Costs of \$229,812 per year will be added to the state's budget.

*David L. Hunter* DATE 1/21/89

DAVID L. HUNTER, BUDGET DIRECTOR  
Office of Budget and Program Planning

DATE \_\_\_\_\_  
JOE MAZUREK, PRIMARY SPONSOR

Fiscal Note for SB161, as introduced.

**SB 161**

APPROVED BY COMMITTEE  
ON JUDICIARY

1 *Senate* BILL NO. *161* *W.D.*  
 2 INTRODUCED BY *Musick* *Bob Brown* *Blaylock*  
 3 *Chris Spotts* **MERCER** *Bradley* *Van Valkenburg*  
 4 A BILL FOR AN ACT ENTITLED: "AN ACT REPEALING THE SUNSET  
 5 PROVISION OF THE TWO TEMPORARY ASSOCIATE JUSTICE POSITIONS  
 6 ON THE SUPREME COURT AND MAKING THE TWO POSITIONS PERMANENT;  
 7 REPEALING SECTION 5, CHAPTER 683, LAWS OF 1979."  
 8  
 9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:  
 10 Section 1. Repealer. Section 5, Chapter 683, Laws of  
 11 1979, is repealed.

-End-



SECOND READING  
SB-161

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SENATE BILL NO. *161* *Walt*  
 INTRODUCED BY *Walt* *Bob Brown* *Blaylock*  
~~*Chapman*~~ ~~*Spalding*~~ *MERCER* *Bradley* *Walt* *Walt*  
 A BILL FOR AN ACT ENTITLED: "AN ACT REPEALING THE SUNSET  
 PROVISION OF THE TWO TEMPORARY ASSOCIATE JUSTICE POSITIONS  
 ON THE SUPREME COURT AND MAKING THE TWO POSITIONS PERMANENT;  
 REPEALING SECTION 5, CHAPTER 683, LAWS OF 1979."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:  
 Section 1. Repealer. Section 5, Chapter 683, Laws of  
 1979, is repealed.

-End-

1 SENATE BILL NO. 161

2 INTRODUCED BY MAZUREK, B. BROWN, BLAYLOCK, GOULD,  
3 CRIPPEN, SPAETH, MERCER, BRADLEY, VAN VALKENBURG,  
4 LORY, QUILICI

5  
6 A BILL FOR AN ACT ENTITLED: "AN ACT REPEALING EXTENDING THE  
7 SUNSET PROVISION OF THE TWO TEMPORARY ASSOCIATE JUSTICE  
8 POSITIONS ON THE SUPREME COURT ~~AND-MAKING-THE-TWO-POSITIONS~~  
9 PERMANENT FOR AN ADDITIONAL 8 YEARS; REPEALING AMENDING  
10 SECTION 5, CHAPTER 683, LAWS OF 1979."

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

13 Section 1. ~~Repealer:~~ Section 5, Chapter 683, Laws of  
14 1979, is ~~repealed:~~ AMENDED TO READ:

15 "Section 5. Effective period. This act is effective  
16 until the first Monday of January, ~~1989~~ 1997, at which time  
17 the number of associate justices authorized by this act  
18 shall revert to four. The code commissioner is directed to  
19 make appropriate changes in the Montana Code Annotated to  
20 reflect the intent of this section."

-End-

REFERENCE BILL  
SB-161



# COMMITTEE OF THE WHOLE AMENDMENT

HOUSE

~~3-20-87~~  
DATE

~~17:20~~  
TIME

MR. CHAIRMAN: I MOVE TO AMEND SB 161

3rd reading copy ( blue ) as follows:  
Color

1) Title, line 4.

Strike: "REPEALING"

Insert: "EXTENDING"

2) Title, line 6.

Strike: "AND MAKING THE TWO POSITIONS PERMANENT"

Insert: "FOR AN ADDITIONAL EIGHT YEARS"

3) Title, line 7.

Strike: "REPEALING"

Insert: "AMENDING"

4) Page 1, line 10.

Strike: "Repealer."

5) Page 1, line 11.

Strike: "repealed"

Insert: "amended to read:

"Section 5. Effective period. This act is effective until the first Monday of January, ~~1989~~ 1997 , at which time the number of associate justices authorized by this act shall revert to four. The code commissioner is directed to make appropriate changes in the Montana Code Annotated to reflect the intent of this section"

ADOPT

REJECT

*Mark*

3201730T.CW

Rep. Marks