

## CAMPAIGN FINANCE

### LEGISLATOR NOTICE

The Legislative Services Division is required to offer a brief history on the subject matter of a bill draft request prior to drafting. (5-4-105, MCA; [Chapter 309, Laws of 2017](#)) The history must include related legislation introduced over the last five sessions and hyperlinks to the bill, hearing information, and fiscal notes. The links below open to the introduced bill. The other information is available by selecting the Additional Bill Links hyperlink at the top of the bill and then the link “Status of this Bill.”

**Legislation can be complex and this history is not intended to be exhaustive. Please contact the drafter of the requested bill for more information.**

---

### Background Materials and Research

**Topic Summary:** State campaign finance law is governed by [Title 13, chapter 37, part 2](#). The Commissioner of Political Practices is charged with investigating campaign finance violations and, in conjunction with county attorneys, enforcing campaign finance laws. It is important to note that campaign finance is an constantly changing legal landscape – please consult your drafter with specific questions.

**Legislative Services Division Materials:** [Political Practices, Elections, & Emerging Issues: A Report to the 64<sup>th</sup> Legislature](#)

#### Other Materials:

[Commissioner of Political Practices: Campaign Finance](#)

[NCSL: Campaign Finance](#)

[Campaign Finance Institute](#)

[Administrative Rules of the Commissioner of Political Practices](#)

### Introduced Legislation

#### 2017

[House Bill 50](#) -- (H) Died in Process -- AN ACT REQUIRING DISCLOSURE OF DATES OF CERTAIN CAMPAIGN CONTRIBUTIONS; AND AMENDING SECTION 13-37-229, MCA.

## CAMPAIGN FINANCE

[House Bill 186](#) -- (H) Died in Process -- AN ACT REVISING CANDIDATE FILING LAWS RELATED TO INDEPENDENT CANDIDATES; REVISING THE TERMS USED TO DESCRIBE INDEPENDENT CANDIDATES; ELIMINATING THE REQUIREMENT FOR AN INDEPENDENT CANDIDATE TO SUBMIT SIGNATURES WITH A PETITION FOR NOMINATION; AND AMENDING SECTIONS 5-2-402, 5-2-403, 5-2-404, 5-2-406, 7-4-2106, 7-4-2206, 13-10-211, 13-10-305, 13-10-501, 13-10-502, 13-10-504, 13-10-507, 13-10-602, AND 13-25-205, MCA

[House Bill 207](#) -- Chapter Number Assigned -- AN ACT REVISING REPORTING REQUIREMENTS FOR STATEWIDE OFFICE CANDIDATES, STATEWIDE BALLOT ISSUE COMMITTEES, AND STATEWIDE CANDIDATE OR STATEWIDE BALLOT ISSUE POLITICAL COMMITTEES; ELIMINATING THE REQUIREMENT THAT THESE COMMITTEES SUBMIT A DISCLOSURE REPORT NOT MORE THAN 20 DAYS AFTER A PRIMARY ELECTION; AND AMENDING SECTION 13-37-226, MCA.

[House Bill 255](#) -- (H) Vetoed by Governor -- AN ACT REVISING LAWS RELATED TO THE GOVERNOR'S USE OF A STATE AIRCRAFT; PROVIDING THAT THE GOVERNOR MAY NOT ENGAGE IN CAMPAIGN ACTIVITY WHILE USING A STATE AIRCRAFT UNLESS CERTAIN REIMBURSEMENTS ARE MADE FROM THE GOVERNOR'S CAMPAIGN DEPOSITORY; REQUIRING THE GOVERNOR TO FILE A REPORT DISCLOSING CERTAIN INFORMATION RELATED TO CAMPAIGN ACTIVITY WHILE USING A STATE AIRCRAFT; PROHIBITING THE USE OF A STATE AIRCRAFT FOR CAMPAIGN ACTIVITY DURING CERTAIN TIMES; AND REQUIRING THE DEPARTMENT OF JUSTICE TO ADOPT ADMINISTRATIVE RULES.

[House Bill 340](#) -- (S) Died in Standing Committee -- (S) Legislative Administration -- AN ACT ELIMINATING THE OFFICE OF THE COMMISSIONER OF POLITICAL PRACTICES; TRANSFERRING DUTIES RELATED TO FILING OF CERTAIN ETHICS, LOBBYING, AND CAMPAIGN PRACTICES REPORTS, STATEMENTS, FORMS, AND OTHER DOCUMENTS TO THE SECRETARY OF STATE; TRANSFERRING INVESTIGATIVE AND ENFORCEMENT DUTIES FOR ETHICS, LOBBYING, AND CAMPAIGN PRACTICES COMPLAINTS TO THE ATTORNEY GENERAL; AMENDING SECTIONS 2-2-104, 2-2-106, 2-2-131, 2-2-136, 2-2-144, 2-15-401, 5-7-102, 5-7-103, 5-7-108, 5-7-111, 5-7-112, 5-7-201, 5-7-202, 5-7-207, 5-7-208, 5-7-212, 5-7-305, 5-7-306, 5-13-304, 7-4-2611, 13-1-101, 13-27-111, 13-27-112, 13-27-113, 13-35-225, 13-35-226, 13-35-240, 13-35-302, 13-37-101, 13-37-111, 13-37-113, 13-37-114, 13-37-115, 13-37-117, 13-37-118, 13-37-119, 13-37-120, 13-37-121, 13-37-123, 13-37-124, 13-37-126, 13-37-127, 13-37-128, 13-37-129, 13-37-131, 13-37-201, 13-37-216, 13-37-218, 13-37-225, 13-37-226, 13-37-227, 13-37-229, 13-37-231, 13-37-232, 13-37-240, 13-37-250, 13-37-401, 13-37-402, AND 13-37-403, MCA; REPEALING SECTIONS 2-15-411, 13-37-102, 13-37-103, 13-37-104, 13-37-105, 13-37-106, 13-37-107, 13-37-108, 13-37-112, AND 13-37-116, MCA; PROVIDING A TRANSITION; AND PROVIDING AN EFFECTIVE DATE

[House Bill 401](#) -- (S) Died in Process -- AN ACT REVISING CAMPAIGN FINANCE LAWS FOR LOCAL ELECTIONS; REQUIRING DISCLOSURE REPORTS TO BE FILED FOR ELECTIONS HELD BY POLITICAL SUBDIVISIONS; REMOVING THE EXCEPTION FROM CAMPAIGN FINANCE REQUIREMENTS FOR CERTAIN LOCAL CANDIDATES AND POLITICAL COMMITTEES, CERTAIN SCHOOL DISTRICTS, AND CERTAIN SPECIAL DISTRICTS; AMENDING SECTIONS 13-1-101, 13-37-201, 13-37-205, 13-37-225, 13-37-226, AND 13-37-228, MCA; AND REPEALING SECTION 13-37-206, MCA

[House Bill No. 430](#) -- (S) Died in Standing Committee -- AN ACT ELIMINATING THE OFFICE OF THE COMMISSIONER OF POLITICAL PRACTICES; TRANSFERRING DUTIES RELATED TO FILING OF CERTAIN ETHICS, LOBBYING, AND CAMPAIGN PRACTICES REPORTS, STATEMENTS, FORMS, AND OTHER DOCUMENTS TO THE SECRETARY OF STATE; TRANSFERRING INVESTIGATIVE AND ENFORCEMENT DUTIES FOR ETHICS, LOBBYING, AND CAMPAIGN PRACTICES COMPLAINTS TO THE ATTORNEY GENERAL; AMENDING SECTIONS 2-2-104, 2-2-106, 2-2-131, 2-2-136, 2-2-144, 2-15-401, 5-7-102, 5-7-103, 5-7-108, 5-7-111, 5-7-112, 5-7-201, 5-7-202, 5-7-207, 5-7-208, 5-7-212, 5-7-305, 5-7-306, 5-13-304, 7-4-2611, 13-1-101, 13-27-111, 13-27-112, 13-27-113, 13-35-225, 13-35-226, 13-35-240, 13-35-302, 13-37-101, 13-37-111, 13-37-113, 13-37-114, 13-37-115, 13-37-117, 13-37-118, 13-37-119, 13-37-120, 13-37-121, 13-37-123, 13-37-124, 13-37-126, 13-37-127, 13-37-128, 13-37-129, 13-37-131, 13-37-201, 13-37-216, 13-37-218, 13-37-225, 13-37-226, 13-37-227, 13-37-229, 13-37-231, 13-37-232, 13-37-240, 13-37-250, 13-37-401, 13-37-402, AND 13-37-403, MCA; REPEALING SECTIONS 2-15-411, 13-37-102, 13-37-103, 13-37-104, 13-37-105, 13-37-106, 13-37-107, 13-37-108, 13-37-112, AND 13-37-116, MCA; PROVIDING A TRANSITION; AND PROVIDING AN EFFECTIVE DATE.

[House Bill No. 406](#) -- (S) Died in Process -- AN ACT PROHIBITING AN INDIVIDUAL WHO SERVED AS COMMISSIONER OF POLITICAL PRACTICES FROM WORKING IN CERTAIN CAPACITIES FOR THE OFFICE OF POLITICAL PRACTICES FOR A CERTAIN TIME PERIOD; AMENDING SECTION 13-37-108, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE.

[House Bill 560](#) -- (H) Died in Standing Committee -- AN ACT REQUIRING DISCLOSURE OF TAX RETURNS FOR CERTAIN CANDIDATES; PROVIDING FOR PUBLIC DISCLOSURE OF THE TAX RETURNS; PROHIBITING A CANDIDATE WHO FAILS TO PROVIDE THE RETURNS FROM HAVING THE CANDIDATE'S NAME LISTED ON A PRIMARY OR GENERAL ELECTION BALLOT; REQUIRING THE COMMISSIONER OF POLITICAL PRACTICES TO ADOPT RULES TO DETERMINE WHAT INFORMATION ON A RETURN MUST BE REDACTED BEFORE PUBLIC DISCLOSURE; AND AMENDING SECTIONS 13-25-101 AND 13-37-126, MCA

[Senate Bill 3](#) -- Chapter Number Assigned -- AN ACT GENERALLY REVISING CAMPAIGN EXPENDITURE LAWS RELATING TO CANDIDATE FILING FEES; REVISING THE DEFINITION OF "EXPENDITURE"; SUBJECTING CANDIDATE FILING FEES TO CERTAIN REPORTING REQUIREMENTS; ELIMINATING A REPORTING THRESHOLD EXCEPTION CONCERNING CANDIDATE FILING FEES FOR CERTAIN CANDIDATES AND POLITICAL COMMITTEES; AND AMENDING SECTIONS 13-1-101 AND 13-37-226, MCA.

[Senate Bill No. 23](#) -- (S) Died in Standing Committee -- AN ACT AUTHORIZING THE COMMISSIONER OF POLITICAL PRACTICES TO DEPUTIZE ATTORNEYS EMPLOYED BY THE OFFICE OF THE COMMISSIONER FOR ANY MATTER UNDER THE JURISDICTION OF THE COMMISSIONER EXCEPT FOR MATTERS IN WHICH THE COMMISSIONER IS RECUSED; AND AMENDING SECTION 13-37-111, MCA.

[Senate Bill 87](#) -- (S) Died in Standing Committee -- AN ACT REQUIRING DISCLOSURE OF TAX RETURNS FOR CERTAIN CANDIDATES; PROVIDING FOR PUBLIC DISCLOSURE OF THE TAX RETURNS; PROHIBITING A CANDIDATE WHO FAILS TO PROVIDE THE RETURNS FROM HAVING THE

## CAMPAIGN FINANCE

CANDIDATE'S NAME LISTED ON A PRIMARY OR GENERAL ELECTION BALLOT; REQUIRING THE COMMISSIONER OF POLITICAL PRACTICES TO ADOPT RULES TO DETERMINE WHAT INFORMATION ON A RETURN MUST BE REDACTED BEFORE PUBLIC DISCLOSURE; AND AMENDING SECTIONS 13-25-101 AND 13-37-126, MCA

[Senate Bill 149](#) -- Chapter Number Assigned -- AN ACT REVISING WHEN STATE OFFICERS AND CANDIDATES MUST FILE BUSINESS DISCLOSURE STATEMENTS; ALLOWING CERTAIN INDIVIDUALS TO CERTIFY THAT BUSINESS DISCLOSURE INFORMATION REMAINS UNCHANGED; AND AMENDING SECTION 2-2-106, MCA.

[Senate Bill 246](#) -- (S) Died in Standing Committee -- AN ACT REVISING CAMPAIGN FINANCE LAWS TO PROHIBIT POLITICAL ACTION COMMITTEES AND INDEPENDENT EXPENDITURE COMMITTEES FROM MAKING CONTRIBUTIONS TO POLITICAL ACTION COMMITTEES; REVISING DEFINITIONS OF POLITICAL COMMITTEE TYPES; AND AMENDING SECTION 13-1-101, MCA

[Senate Bill No. 368](#) -- (S) Vetoed by Governor -- AN ACT GENERALLY REVISING CAMPAIGN PRACTICES LAWS; REVISING THE DEFINITION OF "EXPENDITURE"; INCREASING FILING FEES FOR LEGISLATIVE CANDIDATES; REVISING PROCEDURES USED BY THE COMMISSIONER TO ISSUE ORDERS OF NONCOMPLIANCE; REVISING LAWS RELATED TO INVESTIGATION OF CAMPAIGN PRACTICES AND ELECTION-RELATED COMPLAINTS; CREATING AN APPEAL PROCEDURE FOR A CANDIDATE, POLITICAL COMMITTEE, OR RESPONDENT TO APPEAL CERTAIN COMPLAINTS OR PRELIMINARY ORDERS OF NONCOMPLIANCE THAT ARE FILED OR ISSUED DURING CERTAIN TIME PERIODS; REVISING LIMITATIONS ON CAMPAIGN CONTRIBUTIONS; PROVIDING THAT THE COMMISSIONER MAY NOT INITIATE A CRIMINAL ACTION AGAINST A CANDIDATE FOR CERTAIN VIOLATIONS; REVISING THE AGGREGATE CONTRIBUTION AMOUNT THAT TRIGGERS DISCLOSURE OF CERTAIN CONTRIBUTOR INFORMATION; AND AMENDING SECTIONS 13-1-101, 13-10-202, 13-37-113, 13-37-115, 13-37-121, 13-37-124, 13-37-128, 13-37-206, 13-37-216, 13-37-218, 13-37-229, AND 13-37-232, MCA.

## 2015

[House Bill 116](#) -- (H) Missed Deadline for General Bill Transmittal -- AN ACT REQUIRING REPORTING AND DISCLOSURE OF IN-KIND CONTRIBUTIONS AND SERVICES BY POLITICAL PARTY ORGANIZATIONS TO CANDIDATES; EXEMPTING IN-KIND PERSONAL SERVICES FROM POLITICAL PARTY ORGANIZATIONS TO CANDIDATES FROM CONTRIBUTION LIMITS; REVISING THE DEFINITION OF "CONTRIBUTION" TO INCLUDE PAYMENTS FROM CANDIDATES OR POLITICAL COMMITTEES FOR COMPENSATION OF PERSONAL SERVICES; AND AMENDING SECTIONS 13-1-101 AND 13-37-216, MCA

[House Bill 131](#) -- (H) Missed Deadline for General Bill Transmittal -- AN ACT REQUIRING CANDIDATES AND COMMITTEES TO FILE REPORTS AT THE START OF AN ABSENTEE VOTING PERIOD; AND AMENDING SECTIONS 13-37-226 AND 13-37-228, MCA

[House Bill 255](#) -- (H) Missed Deadline for Referendum Proposal Transmittal -- AN ACT REQUIRING THE DISQUALIFICATION OF A JUDGE IF THE JUDGE HAS RECEIVED CERTAIN CAMPAIGN CONTRIBUTIONS FROM A PARTY OR A PARTY'S ATTORNEY IN A PROCEEDING IN WHICH

THE JUDGE IS SITTING; REQUIRING DISCLOSURE BY A JUDGE OF CERTAIN CAMPAIGN CONTRIBUTIONS ON THE RECORD OR IN WRITING; ALLOWING THE WAIVER OF THE JUDGE'S DISQUALIFICATION UNDER CERTAIN CIRCUMSTANCES; PROVIDING THAT THE PROPOSED ACT BE SUBMITTED TO THE QUALIFIED ELECTORS OF MONTANA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE

[House Bill 335](#) -- (H) Missed Deadline for General Bill Transmittal -- AN ACT GENERALLY REVISING CAMPAIGN FINANCE LAWS; CLARIFYING THE TERM "ELECTIONEERING COMMUNICATION" WITHIN THE ELECTION LAWS, INCLUDING THAT A PERSON MAKING ELECTIONEERING COMMUNICATIONS MUST REPORT CERTAIN INFORMATION TO THE COMMISSIONER OF POLITICAL PRACTICES; AND AMENDING SECTIONS 13-1-101 AND 13-37-225, MCA

[House Bill 406](#) -- (H) Missed Deadline for General Bill Transmittal -- AN ACT REQUIRING THAT INDIVIDUALS OR ENTITIES ENTERING INTO CERTAIN CONTRACTS WITH PUBLIC AGENCIES CERTIFY COMPLIANCE WITH TITLE 13, CHAPTERS 35 AND 37; PROVIDING THAT MISREPRESENTATION OF COMPLIANCE WITH OR A VIOLATION OF TITLE 13, CHAPTER 35 OR 37, IS A MATERIAL BREACH OF THE CONTRACT; PROVIDING A DEFINITION; AND PROVIDING AN APPLICABILITY DATE

[House Bill 409](#) -- (H) Missed Deadline for General Bill Transmittal -- AN ACT REVISING CAMPAIGN FINANCE LAWS RELATED TO CORPORATIONS; REQUIRING THE COMMISSIONER OF POLITICAL PRACTICES TO CERTIFY TO THE SECRETARY OF STATE WHEN A CORPORATE ENTITY IS FOUND BY A STATE COURT TO BE IN VIOLATION OF ELECTION OR CAMPAIGN FINANCE LAWS; ALLOWING THE SECRETARY OF STATE TO REVOKE THE CERTIFICATE OF AUTHORITY OF A CORPORATE ENTITY FOUND BY A STATE COURT TO BE IN VIOLATION OF ELECTION OR CAMPAIGN FINANCE LAWS; ALLOWING THE SECRETARY OF STATE TO REINSTATE A REVOKED CORPORATE ENTITY PROVIDED CERTAIN CONDITIONS ARE MET; REVISING TIMELINES FOR A CORPORATE RESPONSE TO A DISSOLUTION OR REVOCATION ACTION; AND AMENDING SECTIONS 13-37-128, 35-1-1039, 35-2-833, 35-6-102, 35-6-103, 35-6-104, 35-6-201, 35-6-202, AND 35-6-203, MCA

[House Bill 419](#) -- (H) Missed Deadline for Revenue Bill Transmittal -- ACT GENERALLY REVISING CAMPAIGN FINANCE LAWS; PROVIDING SANCTIONS FOR FRIVOLOUS COMPLAINTS; INCREASING THE MONETARY CONTRIBUTIONS ALLOWED FROM ALL POLITICAL COMMITTEES FOR CANDIDATES FOR THE STATE SENATE AND THE STATE HOUSE OF REPRESENTATIVES; AMENDING THE CONSUMER PRICE INDEX ADJUSTMENT FOR CERTAIN MONETARY CONTRIBUTION ALLOWANCES; AMENDING SECTION 13-37-218, MCA; AND PROVIDING AN EFFECTIVE DATE

[House Bill 446](#) -- (S) 2nd Reading Indefinitely Postponed -- AN ACT ALLOWING ATTORNEY FEES AND COSTS TO A PARTY PREVAILING AGAINST THE STATE, COMMISSIONER OF POLITICAL PRACTICES, OR A COUNTY ATTORNEY IN ACTIONS BROUGHT IN DISTRICT COURT UNDER AN ACTION IN TITLE 13, CHAPTER 35 OR 37; AND PROVIDING AN EFFECTIVE DATE

## CAMPAIGN FINANCE

[House Bill 502](#) -- (H) Missed Deadline for General Bill Transmittal -- AN ACT REVISING THE LIMITATIONS ON MONETARY CONTRIBUTIONS ALLOWED FROM ALL POLITICAL COMMITTEES TO CANDIDATES FOR THE STATE SENATE AND THE STATE HOUSE OF REPRESENTATIVES; REVISING THE CONSUMER PRICE INDEX ADJUSTMENT USED TO DETERMINE AN INFLATION FACTOR; AND AMENDING SECTION 13-37-218, MCA

[House Bill 514](#) -- (H) Missed Deadline for General Bill Transmittal -- AN ACT GENERALLY REVISING CAMPAIGN FINANCE LAWS; PROVIDING A DEFINITION OF "ELECTIONEERING COMMUNICATION" AND REVISING THE DEFINITION OF "EXPENDITURE"; REQUIRING CERTAIN ELECTION COMMUNICATIONS AND ELECTIONEERING COMMUNICATIONS MADE BY A CORPORATION TO CONTAIN A DISCLOSURE STATEMENT; AND AMENDING SECTIONS 13-1-101 AND 13-35-225, MCA

[House Bill 594](#) -- (H) Missed Deadline for General Bill Transmittal -- AN ACT PROVIDING SANCTIONS FOR FRIVOLOUS COMPLAINTS RELATING TO A CAMPAIGN OR AN ELECTION; AND PROVIDING AN EFFECTIVE DATE

[House Bill No. 623](#) -- (H) Missed Deadline for Appropriation Bill Transmittal -- A BILL FOR AN ACT ENTITLED: "AN ACT GENERALLY REVISING THE OFFICE OF POLITICAL PRACTICES; CREATING A CAMPAIGN PRACTICES AND ETHICS REVIEW BOARD; PRESCRIBING THE DUTIES OF THE BOARD; ESTABLISHING A PRIVATE RIGHT OF ACTION AGAINST A PERSON ALLEGED TO HAVE VIOLATED ETHICS OR CAMPAIGN PRACTICES LAWS; AMENDING SECTIONS 2-2-136, 13-37-101, 13-37-111, 13-37-121, 13-37-124, AND 13-37-128, MCA; PROVIDING AN APPROPRIATION; AND PROVIDING AN EFFECTIVE DATE AND AN APPLICABILITY DATE.

[Senate Bill No. 43](#) -- (S) Missed Deadline for General Bill Transmittal -- AN ACT AUTHORIZING THE COMMISSIONER OF POLITICAL PRACTICES TO DEPUTIZE ATTORNEYS EMPLOYED BY THE OFFICE OF THE COMMISSIONER FOR ANY MATTER UNDER THE JURISDICTION OF THE COMMISSIONER AND EXCEPT FOR MATTERS IN WHICH THE COMMISSIONER IS RECUSED; AND AMENDING SECTION 13-37-111, MCA.

[Senate Bill No. 146](#) -- (S) Missed Deadline for General Bill Transmittal -- AN ACT REVISING THE ELIGIBILITY REQUIREMENTS FOR THE COMMISSIONER OF POLITICAL PRACTICES; REQUIRING THAT THE COMMISSIONER HOLD A JURIS DOCTOR DEGREE FROM AN ACCREDITED LAW SCHOOL; AND AMENDING SECTION 13-37-107, MCA.

[Senate Bill 151](#) -- Chapter Number Assigned -- AN ACT ELIMINATING THE REQUIREMENT THAT CAMPAIGN REPORTS ALSO BE FILED WITH AN ELECTION ADMINISTRATOR; AND AMENDING SECTIONS 13-37-201 AND 13-37-225, MCA.

[Senate Bill 267](#) -- (S) Missed Deadline for General Bill Transmittal -- AN ACT GENERALLY REVISING CAMPAIGN FINANCE LAWS AS THEY RELATE TO CORPORATIONS AND UNIONS; ALLOWING EXPENDITURES MADE FOR THE PURPOSE OF INFLUENCING THE RESULTS OF AN ELECTION BY CORPORATIONS AND UNIONS; REQUIRING CERTAIN CERTIFICATIONS FOR UNIONS AND CORPORATIONS MAKING EXPENDITURES; REQUIRING THE COMMISSIONER OF POLITICAL PRACTICES TO PUBLISH AND MAINTAIN ON THE COMMISSIONER'S WEBSITE

THE LIST OF CURRENT UNION AND CORPORATION CERTIFICATIONS; PROHIBITING CONTRIBUTIONS BY UNIONS TO CANDIDATES; PROHIBITING POLITICAL COMMITTEES FROM USING CORPORATE OR UNION FUNDS FOR CONTRIBUTIONS TO CANDIDATES; AMENDING SECTION 13-35-227, MCA; AND PROVIDING AN EFFECTIVE DATE

[Senate Bill 289](#) – Chapter Number Assigned -- AN ACT GENERALLY REVISING CAMPAIGN FINANCE LAWS; REVISING DEFINITIONS OF "CONTRIBUTION", "EXPENDITURE", AND "POLITICAL COMMITTEE"; CLARIFYING TYPES OF POLITICAL COMMITTEES; DEFINING CAMPAIGN-RELATED TERMS; REVISING ATTRIBUTION REQUIREMENTS; PROHIBITING A UNION FROM CONTRIBUTING TO CANDIDATES; REQUIRING THE COMMISSIONER OF POLITICAL PRACTICES TO ADOPT RULES TO DETERMINE THE PRIMARY PURPOSE OF AN INCIDENTAL COMMITTEE AND TO DEFINE WHAT CONSTITUTES A DE MINIMIS ACT, CONTRIBUTION, OR EXPENDITURE; REVISING WHEN A POLITICAL COMMITTEE FILES CERTIFICATION WITH THE COMMISSIONER; CLARIFYING DISCLOSURE REQUIREMENTS FOR CERTAIN ELECTION MATERIALS; REVISING THE TIMES FOR FILING CERTAIN REPORTS; CLARIFYING DISCLOSURE REQUIREMENTS FOR CONTRIBUTIONS AND EXPENDITURES; ALLOWING THE COMMISSIONER OF POLITICAL PRACTICES TO REQUIRE CERTAIN REPORTS TO BE FILED ELECTRONICALLY; REQUIRING THE COMMISSIONER TO POST CERTAIN REPORT INFORMATION ON A WEBSITE; PROVIDING DISCLOSURE REQUIREMENTS FOR INCIDENTAL COMMITTEES; CLARIFYING THAT CERTAIN DISCLOSURE REPORTS ARE TO BE FILED REGARDLESS OF AN ENTITY'S TAX STATUS; REVISING AND EXPANDING THE COMMISSIONER'S RULEMAKING AUTHORITY; AMENDING SECTIONS 2-2-121, 13-1-101, 13-35-225, 13-35-227, 13-35-402, 13-37-114, 13-37-201, 13-37-216, 13-37-219, 13-37-225, 13-37-226, 13-37-228, 13-37-229, 13-37-231, AND 13-37-402, MCA; AND REPEALING SECTION 13-37-230, MCA.

[Senate Bill 319](#) -- (S) Missed Deadline for General Bill Transmittal -- AN ACT CLARIFYING THE PROPER VENUE FOR PROSECUTION OF CAMPAIGN PRACTICES OR ELECTION VIOLATIONS; AMENDING SECTIONS 13-37-113, 13-37-122, AND 13-37-124, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE

[Senate Bill 370](#) -- (S) Missed Deadline for General Bill Transmittal -- AN ACT REVISING LAWS RELATED TO CORPORATE POLITICAL CONTRIBUTIONS AND EXPENDITURES; REQUIRING CORPORATE SHAREHOLDERS OR MEMBERS TO AUTHORIZE BY A MAJORITY VOTE THE CORPORATION'S DIRECTORS OR OFFICERS TO MAKE POLITICAL CONTRIBUTIONS OR EXPENDITURES; PROVIDING A DEFINITION OF "INDEPENDENT EXPENDITURE"; REQUIRING A CORPORATION THAT MAKES A POLITICAL CONTRIBUTION OR EXPENDITURE TO POST CERTAIN INFORMATION ON ITS WEBSITE; REQUIRING CERTAIN CORPORATIONS' BYLAWS OR ARTICLES OF INCORPORATION TO INCLUDE PROVISIONS TO ALLOW SHAREHOLDERS OR MEMBERS TO VOTE TO AUTHORIZE THE CORPORATION'S DIRECTORS OR OFFICERS TO MAKE POLITICAL CONTRIBUTIONS AND EXPENDITURES; REQUIRING BUSINESS CORPORATIONS TO PROVIDE ON REQUEST A PRO RATA REBATE OF A SHAREHOLDER'S INVESTMENT THAT WAS USED AS A POLITICAL CONTRIBUTION OR EXPENDITURE; AND AMENDING SECTIONS 35-1-236, 35-2-217, 35-4-208, AND 35-9-303, MCA

2013

## CAMPAIGN FINANCE

[House Bill 46](#) -- Chapter Number Assigned -- AN ACT REVISING CAMPAIGN CONTRIBUTION LIMITATIONS FOR A CANDIDATE WHEN THE OFFICE FOR WHICH THE INDIVIDUAL WILL SEEK NOMINATION OR ELECTION IS NOT KNOWN; AND AMENDING SECTION 13-37-216, MCA.

[House Bill 64](#) -- Chapter Number Assigned -- AN ACT REQUIRING CERTAIN STATE DISTRICT AND LOCAL CANDIDATES AND CERTAIN POLITICAL COMMITTEES TO CONTINUE FILING REPORTS OF CONTRIBUTIONS AND EXPENDITURES UNTIL FILING A CLOSING REPORT; AND AMENDING SECTION 13-37-226, MCA.

[House Bill No. 67](#) -- (S) Died in Standing Committee -- AN ACT REVISING LAWS RELATING TO THE INSPECTION OF CAMPAIGN RECORDS LAWS; ALLOWING THE COMMISSIONER OF POLITICAL PRACTICES TO INSPECT CERTAIN CAMPAIGN RECORDS; AND AMENDING SECTION 13-37-209, MCA.

[House Bill 124](#) -- Chapter Number Assigned -- AN ACT CLARIFYING EXEMPTIONS FOR A SCHOOL DISTRICT AND SPECIAL DISTRICT IN ELECTIONS; EXEMPTING CERTAIN POLITICAL COMMITTEES FROM CAMPAIGN PRACTICES REQUIREMENTS; LIMITING THE CONTRIBUTIONS CERTAIN CANDIDATES AND POLITICAL COMMITTEES MAY ACCEPT IN SCHOOL DISTRICT AND SPECIAL DISTRICT ELECTIONS; AND AMENDING SECTION 13-37-206, MCA.

[House Bill 129](#) -- Chapter Number Assigned -- AN ACT REVISING CAMPAIGN FINANCE AND DISCLOSURE LAWS; REVISING WHEN PRINTED ELECTION MATERIAL MUST DISCLOSE CONTRASTING VOTES MADE BY A CANDIDATE; REVISING THE POLITICAL-CIVIL LIBEL LAW; AND AMENDING SECTIONS 13-35-225 AND 13-37-131, MCA.

[House Bill 217](#) -- Vetoed by Governor -- AN ACT GENERALLY REVISING CAMPAIGN FINANCE LAWS; REVISING REPORTING REQUIREMENTS APPLICABLE TO RELIGIOUS ORGANIZATIONS IN ISSUE AND BALLOT ISSUE CAMPAIGNS TO CONFORM WITH COURT DECISIONS PROTECTING THE FREE EXERCISE OF RELIGION AS GUARANTEED BY THE FIRST AMENDMENT OF THE UNITED STATES CONSTITUTION AND ARTICLE II, SECTION 5, OF THE MONTANA CONSTITUTION; REVISING DEFINITIONS RELATED TO CONTRIBUTIONS AND EXPENDITURES; AMENDING SECTION 13-1-101, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE.

[House Bill 221](#) -- (H) Died in Standing Committee -- AN ACT GENERALLY REVISING CAMPAIGN FINANCE LAWS; REVISING THE PROCESS TO DETERMINE AN INFLATION ADJUSTMENT FOR CONTRIBUTION LIMITATIONS; UPDATING CONTRIBUTION LIMITS TO REFLECT CURRENT LIMITS PRESCRIBED BY RULE; AND AMENDING SECTIONS 13-37-216 AND 13-37-218, MCA

[House Bill 229](#) -- (S) Died in Standing Committee -- AN ACT AMENDING LIMITATIONS ON CAMPAIGN CONTRIBUTIONS TO A CANDIDATE BY AN INDIVIDUAL OTHER THAN THE CANDIDATE; ENABLING CAMPAIGN CERTAIN UNLIMITED POLITICAL PARTY CONTRIBUTIONS FROM CORPORATIONS; ELIMINATING LIMITATIONS ON CAMPAIGN CONTRIBUTIONS TO A CANDIDATE BY A POLITICAL COMMITTEE; AMENDING SECTION 13-37-216, MCA; AND REPEALING SECTION 13-37-218, MCA."

## CAMPAIGN FINANCE

[House Bill 254](#) – Chapter Number Assigned -- AN ACT REQUIRING A DISCLAIMER ON ELECTION MATERIALS DISTRIBUTED BY A POLITICAL COMMITTEE THAT CLAIMS TO BE EXEMPT FROM DISCLOSING THE NAMES OF CONTRIBUTORS.

[House Bill 255](#) -- (S) Died in Standing Committee -- AN ACT REQUIRING POLITICAL COMMITTEES TO SUBMIT TO THE COMMISSIONER OF POLITICAL PRACTICES A SUMMARY REPORT OF EXPENDITURES MADE IN EACH ELECTION TO SUPPORT OR OPPOSE CANDIDATES OR ISSUES; REQUIRING THE TREASURER OR OFFICER OF THE COMMITTEE TO DISTRIBUTE THE SUMMARY REPORT TO DONORS AND TO NOTIFY POTENTIAL DONORS OF THE SUMMARY REPORT; AND REQUIRING THE COMMISSIONER TO MAKE THE REPORT PUBLIC

[House Bill 265](#) -- Vetoed by Governor -- AN ACT GENERALLY REVISING CAMPAIGN FINANCE LAWS; REVISING WHEN FUNDS RECEIVED BY A CAMPAIGN MUST BE DEPOSITED; RAISING THE LIMITATION ON CONTRIBUTIONS TO A CANDIDATE FROM POLITICAL COMMITTEES AND INDIVIDUALS; RAISING THE LIMITATION ON AGGREGATE CONTRIBUTIONS THAT A CANDIDATE MAY RECEIVE FROM POLITICAL PARTY ORGANIZATIONS; REVISING THE DEFINITION OF "ELECTION" FOR THE PURPOSES OF DETERMINING CONTRIBUTION LIMITS; REVISING THE TIME AND TRIGGERING AMOUNT FOR FILING CERTAIN REPORTS OF CONTRIBUTIONS; RAISING THE AMOUNT OF AGGREGATE CONTRIBUTIONS THAT MUST BE RECEIVED FROM A CONTRIBUTOR BEFORE CERTAIN INFORMATION ABOUT THE CONTRIBUTOR MUST BE DISCLOSED; ELIMINATING THE LIMITATION ON AGGREGATE CONTRIBUTIONS THAT CERTAIN CANDIDATES MAY RECEIVE FROM POLITICAL COMMITTEES; AMENDING SECTIONS 13-37-207, 13-37-216, 13-37-226, AND 13-37-229, MCA; AND REPEALING SECTION 13-37-218, MCA.

[House Bill 491](#) -- (H) Died in Standing Committee -- AN ACT RESTRICTING AN INDIVIDUAL OR CANDIDATE FOUND LIABLE FOR VIOLATING CERTAIN CAMPAIGN AND ELECTION LAWS FROM RAISING FUNDS OR USING A CAMPAIGN ACCOUNT TO PAY ANY FINES; AND AMENDING SECTION 13-37-129, MCA

[House Bill 496](#) -- (S) Died in Standing Committee -- AN ACT GENERALLY REVISING CAMPAIGN FINANCE LAWS; REVISING REPORTING REQUIREMENTS APPLICABLE TO RELIGIOUS ORGANIZATIONS IN ISSUE AND BALLOT ISSUE CAMPAIGNS TO CONFORM WITH COURT DECISIONS PROTECTING THE FREE EXERCISE OF RELIGION AS GUARANTEED BY THE FIRST AMENDMENT OF THE UNITED STATES CONSTITUTION AND ARTICLE II, SECTION 5, OF THE MONTANA CONSTITUTION; REVISING DEFINITIONS RELATED TO CONTRIBUTIONS AND EXPENDITURES; REQUIRING THE COMMISSIONER OF POLITICAL PRACTICES TO BROADLY CONSTRUE THE PROTECTIONS; PROVIDING THAT THE PROPOSED ACT BE SUBMITTED TO THE QUALIFIED ELECTORS OF MONTANA; AMENDING SECTION 13-1-101, MCA; AND PROVIDING AN EFFECTIVE DATE

[House Bill 539](#) -- (H) Died in Standing Committee -- AN ACT REVISING WHEN A PERSON MAY FILE CERTAIN ELECTIONS OR ETHICS COMPLAINTS WITH THE COMMISSIONER OF POLITICAL PRACTICES; AMENDING SECTIONS 2-2-136 AND 13-37-111, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND AN APPLICABILITY DATE

[Senate Bill 124](#) -- (S) Died in Standing Committee -- AN ACT CLARIFYING THE DEFINITION OF A "POLITICAL COMMITTEE"; AND AMENDING SECTION 13-1-101, MCA

[Senate Bill 320](#) -- (H) Died in Standing Committee -- AN ACT REVISING CAMPAIGN FINANCE AND DISCLOSURE LAWS; PROHIBITING A CORPORATION FROM MAKING INDEPENDENT EXPENDITURES OR FUNDING ELECTIONEERING COMMUNICATIONS AND AMENDING SECTION 13-1-101, MCA

[Senate Bill 375](#) -- (H) Died in Standing Committee -- AN ACT GENERALLY REVISING MONTANA CAMPAIGN LAWS; CLARIFYING DEFINITIONS OF "CONTRIBUTION", "EXPENDITURE", AND "POLITICAL COMMITTEE"; CLARIFYING TYPES OF POLITICAL COMMITTEES; DEFINING CAMPAIGN-RELATED TERMS; REVISING ATTRIBUTION REQUIREMENTS; PROHIBITING A UNION FROM CONTRIBUTING TO CANDIDATES; INCREASING THE FINES IMPOSED ON CANDIDATES AND POLITICAL COMMITTEES THAT ARE OUT OF COMPLIANCE WITH CERTAIN CAMPAIGN REPORTING AND DISCLOSURE LAWS; CLARIFYING THAT 50% OF FINES RECOVERED ARE DISTRIBUTED TO THE OFFICE OF THE COMMISSIONER OF POLITICAL PRACTICES; ALLOWING FINES RECOVERED TO BE USED FOR ENFORCEMENT AND TO MAINTAIN A SEARCHABLE DATABASE; REQUIRING CERTIFICATION OF THE APPROVAL OF THE BOARD OF DIRECTORS OF A CORPORATION OR UNION FOR EXPENDITURES MADE BY THE CORPORATION OR UNION; ALLOWING A TREASURER FOR CERTAIN INCIDENTAL COMMITTEES TO BE A RESIDENT OF A STATE OTHER THAN MONTANA; REVISING LIMITS ON CONTRIBUTIONS TO CANDIDATES AND POLITICAL COMMITTEES; REVISING LIMITS ON AGGREGATE CONTRIBUTIONS FROM POLITICAL PARTIES; ELIMINATING LIMITS ON AGGREGATE CONTRIBUTIONS CERTAIN CANDIDATES MAY RECEIVE FROM POLITICAL COMMITTEES; REVISING THE TIMES FOR FILING CERTAIN REPORTS; REVISING DISCLOSURE REQUIREMENTS FOR CONTRIBUTIONS RECEIVED; ALLOWING THE COMMISSIONER OF POLITICAL PRACTICES TO REQUIRE CERTAIN REPORTS TO BE FILED ELECTRONICALLY; REQUIRING CERTAIN POLITICAL COMMITTEES TO DISCLOSE THE SOURCE OF CERTAIN REVENUE ; CLARIFYING THAT CERTAIN DISCLOSURE REPORTS ARE TO BE FILED REGARDLESS OF AN ENTITY'S TAX STATUS; ELIMINATING THE MONTANA INCOME TAX DEDUCTION FOR INDIVIDUALS FOR POLITICAL CONTRIBUTIONS; PROHIBITING A CORPORATION FROM DEDUCTING POLITICAL CONTRIBUTIONS FROM TAXABLE INCOME; EXPANDING RULEMAKING AUTHORITY; AMENDING SECTIONS 2-2-121, 13-1-101, 13-35-225, 13-35-227, 13-37-128, 13-37-129, 13-37-201, 13-37-203, 13-37-216, 13-37-226, 13-37-228, 13-37-229, 15-30-2131, AND 15-31-114, MCA; REPEALING SECTION 13-37-218, MCA; AND PROVIDING AN APPLICABILITY DATE

[Senate Bill No. 387](#) -- (H) Died in Process -- AN ACT GENERALLY REVISING PROVISIONS RELATED TO THE ENFORCEMENT OF CAMPAIGN PRACTICES LAWS; REQUIRING THE POLITICAL PRACTICES COMMISSION TO CONDUCT ADMINISTRATIVE CONTESTED CASE HEARINGS CONCERNING CAMPAIGN PRACTICE VIOLATIONS; REVISING THE COMMISSIONER OF POLITICAL PRACTICES'S AUTHORITY, DUTIES, APPOINTMENT, TERM OF OFFICE, SALARY DETERMINATION, AND QUALIFICATIONS; CONFORMING PROVISIONS ON CORPORATE CONTRIBUTIONS TO CASE LAW; PROVIDING NOTIFICATION REQUIREMENTS; REVISING PENALTIES; PROVIDING THAT COUNTY ATTORNEYS MAY PROSECUTE ONLY CRIMINAL VIOLATIONS OF CAMPAIGN PRACTICE LAWS; REQUIRING THAT AN ALLEGED CRIMINAL VIOLATION BY A COUNTY

ATTORNEY BE REFERRED TO THE ATTORNEY GENERAL; CLARIFYING THE STANDING REQUIREMENT FOR THE FILING OF ETHICS COMPLAINTS; AMENDING SECTIONS 2-2-136, 13-35-226, 13-35-227, 13-35-403, 13-37-101, 13-37-102, 13-37-103, 13-37-104, 13-37-106, 13-37-107, 13-37-111, 13-37-113, 13-37-121, 13-37-124, 13-37-130, 13-37-131, AND 13-37-210, MCA; REPEALING SECTIONS 13-37-122, 13-37-128, AND 13-37-129, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE.

[Senate Bill 392](#) – Chapter Number Assigned – AN ACT INCREASING THE AUTHORITY OF THE COMMISSIONER OF POLITICAL PRACTICES TO ENFORCE LAWS PERTAINING TO ANONYMOUS ELECTION MATERIAL; AMENDING SECTION 13-35-225, MCA; AND PROVIDING AN APPLICABILITY DATE.

## 2011

[House Bill 89](#) – Chapter Number Assigned – AN ACT TO ELIMINATE LOCAL REGISTRATION AND DISCLOSURE FILING FOR STATE DISTRICT AND STATEWIDE CANDIDATES; AND AMENDING SECTIONS 13-37-225 AND 13-37-226, MCA.

[House Bill 205](#) – (H) Died in Standing Committee – AN ACT REQUIRING CANDIDATES FOR THE PRESIDENTIAL PREFERENCE PRIMARY OR A CONGRESSIONAL OFFICE TO FILE AN AFFIDAVIT AND CERTAIN DOCUMENTATION WITH THE SECRETARY OF STATE; PROVIDING RULEMAKING AUTHORITY; AMENDING SECTIONS 13-10-201, 13-10-211, 13-10-404, AND 13-10-501, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE

[House Bill 483](#) – (H) Veto Override Failed in Legislature – AN ACT GENERALLY REVISING CAMPAIGN FINANCE LAWS; REVISING REPORTING PROVISIONS APPLICABLE TO CHURCHES IN ISSUE AND BALLOT ISSUE CAMPAIGNS TO CONFORM WITH COURT DECISIONS PROTECTING THE FREE EXERCISE OF RELIGION AS GUARANTEED BY THE FIRST AMENDMENT OF THE UNITED STATES CONSTITUTION AND ARTICLE II, SECTION 5, OF THE MONTANA CONSTITUTION; REVISING DEFINITIONS RELATED TO EXPENDITURES AND CONTRIBUTIONS; PROHIBITING RULES THAT WOULD REQUIRE THE REPORTING OF INCIDENTAL CONTRIBUTIONS OR EXPENDITURES IN ISSUE AND BALLOT ISSUE CAMPAIGNS; AMENDING SECTIONS 13-1-101 AND 13-37-226, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE.

[House Bill 556](#) – (H) Died in Standing Committee – AN ACT REVISING LAWS RELATING TO THE ENFORCEMENT OF ETHICS AND CAMPAIGN PRACTICES LAWS BY THE COMMISSIONER OF POLITICAL PRACTICES; CREATING THE ETHICS AND ELECTION CAMPAIGN PRACTICES VIOLATIONS REVIEW BOARD AND PRESCRIBING THE DUTIES OF THE BOARD; ESTABLISHING A PRIVATE RIGHT OF ACTION AGAINST A PERSON ALLEGED TO HAVE VIOLATED ETHICS OR CAMPAIGN PRACTICES LAWS; AMENDING SECTIONS 2-2-136, 13-37-101, 13-37-111, 13-37-115, AND 13-37-121, MCA; AND PROVIDING AN APPLICABILITY DATE

[Senate Bill No. 397](#) -- (H) Died in Standing Committee -- AN ACT INCREASING THE AUTHORITY OF THE COMMISSIONER OF POLITICAL PRACTICES TO ENFORCE LAWS PERTAINING TO ANONYMOUS ELECTION MATERIAL; PROVIDING NEW CIVIL PENALTIES; PROVIDING A HEARING PROCESS; PROVIDING FOR THE COLLECTION AND DISPOSITION OF PENALTIES; AND AMENDING SECTION 13-35-225, MCA.

## CAMPAIGN FINANCE

[Senate Bill 442](#) -- (S) Died in Standing Committee -- AN ACT REVISING STATUTES RELATING TO ELECTIONS AND CAMPAIGN PRACTICES AND FINANCING; AMENDING SECTIONS 2-2-121, 13-1-101, 13-35-225, 13-37-201, AND 13-37-226, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE

### 2009

[House Bill 146](#) -- Chapter Number Assigned -- AN ACT REQUIRING THE ITEMIZATION OF EXPENDITURES MADE TO CONSULTANTS, ADVERTISING AGENCIES, POLLING FIRMS, OR OTHER PERSONS; AND AMENDING SECTION 13-37-230, MCA.

[House Bill 147](#) -- Chapter Number Assigned -- AN ACT REVISING DISCLOSURE AND REPORTING OF CERTAIN CAMPAIGN EXPENDITURES, INCLUDING EXPENDITURES BY INDEPENDENT COMMITTEES, MADE AFTER THE CLOSING DATE OF THE PREELECTION REPORTING PERIOD; AND AMENDING SECTIONS 13-37-226 AND 13-37-228, MCA.

[House Bill No. 398](#) -- (H) Died in Standing Committee -- AN ACT INCREASING THE AUTHORITY OF THE COMMISSIONER OF POLITICAL PRACTICES TO ENFORCE LOBBYING, CAMPAIGN PRACTICES, AND CAMPAIGN FINANCE LAWS ADMINISTERED BY THE COMMISSIONER OF POLITICAL PRACTICES; PROVIDING NEW CIVIL PENALTIES; PROVIDING A HEARING PROCESS; PROVIDING FOR THE COLLECTION AND DISPOSITION OF PENALTIES; AND AMENDING SECTIONS 13-35-225 AND 13-37-226, MCA.

[Senate Bill 219](#) -- Chapter Number Assigned -- AN ACT CHANGING THE MONTH USED IN CALCULATING THE INFLATION ADJUSTMENT APPLIED TO LIMITS ON AGGREGATE CAMPAIGN CONTRIBUTIONS BY POLITICAL COMMITTEES OR INDIVIDUALS; AND AMENDING SECTION 13-37-216, MCA.

[Senate Bill 227](#) -- Chapter Number Assigned -- AN ACT REVISING THE TIME FOR FILING CERTAIN CAMPAIGN FINANCE REPORTS; REQUIRING THAT CERTAIN REPORTS BE FILED ELECTRONICALLY; AND AMENDING SECTION 13-37-226, MCA.

[Senate Bill 239](#) -- (S) Died in Standing Committee -- AN ACT PROHIBITING CONSTITUENT SERVICES ACCOUNTS; PROVIDING FOR THE DISPOSAL OF FUNDS IN AN EXISTING CONSTITUENT SERVICES ACCOUNT; AMENDING SECTION 13-37-240, MCA; REPEALING SECTIONS 13-37-401 AND 13-37-402, MCA; AND PROVIDING AN EFFECTIVE DATE