

SENATE BILL NO. 264

INTRODUCED BY HIMSL, FARRELL, E. SMITH, BLAYLOCK,
REGAN, CRIPPEN, B. BROWN, HARDING

IN THE SENATE

FEBRUARY 2, 1987 INTRODUCED AND REFERRED TO COMMITTEE
ON STATE ADMINISTRATION.

FEBRUARY 10, 1987 COMMITTEE RECOMMEND BILL
DO PASS. REPORT ADOPTED.

FEBRUARY 11, 1987 PRINTING REPORT.

FEBRUARY 13, 1987 SECOND READING, DO PASS.

FEBRUARY 14, 1987 ENGROSSING REPORT.

FEBRUARY 16, 1987 THIRD READING, PASSED.

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 SECOND READING, CONCURRED IN.

MARCH 9, 1987 THIRD READING, CONCURRED IN.
AYES, 96; NOES, 1.

RETURNED TO SENATE.

IN THE SENATE

MARCH 10, 1987 RECEIVED FROM HOUSE.

SENT TO ENROLLING.

1 *Alvato* BILL NO. *264*
 2 INTRODUCED BY *Shirrel Farrell Ed Smith Blaylock*
 3 *Tommy Cuff Bob Brown Harding*
 4 A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THAT THE
 5 TERMS, CONDITIONS, AND DETAILS OF ANY COMPROMISE OR
 6 SETTLEMENT AGREEMENT ENTERED INTO OR APPROVED BY A
 7 GOVERNMENTAL ENTITY BE SUBJECT TO PUBLIC INSPECTION; AND
 8 AMENDING SECTIONS 2-9-303 AND 2-9-304, MCA."

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

11 Section 1. Section 2-9-303, MCA, is amended to read:

12 "2-9-303. Compromise or settlement of claim against
 13 state. (1) The department of administration may compromise
 14 and settle any claim allowed by parts 1 through 3 of this
 15 chapter, subject to the terms of insurance, if any. A
 16 settlement from the self-insurance reserve fund or
 17 deductible reserve fund must be approved by the district
 18 court of the first judicial district except when suit has
 19 been filed in another judicial district, in which case the
 20 presiding judge must approve the compromise settlement.

21 (2) All terms, conditions, and details of the
 22 governmental portion of a compromise or settlement agreement
 23 entered into or approved pursuant to subsection (1) are
 24 public records available for public inspection."

25 Section 2. Section 2-9-304, MCA, is amended to read:

1 "2-9-304. Compromise or settlement of claim against
 2 political subdivision. (1) The governing body of each
 3 political subdivision, after conferring with its legal
 4 officer or counsel, may compromise and settle any claim
 5 allowed by parts 1 through 3 of this chapter, subject to the
 6 terms of the insurance, if any. A settlement involving a
 7 self-insurance reserve fund or deductible reserve fund must
 8 be approved by the district court where the claim is filed.

9 (2) All terms, conditions, and details of the
 10 governmental portion of a compromise or settlement agreement
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-End-



-2- INTRODUCED BILL
 SB-264

1 ~~Senate~~ BILL NO. ~~264~~
 2 INTRODUCED BY ~~Shirley Farrell~~ ~~Erin Smith~~ ~~Blaylock~~
 3 ~~Rep. Cliff~~ ~~Bob Brown~~ ~~Harding~~
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