

HOUSE BILL NO. 594

INTRODUCED BY THOMAS, MERCER, MAZUREK, D. BROWN

IN THE HOUSE

FEBRUARY 6, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON JUDICIARY.
FEBRUARY 7, 1989	FIRST READING.
FEBRUARY 16, 1989	COMMITTEE RECOMMEND BILL DO PASS. REPORT ADOPTED.
FEBRUARY 17, 1989	PRINTING REPORT.
FEBRUARY 18, 1989	SECOND READING, DO PASS.
FEBRUARY 20, 1989	ENGROSSING REPORT.
FEBRUARY 21, 1989	THIRD READING, PASSED. AYES, 88; NOES, 9.
	TRANSMITTED TO SENATE.

IN THE SENATE

FEBRUARY 28, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON JUDICIARY.
	FIRST READING.
MARCH 17, 1989	COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED.
MARCH 18, 1989	SECOND READING, CONCURRED IN.
MARCH 21, 1989	THIRD READING, CONCURRED IN. AYES, 49; NOES, 0.
	RETURNED TO HOUSE.

IN THE HOUSE

MARCH 22, 1989	RECEIVED FROM SENATE.
----------------	-----------------------

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

1 HOUSE BILL NO. 594
2 INTRODUCED BY THOMAS MERCEZ Thaynuk
3 Dave Bran
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO ELIMINATE THE
5 REQUIREMENT THAT A DISTRICT COURT JUDGE RESIDE IN A COUNTY
6 SEAT WITHIN HIS DISTRICT; AND AMENDING SECTION 3-5-202,
7 MCA."
8

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

10 **Section 1.** Section 3-5-202, MCA, is amended to read:

11 "3-5-202. **Qualifications and residence.** (1) No person
12 is eligible for the office of judge of a district court
13 unless he is a citizen of the United States, has resided in
14 the state 2 years immediately before taking office, and has
15 been admitted to practice law in Montana for at least 5
16 years prior to the date of appointment or election.

17 (2) A judge of a district court need not be a resident
18 of the district for which he is elected or appointed at the
19 time of his election or appointment, but after his election
20 or appointment, he must reside ~~in--a-county-seat~~ in the
21 district for which he is elected or appointed during his
22 term of office."

-End-

INTRODUCED BILL
HB 594



APPROVED BY COMMITTEE
ON JUDICIARY

1 HOUSE BILL NO. 594
2 INTRODUCED BY THOMAS MARCEL THAYNE
3 DAVE BRON

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO ELIMINATE THE
5 REQUIREMENT THAT A DISTRICT COURT JUDGE RESIDE IN A COUNTY
6 SEAT WITHIN HIS DISTRICT; AND AMENDING SECTION 3-5-202,
7 MCA."

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

10 **Section 1.** Section 3-5-202, MCA, is amended to read:

11 "3-5-202. Qualifications and residence. (1) No person
12 is eligible for the office of judge of a district court
13 unless he is a citizen of the United States, has resided in
14 the state 2 years immediately before taking office, and has
15 been admitted to practice law in Montana for at least 5
16 years prior to the date of appointment or election.

17 (2) A judge of a district court need not be a resident
18 of the district for which he is elected or appointed at the
19 time of his election or appointment, but after his election
20 or appointment, he must reside in--a-county-seat in the
21 district for which he is elected or appointed during his
22 term of office."

-End-

1 HOUSE BILL NO. 594
2 INTRODUCED BY THOMAS MARLER Mayruch
3 Dave Bran

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO ELIMINATE THE
5 REQUIREMENT THAT A DISTRICT COURT JUDGE RESIDE IN A COUNTY
6 SEAT WITHIN HIS DISTRICT; AND AMENDING SECTION 3-5-202,
7 MCA."

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

10 **Section 1.** Section 3-5-202, MCA, is amended to read:

11 "3-5-202. **Qualifications and residence.** (1) No person
12 is eligible for the office of judge of a district court
13 unless he is a citizen of the United States, has resided in
14 the state 2 years immediately before taking office, and has
15 been admitted to practice law in Montana for at least 5
16 years prior to the date of appointment or election.

17 (2) A judge of a district court need not be a resident
18 of the district for which he is elected or appointed at the
19 time of his election or appointment, but after his election
20 or appointment, he must reside in ~~a county seat~~ in the
21 district for which he is elected or appointed during his
22 term of office."

-End-

THIRD READING
HB 594

HOUSE BILL NO. 594

INTRODUCED BY THOMAS, MERCER, MAZUREK, D. BROWN

A BILL FOR AN ACT ENTITLED: "AN ACT TO ELIMINATE THE
REQUIREMENT THAT A DISTRICT COURT JUDGE RESIDE IN A COUNTY
SEAT WITHIN HIS DISTRICT; AND AMENDING SECTION 3-5-202,
MCA."

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

Section 1. Section 3-5-202, MCA, is amended to read:

"3-5-202. Qualifications and residence. (1) No person
is eligible for the office of judge of a district court
unless he is a citizen of the United States, has resided in
the state 2 years immediately before taking office, and has
been admitted to practice law in Montana for at least 5
years prior to the date of appointment or election.

(2) A judge of a district court need not be a resident
of the district for which he is elected or appointed at the
time of his election or appointment, but after his election
or appointment, he must reside in--a-county-seat in the
district for which he is elected or appointed during his
term of office."

-End-

REFERENCE BILL

HB 594