

Amendments to Senate Bill No. 138
1st Reading Copy

Requested by Senator Brian Hoven

For the Senate Business, Labor, and Economic Affairs Committee

Prepared by Pat Murdo
February 3, 2015 (5:16pm)

1. Title, page 1, line 4.
Following: "PROTECTIONS FOR"
Insert: "PRIVATE"
2. Title, page 1, line 5.
Following: "INSTITUTIONS, AND"
Insert: "PRIVATE"
3. Page 2, line 6.
Strike: "An"
Insert: "A private"
4. Page 2, line 9.
Following: "employer"
Insert: ":"
(a) "
5. Page 2, line 10.
Following: "dismissal;"
Insert: "or"
6. Page 2.
Following: line 10
Insert: "(b) requested information regarding an applicant's
criminal record but received false or incomplete
information;"
7. Page 2, line 28.
Following: "misdemeanor"
Insert: "or felony"
Strike: "other than"
Insert: "that may have resulted in a term of incarceration
exceeding 6 months, excluding"
Strike: ", excluding violations" through "61-8-406"
Insert: "within 3 years of the filing of the petition"
8. Page 3, line 26.

Following: "harbor for"
Insert: "private"

9. Page 3, line 27.
Following: "record. A"
Insert: "private"

10. Page 3, line 27 through line 30.
Following: "if" on line 27
Insert: ":"
Strike: "the landlord" on line 27 through "offense;" on line 30
ReNUMBER: subsequent subsections

11. Page 4, line 2.
Following: "course;"
Strike: "or"

12. Page 4, line 3.
Following: "[section 2]"
Insert: "; or
(3) the tenant provided false information on the application concerning the tenant's criminal history"

13. Page 4, line 19.
Following: "chapter"
Strike: "1"
Insert: "25"

14. Page 4, line 20.
Following: "chapter"
Strike: "1"
Insert: "25"

- END -

Explanation - Amendments #1, #2, #3, #5, and #6 address a concern that providing immunity to a government employer or a government landlord would require a 2/3 majority vote of each house of the legislature because this would be immunizing the government from suit -- see Article II, Section 18, of the Montana constitution.

Amendments #4, #7, #8, and #9 were requested by landlords.

Amendments #10 and #11 fix a drafting error that put codification under the elementary portion of the schools Title (chapter 1) rather than the college portion (chapter 25).