

HOUSE BILL NO. 129
INTRODUCED BY STANG, WALLIN
BY REQUEST OF THE DEPARTMENT OF JUSTICE

IN THE HOUSE

JANUARY 12, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON BUSINESS & LABOR. FIRST READING.
JANUARY 19, 1989	COMMITTEE RECOMMEND BILL DO PASS AS AMENDED. REPORT ADOPTED.
JANUARY 20, 1989	PRINTING REPORT.
JANUARY 21, 1989	SECOND READING, DO PASS.
JANUARY 23, 1989	ENGROSSING REPORT.
JANUARY 24, 1989	THIRD READING, PASSED. AYES, 97; NOES, 1. TRANSMITTED TO SENATE.

IN THE SENATE

JANUARY 25, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON BUSINESS & INDUSTRY. FIRST READING.
JANUARY 27, 1989	COMMITTEE RECOMMEND BILL BE CONCURRED IN AS AMENDED. REPORT ADOPTED.
FEBRUARY 1, 1989	SECOND READING, CONCURRED IN.
FEBRUARY 3, 1989	THIRD READING, CONCURRED IN. AYES, 50; NOES, 0. RETURNED TO HOUSE WITH AMENDMENTS.

IN THE HOUSE

FEBRUARY 27, 1989

RECEIVED FROM SENATE.

SECOND READING, AMENDMENTS
CONCURRED IN.

FEBRUARY 28, 1989

THIRD READING, AMENDMENTS
CONCURRED IN.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

1 House BILL NO. 129
2 INTRODUCED BY Aling Wilson
3 BY REQUEST OF THE DEPARTMENT OF JUSTICE
4

5 A BILL FOR AN ACT ENTITLED: "AN ACT AUTHORIZING THE
6 DEPARTMENT OF JUSTICE TO IMPOSE A CEASE AND DESIST ORDER
7 AGAINST A MOTOR VEHICLE DEALER UNLAWFULLY ENGAGING IN
8 BUSINESS."
9

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

11 NEW SECTION. Section 1. Cease and desist order. When
12 the department has reasonable cause to believe, from
13 information furnished to it or from an investigation made by
14 it, that a person is engaged in any business regulated by
15 this part without being licensed as required, it shall
16 immediately issue and serve upon the person, by certified
17 mail, a cease and desist order requiring him to cease and
18 desist from further engaging in that business. If the person
19 fails to comply with the order, the department shall file an
20 action in the district court of Lewis and Clark County to
21 restrain and enjoin the person from engaging in the
22 business. The court shall proceed in the action as in other
23 actions for injunctions.

24 NEW SECTION. Section 2. Codification instruction.
25 [Section 1] is intended to be codified as an integral part

1 of Title 61, chapter 4, part 1, and the provisions of Title
2 61, chapter 4, part 1, apply to [section 1].

-End-

APPROVED BY COMM. ON BUSINESS
AND ECONOMIC DEVELOPMENT

HOUSE BILL NO. 129

INTRODUCED BY STANG, WALLIN

BY REQUEST OF THE DEPARTMENT OF JUSTICE

A BILL FOR AN ACT ENTITLED: "AN ACT AUTHORIZING THE
DEPARTMENT OF JUSTICE TO IMPOSE A CEASE AND DESIST ORDER
AGAINST A MOTOR VEHICLE DEALER UNLAWFULLY ENGAGING IN
BUSINESS; AND PROVIDING AN EFFECTIVE DATE."

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the department has reasonable cause to believe, from
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restrain and enjoin the person from engaging in the
business. The court shall proceed in the action as in other
actions for injunctions.

NEW SECTION. Section 2. Codification instruction.
[Section 1] is intended to be codified as an integral part

of Title 61, chapter 4, part 1, and the provisions of Title
61, chapter 4, part 1, apply to [section 1].
NEW SECTION. SECTION 3. EFFECTIVE DATE. [THIS ACT]
IS EFFECTIVE JULY 1, 1989.

-End-

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3 BY REQUEST OF THE DEPARTMENT OF JUSTICE

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3 NEW SECTION. SECTION 3. EFFECTIVE DATE. [THIS ACT]
4 IS EFFECTIVE JULY 1, 1989.

-End-

(5A)

SENATE STANDING COMMITTEE REPORT

January 27, 1989

MR. PRESIDENT:

We, your committee on Business and Industry, having had under consideration HB 129 (third reading copy -- blue), respectfully report that HB 129 be amended and as so amended be concurred in:

Sponsor: Stang (Lynch)


1. Title, line 8.

Strike: "; AND PROVIDING AN EFFECTIVE DATE"

2. Page 2, lines 3 and 4.

Strike: section 3 in its entirety

AND AS AMENDED BE CONCURRED IN

Signed: 

Gene Thayer, Chairman

SENATE

HB 129

SCRHB129.127

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AGAINST A MOTOR VEHICLE DEALER UNLAWFULLY ENGAGING IN
BUSINESS;~~AND PROVIDING AN EFFECTIVE DATE.~~"

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[Section 1] is intended to be codified as an integral part

of Title 61, chapter 4, part 1, and the provisions of Title
61, chapter 4, part 1, apply to [section 1].

~~NEW SECTION. SECTION 3. EFFECTIVE DATE. [THIS ACT]
IS EFFECTIVE JULY 1, 1989.~~

-End-