

1 _____ BILL NO. _____

2 INTRODUCED BY _____
3 (Primary Sponsor)

4 A BILL FOR AN ACT ENTITLED: "AN ACT PROHIBITING COUNTY GOVERNING BODIES FROM
5 REMOVING ELECTION ADMINISTRATION DUTIES FROM THE COUNTY CLERK AND RECORDER
6 DURING THE COUNTY CLERK AND RECORDER'S TERM IN OFFICE; AMENDING SECTION 13-1-301,
7 MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

8
9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

10
11 **Section 1.** Section 13-1-301, MCA, is amended to read:

12 **"13-1-301. Election administrator.** (1) (a) The county clerk and recorder of each county is the
13 election administrator unless the governing body of the county designates another official or appoints an
14 election administrator.

15 (b) The governing body of the county may not remove the election administration responsibilities
16 from the county clerk and recorder during the county clerk and recorder's current term in office. The governing
17 body may remove the election administration responsibilities of the county clerk and recorder for future terms of
18 office.

19 (c) The county clerk and recorder may voluntarily give up their election administration
20 responsibilities during their current term in office.

21 (2) The election administrator is responsible for the administration of all procedures relating to
22 registration of electors and conduct of elections, shall keep all county records relating to elector registration and
23 elections, and is the primary point of contact for the county with respect to the statewide voter registration list
24 and implementation of other provisions of applicable federal law governing elections.

25 (3) The election administrator may appoint a deputy election administrator for each political
26 subdivision required to hold elections."

27
28 **NEW SECTION. Section 2. Effective date.** [This act] is effective on passage and approval.

69th Legislature 2025

LC 0255

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