

HOUSE BILL NO. 22

INTRODUCED BY MENAHAN  
BY REQUEST OF THE LEGISLATIVE COUNCIL

IN THE HOUSE

|                   |  |
|-------------------|--|
| DECEMBER 23, 1992 | INTRODUCED AND REFERRED TO COMMITTEE<br>ON STATE ADMINISTRATION. |
| JANUARY 4, 1993   | FIRST READING.   |
| JANUARY 5, 1993   | COMMITTEE RECOMMEND BILL<br>DO PASS. REPORT ADOPTED.             |
| JANUARY 6, 1993   | PRINTING REPORT.   |
|                   | SECOND READING, DO PASS.   |
| JANUARY 7, 1993   | ENGROSSING REPORT.   |
|                   | THIRD READING, PASSED.<br>AYES, 99; NOES, 0.                     |
|                   | TRANSMITTED TO SENATE.   |

IN THE SENATE

|                 |  |
|-----------------|--|
| JANUARY 8, 1993 | INTRODUCED AND REFERRED TO COMMITTEE<br>ON JUDICIARY.        |
|                 | FIRST READING.   |
| MARCH 3, 1993   | COMMITTEE RECOMMEND BILL BE<br>CONCURRED IN. REPORT ADOPTED. |
| MARCH 4, 1993   | SECOND READING, CONCURRED IN.                                |
| MARCH 5, 1993   | THIRD READING, CONCURRED IN.<br>AYES, 48; NOES, 0.           |
|                 | RETURNED TO HOUSE.   |

IN THE HOUSE

|               |                              |
|---------------|------------------------------|
| MARCH 6, 1993 | RECEIVED FROM SENATE.        |
|               | SENT TO ENROLLING.           |
|               | REPORTED CORRECTLY ENROLLED. |

## HOUSE BILL NO. 22

INTRODUCED BY MENAHAN

BY REQUEST OF THE LEGISLATIVE COUNCIL

A BILL FOR AN ACT ENTITLED: "AN ACT GENERALLY REVISING THE LAWS CONCERNING THE MONTANA COMMISSION ON UNIFORM STATE LAWS; PROVIDING FOR THE APPOINTMENT OF UNIFORM STATE LAW COMMISSIONERS BY THE LEGISLATIVE COUNCIL; CLARIFYING THE COMPENSATION OF COMMISSIONERS; AMENDING SECTIONS 1-12-101, 1-12-102, AND 1-12-104, MCA; REPEALING SECTION 1-12-103, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

**Section 1.** Section 1-12-101, MCA, is amended to read:

"1-12-101. Appointment, composition, term of office.

(1) A commission There is hereby created to be known as the a Montana commission on uniform state laws, which shall consist consists of three recognized members of the bar or members of the faculty of the law school of the state university of Montana and any resident of this state who, because of long service in the cause of the uniformity of state legislation, has been elected a life member of the national conference of commissioners on uniform state laws. ,--who-shall Commissioners must be appointed by the governor legislative council for terms of 4 years each or until their

~~successors are appointed,--and--in--addition--thereto,--any residents--of--this--state--who--because--of--long--service--in--the cause--of--the--uniformity--of--state--legislation--shall--have--been elected--life--members--of--the--national--conference--of commissioners--on--uniform--state--laws. The legislative council may accept recommendations for appointments from the state bar of Montana, the Montana judges' association, and the dean of the law school.~~

(2) Commissioners shall serve for no salary. Commissioners are entitled to reimbursement for expenses as provided in 2-18-501."

**Section 2.** Section 1-12-102, MCA, is amended to read:

"1-12-102. Vacancies. If an appointed commissioner dies, resigns, or fails or refuses to serve, his the office becomes vacant. The governor legislative council shall appoint a qualified person to fill the vacancy for the unexpired term."

**Section 3.** Section 1-12-104, MCA, is amended to read:

"1-12-104. Duties of commissioners. (1) Each commissioner shall attempt to attend the meeting of the national conference of commissioners on uniform state laws ~~and--both--in--and--out--of--such--national--conference,~~ shall do ~~all--in--his--power--to~~ promote uniformity in state laws upon all subjects where in which uniformity ~~may--be--deemed is~~ desirable and practicable.

1       (2) It ~~shall also be~~ is the duty of ~~said~~ the commission  
2       to bring about, as far as practicable, the uniform judicial  
3       interpretation of all uniform laws."

4       NEW SECTION. **Section 4. Transition.** Uniform state law  
5       commissioners appointed by the governor shall continue in  
6       office until the expiration of their current term.

7       NEW SECTION. **Section 5. Repealer.** Section 1-12-103,  
8       MCA, is repealed.

9       NEW SECTION. **Section 6. Effective date.** [This act] is  
10      effective on passage and approval.

-End-

APPROVED BY COMMITTEE  
ON STATE ADMINISTRATION

HOUSE BILL NO. 22

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successors are appointed, ~~and in addition thereto any residents of this state who because of long service in the cause of the uniformity of state legislation shall have been elected life members of the national conference of commissioners on uniform state laws.~~ The legislative council may accept recommendations for appointments from the state bar of Montana, the Montana judges' association, and the dean of the law school.

(2) Commissioners shall serve for no salary. Commissioners are entitled to reimbursement for expenses as provided in 2-18-501.

**Section 2.** Section 1-12-102, MCA, is amended to read:

"1-12-102. Vacancies. If an appointed commissioner dies, resigns, or fails or refuses to serve, his the office becomes vacant. The governor legislative council shall appoint a qualified person to fill the vacancy for the unexpired term."

**Section 3.** Section 1-12-104, MCA, is amended to read:

"1-12-104. Duties of commissioners. (1) Each commissioner shall attempt to attend the meeting of the national conference of commissioners on uniform state laws ~~and both in and out of such national conference~~, shall do ~~all in his power to~~ promote uniformity in state laws upon all subjects where in which uniformity may be deemed is desirable and practicable.

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HB 0022/01

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