

**Unofficial Draft Copy**

As of: April 20, 2012 (1:47pm)

LCLC02

\*\*\*\* Bill No. \*\*\*\*

Introduced By \*\*\*\*\*

By Request of the \*\*\*\*\*

A Bill for an Act entitled: "An Act revising laws related to legislative publications and printing; and amending sections 1-11-301, 5-11-203, 5-11-209, 5-11-212, 5-11-213, and 5-11-214, MCA."

Be it enacted by the Legislature of the State of Montana:

**Section 1.** Section 1-11-301, MCA, is amended to read:

**"1-11-301. Publication and sale of Montana Code Annotated -- free distribution.** (1) The legislative council, with the advice of the code commissioner, shall decide on the quantity, quality, style, format, and grade of all publications prior to having the code commissioner call for bids for the printing and binding and contract for their publication. The code commissioner shall follow the requirements of state law relating to contracts and bids, except as provided in this section.

(2) The methods of sale to the public of the Montana Code Annotated and supplements or other subsequent and ancillary publications may be included as an alternative specification and bid and as a part of a contract to be let by bids by the code commissioner.

**(3) The sales price to the public of all Montana Code Annotated material must be fixed by the**

legislative council but may not exceed the cost price plus 25%. All revenue generated from the sale of the Montana Code Annotated or ancillary publications must be deposited in the state special revenue fund.

Appropriations from the fund may be made for the use of the office and facilities of the legislative council under this chapter. *(Current price \$380)*

(4) Sets of the Montana Code Annotated purchased by the state, Montana local governmental agencies that are supported by public funds, and nonprofit organizations may not exceed the cost price of the sets plus 5%. *(Current price: \$320)*

(5) (a) One copy of the Montana Code Annotated and supplements, and other subsequent and ancillary publications except annotations, must be provided at no cost to each library designated as a depository library as defined in 22-1-211.

(b) The state law library in Helena must be provided with four copies of the Montana Code Annotated and supplements, including annotations and other subsequent and ancillary publications.

(c) The legislative council shall include in the cost price of the code the cost of providing the copies under this subsection."

{ *Internal References to 1-11-301:*  
5-11-209      18-7-101 }

**Section 2.** Section 5-11-209, MCA, is amended to read:

**"5-11-209. Codes -- availability to legislators -- reserved for use by legislative committees. (1) When it becomes available after each regular legislative session, each legislator is entitled to purchase for \$10 each one set of the printed and bound Montana Code Annotated statute text and histories and one Montana Code Annotated that is produced for sale to the public on computer-readable media, such as CD-ROM. (Current price of shipping is between \$12 and \$24 dependent on multiple variables.)**

(2) The legislative services division shall reserve 50 sets of the printed versions of Montana Code Annotated statute text and histories for the use of the standing and select committees of the legislature.

(3) Costs associated with providing code sets as required by this section must be paid out of the state special revenue fund account established under 1-11-301."

{*Internal References to 5-11-209: None.*}

**Section 3.** Section 5-11-212, MCA, is amended to read:

**"5-11-212. Fees for proceedings.** (1) A complete set of the proceedings of a regular or special session of the legislature may be purchased from the legislative services division for the amount prescribed by the legislative council. Upon receipt of payment, the executive director of the legislative services division shall supply the purchaser with a complete set of the

proceedings.

~~(2) A purchaser who requests that a set of the proceedings be mailed shall pay an additional fee as prescribed by the council for each complete set that is mailed.~~

~~(3)~~(2) Single copies of bills, resolutions, or amendments to bills or resolutions may be purchased from the legislative services division for a price varying with the length of the document as prescribed by the legislative council.

~~(4)~~(3) Single copies of status sheets or status of proceedings may be purchased from the legislative services division for a price per copy as prescribed by the legislative council. ~~A person may subscribe to receive daily copies of the status sheets or status of proceedings by mail for a fee set by the legislative council to cover the costs of the service.~~

~~(5)~~(4) The executive director of the legislative services division shall account for all funds collected under this section and shall transmit the funds to the treasurer of the state of Montana, who shall credit them to the general fund."

{ *Internal References to 5-11-212:*  
5-11-213      5-11-214 }

**Section 4.** Section 5-11-213, MCA, is amended to read:

**"5-11-213. Exclusions.** Each general circulation newspaper published in Montana and each radio or television station broadcasting in Montana ~~that has registered with the executive director of the legislative services division is exempt from 5-11-212 and shall~~ may receive one complete set of the a copy of

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the daily proceedings of the legislature for ~~the ensuing biennium~~  
upon request and without charge."

{ *Internal References to 5-11-213: None.* }

**Section 5.** Section 5-11-214, MCA, is amended to read:

**"5-11-214. Exemptions from fees.** All elected state  
officials, state department heads, and the state law library, ~~and~~  
~~county clerk and recorders shall be exempted~~ are exempt from  
5-11-212."

{ *Internal References to 5-11-214: None.* }

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