

1 SENATE BILL NO. 141
2 INTRODUCED BY D. HOWARD

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT CLARIFYING THAT A COURT MAY NOT CHANGE OR ALTER
5 THE WILL OF THE SUPREME POWER OF THE STATE."

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

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9 NEW SECTION. **Section 1. Court role -- prohibition on alteration of law.** In a case or controversy
10 before a court, the court may review the constitutionality of a law, but it may not change or alter law, which is
11 the will of the supreme power of the state as provided in 1-1-101, expressed in the constitution and statutes as
12 provided by 1-1-102. A court may not insert into law what has been omitted or omit what has been inserted, as
13 provided by 1-2-101."

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15 NEW SECTION. **Section 2. Codification instruction.** [Section 1] is intended to be codified as an
16 integral part of Title 3, chapter 1, part 1, and the provisions of Title 3, chapter 1, part 1, apply to [section 1].

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