62nd Legislature HB0418.01

1	HOUSE BILL NO. 418
2	INTRODUCED BY C. EDMUNDS
3	
4	A BILL FOR AN ACT ENTITLED: "AN ACT SUBMITTING TO THE QUALIFIED ELECTORS OF MONTANA AN
5	AMENDMENT TO ARTICLE IV, SECTION 8, OF THE MONTANA CONSTITUTION TO REVISE TERM LIMITS
6	FOR STATE LEGISLATORS; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."
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8	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
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0	Section 1. Article IV, section 8, of The Constitution of the State of Montana is amended to read:
1	"Section 8. Limitation on terms of office. (1) The secretary of state or other authorized official shall
2	not certify a candidate's nomination or election to, or print or cause to be printed on any ballot the name of a
3	candidate for, one of the following offices if, at the end of the current term of that office, the candidate will have
4	served in that office or had he not resigned or been recalled would have served in that office:
5	(a) 8 or more years in any 16-year period as governor, lieutenant governor, secretary of state, state
6	auditor, attorney general, or superintendent of public instruction;
7	(b) 8 subject to the provisions of subsection (2), 12 or more years in any 16-year 24-year period as a
8	state representative;
9	(c) 8 subject to the provisions of subsection (2), 12 or more years in any 16-year 24-year period as a
20	state senator;
21	(d) 6 or more years in any 12-year period as a member of the U.S. house of representatives; and
22	(e) 12 or more years in any 24-year period as a member of the U.S. senate.
23	(2) (a) An individual may not be a candidate for the state senate if the individual was a member of the
24	state house of representatives for any part of the legislative term of the members of the state house of
25	representatives that ends in January immediately following the general election at which the individual would be
26	a candidate for the state senate.
27	(b) An individual may not be a candidate for the state house of representatives if the individual was a
28	member of the state senate for any part of the legislative term of the members of the state house of
9	representatives that ends in January immediately following the general election at which the individual would be
80	a candidate for the state house of representatives.

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1	(2)(3) When computing time served for purposes of subsection (1), the provisions of subsection (1) do
2	not apply to time served in terms that end during or prior to January 1993.
3	(4) When computing time served for purposes of subsection (2), the provisions of subsection (2) apply
4	to general elections held after November 2012.
5	(3)(5) Nothing contained herein shall preclude an otherwise qualified candidate from being certified as
6	nominated or elected by virtue of write-in votes cast for said candidate."
7	
8	NEW SECTION. Section 2. Two-thirds vote required. Because [section 1] is a legislative proposa
9	to amend the constitution, Article XIV, section 8, of the Montana constitution requires an affirmative roll call vote
0	of two-thirds of all the members of the legislature, whether one or more bodies, for passage.
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2	NEW SECTION. Section 3. Effective date. This amendment is effective upon approval by the
3	electorate.
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5	NEW SECTION. Section 4. Submission to electorate. This amendment shall be submitted to the
6	qualified electors of Montana at the general election to be held in November 2012 by printing on the ballot the
7	full title of this act and the following:
8	[] FOR revising term limits for state legislators.
9	[] AGAINST revising term limits for state legislators.
20	- END -

