

1
2 INTRODUCED BY

SB BILL NO. *160*
Bartlett Estrada Uving Brade
Water Masolo

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT AUTHORIZING A NAME CHANGE PETITION TO PROCEED ON
5 A SEALED-RECORD BASIS WHEN PROBABLE CAUSE IS SHOWN THAT THE SAFETY OF THE PETITIONER
6 IS AT RISK; AMENDING SECTION 27-31-201, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE
7 AND AN APPLICABILITY DATE."
8

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

11 **Section 1.** Section 27-31-201, MCA, is amended to read:

12 **"27-31-201. Order setting hearing date -- notice -- safety.** (1) When a petition setting out the
13 matters contained in 27-31-101 or 27-31-102 is filed, the court or judge may appoint a time for hearing
14 the petition. Except as provided in ~~subsection~~ subsections (2) and (3), notice of the time and place of
15 hearing the petition must be published for 4 successive weeks in some newspaper published in the county,
16 if a newspaper ~~be is~~ printed ~~therein, but if no~~ in the county. If a newspaper ~~be is~~ not printed in the county,
17 a copy of ~~such the~~ notice must be posted in at least three public places in the county for ~~a like period~~ 4
18 successive weeks.

19 (2) ~~No publication~~ Publication is not required for a change of name of a minor under 27-31-101 if
20 both parents and all legal guardians consent in writing.

21 (3) The court may allow a petition to proceed on a sealed-record basis when probable cause is
22 shown that the safety of the petitioner is at risk."
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24 **NEW SECTION. Section 2. Applicability.** [Section 1] applies to petitions filed on or after [the
25 effective date of this act].
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27 **NEW SECTION. Section 3. Effective date.** [This act] is effective on passage and approval.
28

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APPROVED BY COM
ON JUDICIARY

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27 SHOWN AND ON ORDER OF THE JUDGE OF THE COURT IN WHICH THE PETITION WAS GRANTED."

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