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INTRODUCED BY Cyprien SENATE BILL NO. 60

A BILL FOR AN ACT ENTITLED: "AN ACT EXTENDING TO DEPUTY SHERIFFS THE RIGHTS GIVEN TO POLICE OFFICERS UPON THE CONSOLIDATION OF CITY AND COUNTY GOVERNMENTS; AND AMENDING SECTION 7-3-1344, MCA."

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

**Section 1.** Section 7-3-1344, MCA, is amended to read:

**"7-3-1344. Prior rights of law enforcement officers.** (1) ~~Any~~ A police officer employed by any police department or departments established as required by law in any city or town of the county or a deputy sheriff employed by the county sheriff's department prior to the election and qualification of a commission under ~~this part and~~ part 12 and this part has the same job tenure rights as though ~~no such~~ the election and qualification had not taken place.

(2) ~~Any such~~ A police officer or deputy sheriff who has vested rights in a ~~police~~ law enforcement retirement fund shall maintain prior vested rights in the fund upon its transfer to a consolidated county municipality. Any ~~police law enforcement~~ retirement fund established as required by law in the county or in any city or town of the county prior to the election and qualification of a commission under ~~this part and~~ part 12 shall and this part must be continued as ~~such~~ a retirement fund for the police or sheriff's department of the consolidated county municipality, subject, however, to the prior vested rights of ~~any a~~ a police officer or deputy sheriff employed by any police or sheriff's department or departments established as required by law in the county or in any city or town of the county prior to the election and qualification of a commission under ~~this part and~~ part 12 and this part. The board of trustees of ~~such police~~ the law enforcement retirement fund shall consist of the president, the director of finance, the director of law, and two members of the police and sheriff's department from the active list of the police officers and deputy sheriffs of the consolidated county municipality who ~~shall~~ must be selected by a majority vote of the members of the police and sheriff's department on the active list of the consolidated county municipality. The selection ~~shall~~ must be made between May 1 and May 10 each year, and the active ~~police officer~~ law enforcement members of the board shall serve overlapping 2-year terms. Except as provided in this section,

1 the ~~police~~ law enforcement retirement fund ~~shall~~ must be continued and administered in the manner  
2 prescribed by law for ~~such~~ retirement funds established in counties and cities and towns."

3 -END-

## 1 SENATE BILL NO. 60

2 INTRODUCED BY CRIPPEN

3  
4 A BILL FOR AN ACT ENTITLED: "AN ACT EXTENDING TO DEPUTY SHERIFFS THE JOB TENURE RIGHTS  
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16 (2) ~~Any such~~ A police officer ~~or deputy sheriff~~ who has vested rights in a ~~police law enforcement~~  
17 POLICE retirement fund shall maintain prior vested rights in the fund upon its transfer to a consolidated  
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