

SENATE BILL NO. 42

INTRODUCED BY HARP
BY REQUEST OF THE DEPARTMENT OF ADMINISTRATION

IN THE SENATE

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| DECEMBER 22, 1992 | INTRODUCED AND REFERRED TO COMMITTEE ON JUDICIARY. |
| JANUARY 4, 1993 | FIRST READING. |
| JANUARY 5, 1993 | COMMITTEE RECOMMEND BILL DO PASS. REPORT ADOPTED. |
| | PRINTING REPORT. |
| JANUARY 6, 1993 | SECOND READING, DO PASS. |
| JANUARY 7, 1993 | ENGROSSING REPORT. |
| | THIRD READING, PASSED. AYES, 50; NOES, 0. |
| | TRANSMITTED TO HOUSE. |

IN THE HOUSE

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| JANUARY 9, 1993 | INTRODUCED AND REFERRED TO COMMITTEE ON JUDICIARY. |
| | FIRST READING. |
| JANUARY 14, 1993 | COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED. |
| JANUARY 16, 1993 | SECOND READING, CONCURRED IN. |
| JANUARY 18, 1993 | THIRD READING, CONCURRED IN. AYES, 99; NOES, 0. |
| | RETURNED TO SENATE. |

IN THE SENATE

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| JANUARY 19, 1993 | RECEIVED FROM HOUSE. |
| | SENT TO ENROLLING. |
| | REPORTED CORRECTLY ENROLLED. |

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3 BY REQUEST OF THE DEPARTMENT OF ADMINISTRATION

4
5 A BILL FOR AN ACT ENTITLED: "AN ACT CLARIFYING SERVICE OF
6 PROCESS PROVISIONS RELATING TO PERSONAL INJURY AND PROPERTY
7 ACTIONS AGAINST THE STATE; AND AMENDING SECTION 2-9-313,
8 MCA."

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

11 **Section 1.** Section 2-9-313, MCA, is amended to read:

12 "2-9-313. Service of process on state. In all actions
13 against the state arising under this chapter, the state
14 ~~shall~~ must be named the defendant, and the summons and
15 complaint ~~shall~~ must be served on the director of the
16 department of administration in addition to service required
17 by Rule 4D(2)(h), M.R.Civ.P. The state shall serve an answer
18 within 40 days after service of the summons and complaint."

-End-



SB 42
INTRODUCED BILL

APPROVED BY COMMITTEE
ON JUDICIARY

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SB 42
REFERENCE BILL