| 1  | SENATE BILL NO. 224  |
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| 2  | INTRODUCED BY G. HERTZ   |
| 3  |  |
| 4  | A BILL FOR AN ACT ENTITLED: "AN ACT ESTABLISHING A REPORTING REQUIREMENT FOR THE                                   |
| 5  | COURT ADMINISTRATOR RELATED TO DISTRICT COURT JUDGE CASE NUMBERS AND   |
| 6  | SUBSTITUTIONS; AND AMENDING SECTION 3-1-713, MCA."   |
| 7  |  |
| 8  | BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:  |
| 9  |  |
| 10 | Section 1. Section 3-1-713, MCA, is amended to read:   |
| 11 | "3-1-713. Office of court administrator to report. (1) Each quarter of the fiscal year, the office of              |
| 12 | court administrator shall report to the law and justice interim committee and the legislative finance committee on |
| 13 | the number of civil cases that have been pending for more than 2 years by judicial district. The report must       |
| 14 | identify:  |
| 15 | (1)(a) the judicial district;  |
| 16 | (2)(b) the number of cases in that district that are pending for more than 2 years but less than 3                 |
| 17 | years;   |
| 18 | (3)(c) the number of cases in that district that are pending for more than 3 years but less than 4                 |
| 19 | years;   |
| 20 | (4)(d) the number of cases in that district that are pending for more than 4 years but less than 5                 |
| 21 | years; and   |
| 22 | (5)(e) the number of cases in that district that are pending for more than 5 years.                                |
| 23 | (2) By September 1 of each year, the office of court administrator shall report to the law and justice             |
| 24 | interim committee in accordance with 5-11-210. The report must identify FOR THE PREVIOUS CALENDAR YEAR:            |
| 25 | (a) the number AND TYPE of cases assigned to each district court judge;  |
| 26 | (b) the number of times each judge is substituted;   |
| 27 | (c) the number of each type of case in which a judge is substituted AND THE REASON FOR THE                         |
| 28 | SUBSTITUTION: and  |



## 1 (d) the percentage of cases in which each judge is substituted;

- 2 (E) THE NAME OF EACH ATTORNEY AND THE NAME OF THE ATTORNEY'S LAW FIRM OR EMPLOYER WHO
- 3 REQUESTS A SUBSTITUTION OF A JUDGE AND THE NUMBER OF SUBSTITUTION REQUESTS THE ATTORNEY MAKES FOR
- 4 EACH JUDGE; AND
- 5 (F) THE NUMBER OF CONTINUANCES GRANTED BY EACH JUDGE IN FAMILY LAW CASES AND CHILD ABUSE
- 6 AND NEGLECT CASES UNDER TITLE 41, CHAPTER 3, AND WHETHER THOSE CONTINUANCES WERE UPON MOTION OF A
- 7 PARTY TO THE CASE OR UPON THE COURT'S OWN MOTION."
- 8

- END -

