

SENATE BILL NO. 123

INTRODUCED BY K. REGIER

A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING A COUNTY TO LOCATE THE OFFICE OF A COUNTY OFFICER OUTSIDE THE COUNTY SEAT; AND AMENDING SECTION 7-4-2211, MCA."

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

Section 1. Section 7-4-2211, MCA, is amended to read:

"7-4-2211. County officers. (1) All county officers, except justices of the peace as set forth in 3-10-101 and except as provided in subsection (3), must keep their offices at the county seat.

(2) (a) The sheriff, the county clerk, the clerk of the district court, the treasurer, the county attorney, the county auditor in counties in which that officer is maintained, and the county assessor shall keep their offices open for the transaction of business during the office hours determined by the governing body by resolution after a public hearing and only if consented to by any affected elected county officer, every day in the year except legal holidays and Saturdays.

(b) This subsection (2) does not apply to counties operating under the county manager plan.

(3) A board of county commissioners may, by resolution, decide to locate the office of a county officer outside the boundaries of the county seat. THE OFFICE OF A COUNTY OFFICER MUST BE LOCATED WITHIN THE BOUNDARIES OF THE COUNTY."

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