

ON THE QUESTION OF AMENDING
SECTION 29, ARTICLE VIII
OF THE CONSTITUTION OF THE STATE OF MONTANA
RELATING TO THE SALARY OF THE JUSTICES OF THE SUPREME
COURT AND THE JUDGES OF THE DISTRICT COURTS.

The following is a true and exact copy of Section 29, Article VIII of the Constitution of the State of Montana as it exists at the present time:

"Section 29. The justices of the supreme court and the judges of the district courts shall each be paid quarterly by the state, a salary, which shall not be increased or diminished during the terms for which they shall have been respectively elected. Until otherwise provided by law, the salary of the justices of the supreme court shall be four thousand dollars per annum each, and the salary of the judges of the district courts shall be three thousand five hundred dollars per annum each."

The following is a true and exact copy of the PROPOSED AMENDMENT to Section 29, Article VIII of the Constitution of the State of Montana:

"Section 29. The justices of the supreme court and the judges of the district courts shall each be paid quarterly by the state, a salary, which shall not be diminished during the terms for which they shall have been respectively elected."

THE FORM IN WHICH THE QUESTION ON AMENDING THE CONSTITUTION WILL BE PRINTED ON THE OFFICIAL BALLOT AT THE GENERAL ELECTION, NOVEMBER 3, 1964, IS AS FOLLOWS:

ATTORNEY GENERAL'S EXPLANATORY STATEMENT
(Prepared under Chapter 22, Laws of Montana 1963):

Our Constitution now enables newly elected Supreme Court and District Court Judges to receive more pay than those already serving. This amendment corrects this inequality by allowing the legislature to equalize judges' salaries during their term of office so that all judges performing the same services receive the same salary.

It also deletes a provision setting judicial salaries from 1889 until the legislature could get around to setting them. This was done, and the provision is now obsolete.

AN ACT FOR THE SUBMISSION TO THE QUALIFIED ELECTORS OF THE STATE OF MONTANA AN AMENDMENT TO SECTION 29 OF ARTICLE VIII OF THE CONSTITUTION OF THE STATE OF MONTANA RELATING TO THE SALARY OF THE JUSTICES OF THE SUPREME COURT AND THE JUDGES OF THE DISTRICT COURTS AND PROVIDING FOR THE QUARTERLY PAYMENT THEREOF BY THE STATE OF SUCH SALARY AND PROVIDING THAT SUCH SALARY SHALL NOT BE DIMINISHED DURING THE TERMS FOR WHICH SUCH JUSTICES AND JUDGES SHALL HAVE BEEN RESPECTIVELY ELECTED.

Section 29. The justices of the supreme court and the judges of the district courts shall each be paid quarterly by the state, a salary, which shall not be diminished during the terms for which they shall have been respectively elected.

For the above Amendment.

Against the above Amendment.

CHAPTER 92

LAWS OF MONTANA 1963

AN ACT FOR THE SUBMISSION TO THE QUALIFIED ELECTORS OF THE STATE OF MONTANA AN AMENDMENT TO SECTION 29 OF ARTICLE VIII OF THE CONSTITUTION OF THE STATE OF MONTANA RELATING TO THE SALARY OF THE JUSTICES OF THE SUPREME COURT AND THE JUDGES OF THE DISTRICT COURTS AND PROVIDING FOR THE QUARTERLY PAYMENT THEREOF BY THE STATE OF SUCH SALARY AND PROVIDING THAT SUCH SALARY SHALL NOT BE DIMINISHED DURING THE TERMS FOR WHICH SUCH JUSTICES AND JUDGES SHALL HAVE BEEN RESPECTIVELY ELECTED.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF MONTANA :

Section 1. That Section 29 of Article VIII of the Constitution of the State of Montana be amended as hereinafter provided, and that the question of such amendment be submitted to the qualified electors of the State of Montana, at the general election to be held in November of the year 1964.

Section 2. That Section 29 of Article VIII of the Constitution of the State of Montana be and it is hereby amended to read as follows:

"Section 29. The justices of the supreme court and the judges of the district courts shall each be paid quarterly by the state, a salary, which shall not be diminished during the terms for which they shall have been respectively elected."

Section 3. This amendment shall be submitted to the qualified electors of the State of Montana by being placed upon the official ballot as provided by Chapter 11 of Title 23 of the Revised Codes of Montana, 1947, as amended and there shall be printed on such ballots the title of this act and the following words:

"

For the above Amendment.

Against the above Amendment."

Approved February 27, 1963.