

1 SENATE BILL NO. 258

2 INTRODUCED BY F. THOMAS, R. BROWN, BRUEGGEMAN, KEENAN, LASZLOFFY, MCNUTT, MOOD,
3 STAPLETON

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5 A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING FOR THE ASSIGNMENT OF HOLDOVER SENATORS
6 TO NEW DISTRICTS FOR THE REMAINDER OF THEIR TERMS IN THE SESSION DURING WHICH THE
7 LEGISLATIVE REDISTRICTING PLAN IS SUBMITTED TO THE LEGISLATURE FOR RECOMMENDATIONS;
8 PROHIBITING THE DISTRICTING AND APPORTIONMENT COMMISSION FROM ASSIGNING HOLDOVER
9 SENATORS TO NEW DISTRICTS; PROVIDING FOR THE ASSIGNMENT OF HOLDOVER SENATORS TO
10 DISTRICTS BY JOINT RESOLUTION; PROVIDING THAT THE ASSIGNMENT OF A HOLDOVER SENATOR
11 BE BASED UPON THE GREATEST PERCENTAGE OF POPULATION IN THE NEW DISTRICT THAT VOTED
12 FOR THE SENATOR IN THE PRIOR ELECTION AND THE SENATOR'S RESIDENCE; AND PROVIDING AN
13 IMMEDIATE EFFECTIVE DATE."

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

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17 **NEW SECTION. Section 1. Assignment of holdover senators.** (1) In the session in which the
18 legislative redistricting plan is submitted to the legislature for recommendations, the legislature, by joint
19 resolution, shall assign holdover senators to a district for the remainder of those senators' terms. The districting
20 and apportionment commission may not assign holdover senators to districts for the remainder of those
21 senators' terms. The assignments must occur after the plan becomes law.

22 (2) In making the assignments provided for in subsection (1), the legislature, if possible, shall assign
23 a holdover senator to a district based upon the greatest percentage of population in the new district that voted
24 for the senator in the prior election and the senator's residence.

25 (3) For the purposes of this section, a holdover senator is a senator who is not required to seek election
26 at the general election held immediately following the districting plan becoming law.

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28 **NEW SECTION. Section 2. Codification instruction.** [Section 1] is intended to be codified as an
29 integral part of Title 5, chapter 1, part 1, and the provisions of Title 5, chapter 1, part 1, apply to [section 1].

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