

ORDINANCE 3208

AN ORDINANCE AMENDING TITLE 2, CHAPTER 3, SECTION 030, OF THE OFFICIAL CODE OF THE CITY OF GREAT FALLS (OCCGF), PERTAINING TO THE MUNICIPAL COURT JUDGE.

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WHEREAS, the City Commission established Title 2, Chapter 3, of the OCCGF outlining provisions pertaining to the administration of the Great Falls Municipal Court; and

WHEREAS, the City Commission established provisions providing for one elected Municipal Court Judge; and

WHEREAS, the City Commission approved the appointment of an additional part-time Municipal Court Judge July 16, 2019; and

WHEREAS, the City Commission wishes to amend said provisions to provide the qualifications of, and Codified regulations pertaining to, a part-time Assistant Municipal Court Judge.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMISSION OF THE CITY OF GREAT FALLS, MONTANA:

Section 1. OCCGF Title 2, Chapter 3, Section 030 shall be amended as depicted in Exhibit "A" attached hereto, with deleted language identified by ~~strikeout~~ and inserted language **bolded**; and

Section 2. This Ordinance will become effective thirty (30) days after adoption by the City Commission.

ACCEPTED by the City Commission of the City of Great Falls, Montana on first reading August 20, 2019.

ADOPTED by the City Commission of the City of Great Falls, Montana on second reading September 3, 2019.

Bob Kelly, Mayor

ATTEST:

(CITY SEAL)

Lisa Kunz, City Clerk

APPROVED FOR LEGAL CONTENT:

Sara R. Sexe, City Attorney

State of Montana)
County of Cascade : ss
City of Great Falls)

I, Lisa Kunz, City Clerk of the City of Great Falls, Montana, do certify that I did post as required by law and as prescribed and directed by the Commission, Ordinance 3208 on the Great Falls Civic Center posting board and the Great Falls City website.

Lisa Kunz, City Clerk

(CITY SEAL)

Exhibit "A"

Title 2 - ADMINISTRATION AND PERSONNEL

Chapter 3 MUNICIPAL COURT

2.3.030 Municipal Court Judges.

- A. There shall be one (1) Municipal Court Judge elected to a four (4) year term pursuant to **Mont. Code Ann.** Title 3, Chapter, 6, ~~MCA~~. The qualifications of ~~the elected a~~ **the elected** Municipal Court Judge shall be as required by Montana law to include:
1. The same qualifications as a ~~judge of~~ **Montana Judicial District Court Judge** as set forth in Article VII, Section 9, of the Montana Constitution, except that ~~the a~~ **the** Municipal Court Judge need only be admitted to the practice of law in Montana for at least three (3) years prior to the date of the election; ~~and~~
 2. ~~The A~~ **The** Municipal Court Judge shall be a resident and ~~voter~~ **qualified elector** in the City of Great Falls at the time of his or her election; and
 3. ~~The A~~ **The** Municipal Court Judge shall be certified as provided in **Mont. Code Ann. §§ 3-1-1502-1503**, prior to assuming office.
- B. The salary of the Municipal Court Judge shall be set by Commission resolution.
- C. **The elected Municipal Court Judge may appoint a part-time Assistant Municipal Court Judge to serve at the will of the elected Municipal Court Judge. The Assistant Municipal Court Judge shall:**
1. **Meet the qualifications as set forth in Article VII, Section 9, of the Montana Constitution, except that the Assistant Judge need only be admitted to the practice of law in Montana for at least three (3) years prior to the date of appointment;**
 2. **Be certified as provided in Mont. Code Ann. §§ 3-1-1502-1503, prior to appointment; and**
 3. **The salary for the Assistant Municipal Court Judge shall be set by Commission resolution.**

(Ord. 3208, 2019; Ord. 3169, 2017).