

HOUSE BILL NO. 516

INTRODUCED BY K. HANSEN

A BILL FOR AN ACT ENTITLED: "AN ACT PROHIBITING LOCAL GOVERNMENTS FROM ENACTING ORDINANCES, RESOLUTIONS, OR POLICIES THAT CONTAIN, AS A PROTECTED CLASS, ANY CLASSIFICATION NOT SPECIFICALLY INCLUDED AS A PROTECTED CLASS UNDER STATE LAW; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE."

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

NEW SECTION. Section 1. Local governments -- limitation on enactments. A local government ordinance, resolution, or policy may not contain, as a protected class, any classification not specifically included as a protected class under the provisions of this part.

NEW SECTION. Section 2. Codification instruction. [Section 1] is intended to be codified as an integral part of Title 49, chapter 1, part 1, and the provisions of Title 49, chapter 1, part 1, apply to [section 1].

NEW SECTION. Section 3. Saving clause. [This act] does not affect rights and duties that matured, penalties that were incurred, or proceedings that were begun before [the effective date of this act].

NEW SECTION. Section 4. Severability. If a part of [this act] is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of [this act] is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications.

NEW SECTION. Section 5. Effective date. [This act] is effective on passage and approval.

NEW SECTION. Section 6. Retroactive applicability. [This act] applies retroactively, within the meaning of 1-2-109, to municipal ordinances, resolutions, and policies enacted prior to [the effective date of this act].

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