

Amendments to House Bill No. 352
1st Reading Copy

Requested by Representative Jerry O'Neil

For the House Judiciary Committee

Prepared by Helen Thigpen
February 8, 2013 (7:14am)

1. Title, line 5.

Following: "PEACE;"

Insert: "ALLOWING QUALIFIED SUBSTITUTES FOR JUSTICES OF THE PEACE
TO ATTEND ANNUAL TRAINING COURSES;"

Following: "AMENDING"

Strike: "SECTION"

Insert: "SECTIONS 3-10-203 AND"

2. Page 1, line 9.

Insert: "**Section 1.** Section 3-10-203, MCA, is amended to read:

"3-10-203. Orientation course -- annual training. (1) Under the supervision of the supreme court, a course of study must be presented as soon as is practical following each general election. Actual and necessary travel expenses, as defined and provided in 2-18-501 through 2-18-503, and the costs of registration and books and other materials must be paid to the elected or appointed justice of the peace for attending the course by the county in which the justice of the peace holds or will hold court and must be charged against that county.

(2) There must be two mandatory annual training sessions supervised by the supreme court for all elected and appointed justices of the peace. One of the training sessions may be held in conjunction with the Montana magistrates' association convention. Actual and necessary travel expenses, as defined and provided in 2-18-501 through 2-18-503, and the costs of registration and books and other materials must be paid to the elected or appointed justice of the peace for attending the sessions by the county in which the justice of the peace holds or will hold court and must be charged against that county.

(3) Each justice of the peace shall attend the training sessions provided for in subsection (2). Failure to attend disqualifies the justice of the peace from office and creates a vacancy in the office. However, the supreme court may excuse a justice of the peace from attendance because of illness, a death in the family, or any other good cause.

(4) A person from the list of qualified substitutes for a justice of the peace as provided in 3-10-231 may attend, at the person's own expense, an annual training session for elected and appointed justices of the peace. Any fees for attending a training course collected under this subsection must be forwarded

to the department of revenue for deposit in the state general fund."

{ Internal References to 3-10-203:

x3-1-1506 x3-1-1508 x3-6-202 }"

Renumber: subsequent sections

- END -