

SB 304 INTRODUCED BY YELLOWTAIL, JR., GALT, SPAETH, ET AL.
REQUIRING VOTE ON FORM OF PUBLICATION OF COUNTY
PROCEEDINGS

2/06 INTRODUCED
2/06 REFERRED TO LOCAL GOVERNMENT
2/17 HEARING
2/19 FISCAL NOTE REQUESTED
2/21 ADVERSE COMMITTEE REPORT ADOPTED
AS AMENDED
2/25 FISCAL NOTE RECEIVED
DIED IN COMMITTEE

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Senate BILL NO. 304
INTRODUCED BY *Yelloutail* *Spaeth*
Musell *Spinks*

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4 A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING A VOTE OF THE
5 ELECTORS ON THE QUESTION OF WHETHER TO PUBLISH THE COUNTY
6 COMMISSIONERS' PROCEEDINGS AND THE COUNTY CLERK'S ANNUAL
7 STATEMENT OF FINANCIAL CONDITION IN DETAIL OR IN SUMMARY;
8 AND AMENDING SECTION 7-5-2123, MCA."
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10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

11 Section 1. Section 7-5-2123, MCA, is amended to read:

12 "7-5-2123. Publication of board proceedings and annual
13 financial statement. (1) The board of county commissioners
14 ~~has--jurisdiction--and--power,--under--such--limitations--and~~
15 ~~restrictions--as--are--prescribed--by--law,--to--cause--to--be~~
16 ~~published--in--a--newspaper;~~ shall submit to the electors at
17 the general elections of 1987 and 1988 and at every fourth
18 general election thereafter the question of whether,

19 ~~(a)--at--the--adjournment--of~~ after each session of the
20 board, the board shall cause to be published:

21 (a) in full and complete detail or in summary form or
22 by reference, with the full and complete text made available
23 on request, a complete list of all claims ordered paid for
24 all purposes, showing the name, purpose, and amount, and a
25 fair summary of the minutes and records of all of its full

1 and complete account of the proceedings and, annually, the
2 county clerk's statement of the financial condition of the
3 county; or

4 ~~(b) annually, the county clerk's annual statement of~~
5 ~~the financial condition of the county;~~ in summary form or by
6 reference, with the full and complete text made available on
7 request, an account of the proceedings and a list of all
8 claims ordered paid for all purposes and, annually, a
9 reference to the county clerk's statement of the financial
10 condition of the county.

11 (2) (a) A full and complete account of each session,
12 with a list of all claims ordered paid for all purposes,
13 showing the name, purpose, and amount, must be available for
14 public inspection within 14 days after adjournment of each
15 session of the board. Publication in full, or in summary, or
16 by reference of such the minutes and records of proceedings,
17 as determined by the voters under subsection (1), must be
18 made within 21 days after the adjournment of the session.

19 (b) The county clerk's annual statement of financial
20 condition must be prepared for public inspection at the time
21 it is presented to the board. Publication of the financial
22 statement, in full or by reference as determined by the
23 electors under subsection (1), must be made within 30 21
24 days after the presentation of the same to the board.

25 (c) Publication under subsection (2)(a) or (2)(b) must



1 be in the newspaper holding the county printing contract for
2 publication of legal advertising, as specified in 7-5-2411.
3 The information to be published under subsection (2)(a) must
4 be delivered to that newspaper's office within 14 days after
5 the adjournment of the session. The information to be
6 published under subsection (2)(b) must be delivered within 7
7 days after it is presented to the board.

8 (d) The board ~~shall~~ may not allow or order paid any
9 claim for ~~any--such~~ publication of minutes and records of
10 proceedings or annual financial statement unless made within
11 the time herein prescribed therefor."

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