

Amendments to Senate Bill No. 169
3rd Reading Copy

Requested by Representative Bryce Bennett

For the House State Administration Committee

Prepared by Sheri Scurr
March 25, 2015 (5:36pm)

1. Title, page 1, line 5.

Following: "SENATE"

Insert: "AND REVISING LAWS CONCERNING AN ELECTION TO FILL A
VACANCY IN THE UNITED STATES HOUSE OF REPRESENTATIVES"

2. Title, page 1, line 5 through line 6.

Strike: "MODIFYING" on line 5 through "ELECTION;" on line 6

Insert: "REQUIRING THE ELECTION TO BE HELD IN CONJUNCTION WITH A
REGULARLY SCHEDULED PRIMARY OR GENERAL ELECTION;"

3. Title, page 1, line 7.

Strike: "ALLOWING"

Insert: "REQUIRING"

4. Title, page 1, line 8 through line 9.

Strike: "REQUIRING" on line 8 through "TERM;" on line 9

5. Title, page 1, line 10

Strike: "A PARTY NOMINATION OR"

6. Title, page 1, line 11.

Following: "SECTIONS"

Insert: "13-10-505 AND"

Strike: "AND 13-25-205"

7. Title, page 1, line 12.

Strike: "SECTION"

Insert: "SECTIONS"

Following: "13-25-202"

Insert: "AND 13-25-205"

8. Page 1.

Following: line 14

Insert: "Section 1. Section 13-10-505, MCA, is amended to read:

"13-10-505. **Applicability.** The provisions of 13-10-501
through 13-10-504 shall not be used to fill vacancies or to
nominate candidates in nonpartisan elections ~~except for~~
~~nominations to fill a vacancy as provided in 13-25-205."~~

Renumber: subsequent sections

9. Page 1, line 20 through page 2, line 19.

Strike: line 20 on page 1 through line 19 on page 2 in their entirety

Insert: "(2) (a) An election to fill a vacancy must be held in conjunction with the next federal, state, or municipal primary or general election that is at least 125 days after the vacancy.

(b) Each political party that had a candidate on the ballot of the last federal general election for the office may choose a candidate according to the party's rules.

(c) Political party nominations must be made and nominating petitions pursuant to 13-10-203, 13-10-503, and 13-10-601 must be filed by 5 p.m. on the 85th day before the election.

(3) If the vacancy occurs between the federal primary election and the federal general election immediately preceding the expiration of the regular term for the office that was vacated, then an election to fill the vacancy shall not be held and the governor's appointee pursuant to subsection (5) shall fill the vacancy until the regularly elected candidate in the federal general election for the office is sworn in by the United States senate or house of representatives.

(4) (a) The governor shall make a temporary appointment to fill the vacancy as provided in this subsection (4).

(b) The term of office for the appointee expires when a winning candidate for the office is sworn in by the United States senate or house of representatives.

(c) "

10. Page 2, line 20.

Strike: "PURSUANT TO SUBSECTION (4) (A) (I) OR (4) (A) (II)"

11. Page 2, line 21.

Strike: "AND MUST" through "(6)"

Insert: "as the vacating officeholder"

12. Page 2, line 25.

Strike: "(5)"

Insert: "(d)"

Renumber: subsequent subsections

13. Page 3, line 1 through line 7.

Strike: section 2 in its entirety

14. Page 3, line 9.

Strike: "section"

Insert: "sections"

Strike: "is"

Insert: "are"

15. Page 3.

Following: line 11

Insert: "13-25-205. Nominations for special election."

- END -