

Amendment - 2nd Reading/2nd House-tan - Requested by: Amy Regier - (H) Committee of the Whole

- 2023

68th Legislature 2023

Drafter: Joe Kolman, 406-444-3747

SB0176.002.001

1 SENATE BILL NO. 176
2 INTRODUCED BY K. REGIER
3
4 A BILL FOR AN ACT ENTITLED: "AN ACT REVISING THE ALLOCATION OF LEGISLATORS APPOINTED
5 TO LEGISLATIVE INTERIM COMMITTEES AND CERTAIN OTHER STATUTORY COMMITTEES TO
6 REFLECT THE MAJORITY AND MINORITY COMPOSITION OF THE LEGISLATURE; REQUIRING A
7 MEMBER OF THE MAJORITY PARTY TO CHAIR; REVISING BILL DRAFT REQUESTING; PROVIDING
8 THAT INTERIM BUDGET COMMITTEE CHAIRS ARE EX OFFICIO NONVOTING MEMBERS OF THE
9 LEGISLATIVE FINANCE COMMITTEE; AMENDING SECTIONS 5-5-211, 5-5-215, 5-5-234, 5-11-104, 5-12-
10 202, 5-12-203, 5-13-202, 5-15-101, AND 5-16-101, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE
11 DATE."

12
13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

- 14
15 **Section 1.** Section 5-5-211, MCA, is amended to read:
16 **"5-5-211. Appointment and composition of interim committees.** (1) Senate interim committee
17 members must be appointed by the committee on committees.
18 (2) House interim committee members must be appointed by the speaker of the house.
19 (3) Appointments to interim committees must be made by the time of adjournment of the legislative
20 session.
21 (4) A legislator may not serve on more than two interim committees unless no other legislator is
22 available or is willing to serve.
23 (5) (a) Subject to 5-5-234 and subsection (5)(b) of this section, the composition of each interim
24 committee must be as follows:
25 (i) four members of the house, ~~two~~three from the majority party and ~~two~~one from the minority
26 party; and
27 (ii) ~~two~~four members of the senate, ~~two~~three from the majority party and ~~two~~one from the minority

Amendment - 2nd Reading/2nd House-tan - Requested by: Amy Regier - (H) Committee of the Whole

- 2023

68th Legislature 2023

Drafter: Joe Kolman, 406-444-3747

SB0176.002.001

1 **"5-12-203. Term -- officers -- compensation.** (1) Appointments are for 2 years, and a member of the
2 committee shall serve until the member's term of office as a legislator ends or until a successor is appointed,
3 whichever occurs first.

4 (2) The committee shall elect one of its members as presiding officer and other officers that it
5 considers necessary. If a party has a majority of both chambers, the presiding officer must be from that party.

6 (3) Members of the committee are entitled to receive compensation and expenses as provided in
7 5-2-302."

8

9 **SECTION 7. SECTION 5-13-202, MCA, IS AMENDED TO READ:**

10 **"5-13-202. Appointment and term of members -- officers -- vacancies.** (1) The legislative audit
11 committee consists of six members of the senate and six members of the house of representatives appointed
12 before the end of each regular session in the same manner as standing committees of the respective houses
13 are appointed. Subject to 5-5-234, three of the appointees of each house must be members of the majority
14 party and three of the appointees of each house must be members of the minority party.

15 (2) A member of the committee shall serve until the member's term of office as a legislator ends or
16 until a successor is appointed, whichever occurs first.

17 (3) The committee shall elect one of its members as presiding officer and other officers as it
18 considers necessary. If a party has a majority of both chambers, the presiding officer must be from that party.

19 (4) A vacancy on the committee occurring when the legislature is not in session must be filled by
20 the selection of a member of the legislature by the remaining members of the committee. If there is a vacancy
21 on the committee at the beginning of a legislative session because a member's term of office as a legislator has
22 ended, a member of the same political party must be appointed in the same manner as the original
23 appointment, no later than the 10th legislative day, to serve until a successor is appointed under subsection
24 (1)."

25

26 **Section 8.** Section 5-15-101, MCA, is amended to read:

27 **"5-15-101. Legislative consumer committee -- appointment and composition.** (1) There is a

Amendment - 2nd Reading/2nd House-tan - Requested by: Amy Regier - (H) Committee of the Whole

- 2023

68th Legislature 2023

Drafter: Joe Kolman, 406-444-3747

SB0176.002.001

1 legislative consumer committee consisting of:

2 (a) two-three members of the senate, two from the majority party and one from the minority party;

3 and

4 (b) two-three members of the house of representatives, two from the majority party and one from
5 the minority party.

6 (2) Members shall be appointed in the same manner as standing committees of the respective
7 houses before the 60th legislative day of the legislative session following the expiration of the terms of the
8 members of the committee. ~~No more than one of the appointees of each house may be members of the same~~
9 ~~political party."~~

10

11 **Section 9.** Section 5-16-101, MCA, is amended to read:

12 **"5-16-101. Appointment and composition.** The environmental quality council consists of 17
13 members as follows:

14 (1) the governor or the governor's designated representative is an ex officio member of the council
15 and shall participate in council meetings as a nonvoting member;

16 (2) six members of the senate and six members of the house of representatives appointed before
17 the 50th legislative day in the same manner as standing committees of the respective houses are appointed.
18 ~~Subject to 5-5-234, three~~ Four of the appointees of each house must be members of the majority party and
19 ~~three~~ two appointees of each house must be members of the minority party.

20 (3) four members of the general public. Two public members must be appointed by the speaker of
21 the house with the consent of the house minority leader, and two must be appointed by the president of the
22 senate with the consent of the senate minority leader."

23

24 NEW SECTION. **Section 10. Effective date.** [This act] is effective on passage and approval.

25

- END -