VOTERS' INFORMATION PAMPHLET ON PROPOSED AMENDMENT TO THE CONSTITUTION OF THE STATE OF MONTANA WHICH WILL APPEAR ON THE OFFICIAL BALLOT FOR THE GENERAL ELECTION TO BE HELD NOVEMBER 5, 1974

Prepared by FRANK MURRAY, Secretary of State, pursuant to Sections 23-2802 and 37-107, Revised Codes of Montana, 1947

ON THE QUESTION OF AMENDING THE CONSTITUTION OF THE STATE OF MONTANA TO ESTABLISH A RESOURCE INDEMNITY TRUST IN THE STATE WHICH SHALL BE FOREVER INVIOLATE AND GUARANTEED BY THE STATE AGAINST LOSS OR DIVERSION.

Comparison of Existing Constitutional Provision and Proposed Constitutional Amendment is as follows:

The following is a true and exact copy of the PROPOSED AMENDMENT to Section 2, Article IX of the Constitution of the State of Montana:

"Section 2. Reclamation. (1) All lands disturbed by the taking of natural resources shall be reclaimed. The legislature shall provide effective requirements and standards for the reclamation of lands disturbed.

(2) The legislature shall provide for a fund, to be known as the resource indemnity trust of the state of Montana, to be funded by such taxes on the extraction of natural resources as the legislature may from time to time impose for that purpose.

(3) The principal of the resource indemnity trust shall forever remain inviolate in an amount of one hundred million dollars ($100,000,000), guaranteed by the state against loss or diversion."

The following is a true and exact copy of Section 2, Article IX of the Constitution of the State of Montana as it exists at the present time:

"Section 2. Reclamation. All lands disturbed by the taking of natural resources shall be reclaimed. The legislature shall provide effective requirements and standards for the reclamation of lands disturbed."
THE FORM IN WHICH THE QUESTION ON AMENDING THE CONSTITUTION
WILL BE PRINTED ON THE OFFICIAL BALLOT AT THE GENERAL ELECTION,
NOVEMBER 5, 1974, IS AS FOLLOWS:

CONSTITUTIONAL AMENDMENT NO. 1

Attorney General’s Explanatory Statement

This amendment would provide for a resource indemnity trust in the state to be
funded by taxes that the legislature may impose on the extraction of natural
resources. The principal of the resource indemnity trust would be inviolate in the sum
of One Hundred Million Dollars ($100,000,000) and guaranteed by the state against
loss or diversion.

AN ACT TO SUBMIT TO THE QUALIFIED ELECTORS OF MONTANA AN
AMENDMENT TO ARTICLE IX, SECTION 2, OF THE CONSTITUTION OF MONTANA
ESTABLISHING A RESOURCE INDEMNITY TRUST IN THE STATE WHICH SHALL
BE FOREVER INVIOLATE AND GUARANTEED BY THE STATE AGAINST LOSS
OR DIVERSION.

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

Section 1. Article IX, section 2, of the constitution of the state of Montana is
amended to read as follows:

"Section 2. Reclamation. (1) All lands disturbed by the taking of natural resources
shall be reclaimed. The legislature shall provide effective requirements and standards
for the reclamation of lands disturbed.

(2) The legislature shall provide for a fund, to be known as the resource indemnity
trust of the state of Montana, to be funded by such taxes on the extraction of natural
resources as the legislature may from time to time impose for that purpose.

(3) The principal of the resource indemnity trust shall forever remain inviolate
in an amount of one hundred million dollars ($100,000,000), guaranteed by the state
against loss or diversion."

☐ For the Above Amendment

☐ Against the Above Amendment
The following is a copy of the title and text of the proposed Constitutional Amendment as passed by the second regular session of the Forty-third Montana Legislature and approved by the Governor on March 11, 1974:

CHAPTER NO. 117
MONTANA SESSION LAWS 1974
HOUSE BILL NO. 576

AN ACT TO SUBMIT TO THE QUALIFIED ELECTORS OF MONTANA AN AMENDMENT TO ARTICLE IX, SECTION 2, OF THE CONSTITUTION OF MONTANA ESTABLISHING A RESOURCE INDEMNITY TRUST IN THE STATE WHICH SHALL BE FOREVER INVOLATE AND GUARANTEED BY THE STATE AGAINST LOSS OR DIVERSION.

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

Section 1. Article IX, section 2, of the constitution of the state of Montana is amended to read as follows:

"Section 2. Reclamation. (1) All lands disturbed by the taking of natural resources shall be reclaimed. The legislature shall provide effective requirements and standards for the reclamation of lands disturbed.

(2) The legislature shall provide for a fund, to be known as the resource indemnity trust of the state of Montana, to be funded by such taxes on the extraction of natural resources as the legislature may from time to time impose for that purpose.

(3) The principal of the resource indemnity trust shall forever remain inviolate in an amount of one hundred million dollars ($100,000,000), guaranteed by the state against loss or diversion."

Section 3. When this amendment is submitted to the electors of the state of Montana there shall be printed on the ballot the full title and section 1 of this act and the following words:

☐ For the above amendment.

☐ Against the above amendment."
VOTERS' INFORMATION PAMPHLET ON PROPOSED AMENDMENT TO THE CONSTITUTION OF THE STATE OF MONTANA WHICH WILL APPEAR ON THE OFFICIAL BALLOT FOR THE GENERAL ELECTION TO BE HELD NOVEMBER 5, 1974

Prepared by FRANK MURRAY, Secretary of State, pursuant to Sections 23-2802 and 37-107, Revised Codes of Montana, 1947

ON THE QUESTION OF AMENDING THE CONSTITUTION OF THE STATE OF MONTANA TO ALLOW THE LEGISLATURE, BY A 2/3 VOTE OF EACH HOUSE, TO ENACT LAWS RELATING TO THE WAIVER OF SOVEREIGN IMMUNITY

Comparison of Existing Constitutional Provision and Proposed Constitutional Amendment is as follows:

The following is a true and exact copy of the PROPOSED AMENDMENT to Section 18, Article II of the Constitution of the State of Montana:

"Section 18. STATE SUBJECT TO SUIT. The state, counties, cities, towns, and all other local governmental entities shall have no immunity from suit for injury to a person or property, except as may be specifically provided by law by a 2/3 vote of each house of the legislature."

The following is a true and exact copy of Section 18, Article II of the Constitution of the State of Montana as it exists at the present time.

"Section 18. STATE SUBJECT TO SUIT. The state, counties, cities, towns, and all other local governmental entities shall have no immunity from suit for injury to a person or property. This provision shall apply only to causes of action arising after July 1, 1973."
THE FORM IN WHICH THE QUESTION ON AMENDING THE CONSTITUTION WILL BE PRINTED ON THE OFFICIAL BALLOT AT THE GENERAL ELECTION, NOVEMBER 5, 1974, IS AS FOLLOWS:

CONSTITUTIONAL AMENDMENT NO. 2
Attorney General's Explanatory Statement

Presently the Constitution of Montana provides that the state, counties, cities, towns, and all other local governmental entities shall have no immunity from suit for injury to person or property. This amendment would allow specific exceptions to the waiver of sovereign immunity by a 2/3 vote of each house of the legislature.

A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA SUBMITTING TO THE QUALIFIED ELECTORS OF THE STATE OF MONTANA AN AMENDMENT TO THE CONSTITUTION OF MONTANA AMENDING ARTICLE II, SECTION 18 OF THE CONSTITUTION, RELATING TO WAIVER OF SOVEREIGN IMMUNITY BY THE STATE OF MONTANA.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

"It is proposed by the legislature of the state of Montana that Article II, Section 18 of the Montana constitution be amended to read as follows: "Section 18. STATE SUBJECT TO SUIT. The state, counties, cities, towns, and all other local governmental entities shall have no immunity from suit for injury to a person or property, except as may be specifically provided by law by a 2/3 vote of each house of the legislature."

☐ For the Above Amendment

☐ Against the Above Amendment
HE CONSTITUTION
ERAL ELECTION,

ate, counties, cities, immunity from suit specific exceptions to the legislature.

USE OF REPRESER-
) THE QUALIFIED TO THE CONSTITU- HE CONSTITUTION, EATE OF MONTANA.

RESENTATIVES OF at Article II, Section "Section 18. STATE other local govern- person or property, of each house of the

The following is a copy of the title and text of the proposed Constitutional Amendment as enacted by the second regular session of the Forty-third Montana Legislature on March 16, 1974:

SENATE JOINT RESOLUTION NO. 64

A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA SUBMITTING TO THE QUALIFIED ELECTORS OF THE STATE OF MONTANA AN AMENDMENT TO THE CONSTITUTION OF MONTANA AMENDING ARTICLE II, SECTION 18 OF THE CONSTITUTION, RELATING TO WAIVER OF SOVEREIGN IMMUNITY BY THE STATE OF MONTANA.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

That there be submitted to the qualified electors at the next general election a proposal for an amendment to the constitution of the State of Montana.

BE IT FURTHER RESOLVED, than [sic] the proposal shall read as follows: "It is proposed by the legislature of the state of Montana that Article II, Section 18 of the Montana constitution be amended to read as follows: "Section 18. STATE SUBJECT TO SUIT. The state, counties, cities, towns, and all other local governmental entities shall have no immunity from suit for injury to a person or property, except as may be specifically provided by law by a 3/4 vote of each house of the legislature."

BE IT FURTHER RESOLVED, that this full text of the above proposal be printed on the ballot along with the following words:

☐ For the above amendment.

☐ Against the above amendment."

BE IT FURTHER RESOLVED, that a copy of this resolution be transmitted to the Secretary of State on its final passage.
VOTERS' INFORMATION PAMPHLET ON PROPOSED PETITION FOR INITIATIVE AMENDMENT TO THE CONSTITUTION OF THE STATE OF MONTANA WHICH WILL APPEAR ON THE OFFICIAL BALLOT FOR THE GENERAL ELECTION TO BE HELD NOVEMBER 5, 1974

Prepared by FRANK MURRAY, Secretary of State, pursuant to Sections 23-2802 and 37-107, Revised Codes of Montana, 1947

ON THE QUESTION OF AMENDING THE CONSTITUTION OF THE STATE OF MONTANA TO PROVIDE FOR 90 DAY BIENNIAL LEGISLATIVE SESSIONS

Comparison of Existing Constitutional Provision and Proposed Constitutional Amendment is as follows:

The following is a true and exact copy of the PROPOSED AMENDMENT to Section 6, Article V of the Constitution of the State of Montana:

"Section 6. Sessions. The legislature shall meet each odd-numbered year in regular session of not more than 90 legislative days. Any legislature may increase the limit on the length of any subsequent session. The legislature may be convened in special sessions by the governor or at the written request of a majority of the members."

The following is a true and exact copy of Section 6, Article V of the Constitution of the State of Montana as it exists at the present time:

"Section 6. Sessions. The legislature shall be a continuous body for two-year periods beginning when newly elected members take office. Any business, bill, or resolution pending at adjournment of a session shall carry over with the same status to any other session of the legislature during the biennium. The legislature shall meet at least once a year in regular session of not more than 60 legislative days. Any legislature may increase the limit on the length of any subsequent session. The legislature may be convened in special sessions by the governor or at the written request of a majority of the members."
THE FORM IN WHICH THE QUESTION ON AMENDING THE CONSTITUTION WILL BE PRINTED ON THE OFFICIAL BALLOT AT THE GENERAL ELECTION, NOVEMBER 5, 1974, IS AS FOLLOWS:

PROPOSED PETITION FOR INITIATIVE

CONSTITUTIONAL AMENDMENT NO. 3

Attorney General's Explanatory Statement

Presently the Constitution of Montana provides that the legislature shall meet at least once a year for not more than 60 legislative days. This amendment would provide for biennial legislative sessions of not more than 90 legislative days in each odd-numbered year.

AN INITIATIVE PROPOSAL TO AMEND ARTICLE V, SECTION 6 OF THE 1972 MONTANA CONSTITUTION TO PROVIDE FOR 90 DAY BIENNIAL LEGISLATIVE SESSIONS.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF MONTANA:

Section 1. Article V, Section 6 of the 1972 Montana Constitution is amended to read as follows:

"Section 6. Sessions. The legislature shall be a continuous body for two-year periods beginning when newly elected members take office. Any business, bill, or resolution pending at adjournment of a session shall carry over with the same status to any other session of the legislature during the biennium. The legislature shall meet at least once a each odd-numbered year in regular session of not more than 60-90 legislative days. Any legislature may increase the limit on the length of any subsequent session. The legislature may be convened in special sessions by the governor or at the written request of a majority of the members."

Section 2. The Amendment shall be effective December 31, 1974.

☐ For the Above Amendment

☐ Against the Above Amendment
The following is a copy of the title and text of the proposed Constitutional Amendment as it appears on the Petitions for Initiative certified to the Governor on July 8, 1974:

CONSTITUTIONAL INITIATIVE NO. 1

PEOPLE'S INITIATIVE PETITION

PROPOSED CONSTITUTIONAL AMENDMENT

AN INITIATIVE PROPOSAL TO AMEND ARTICLE V, SECTION 6 OF THE 1972 MONTANA CONSTITUTION TO PROVIDE FOR 90 DAY BIENNIAL LEGISLATIVE SESSIONS.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF MONTANA:

Section 1. Article V, Section 6 of the 1972 Montana Constitution is amended to read as follows:

"Section 6. The legislature shall be a continuous body for two-year periods beginning when newly elected members take office. Any business, bill, or resolution pending at adjournment of a session shall carry over with the same status to any other session of the legislature during the biennium. The legislature shall meet at least once each odd-numbered year in regular session of not more than 60-90 legislative days. Any legislature may increase the limit on the length of any subsequent session. The legislature may be convened in special sessions by the governor or at the written request of a majority of the members."

Section 2. The Amendment shall be effective December 31, 1974.