From:	Jim Nugent
To:	Dale Bickell; Grp. City Council and City Web Site; Dept. Mayors Office; Dept. City Clerk; Leigh Griffing
Cc:	Dept. Attorney
Subject:	Statutorily Municipal judge 4 year terms of office commence on first Monday in January following the election. 3-6-201(2)
Date:	Wednesday, April 14, 2021 12:25:21 PM

TO WHOM IT MAY CONCERN:

Among the numerous municipal court judge issues that Dale Bickell and I discussed in the past couple of weeks, there had been no discussion focus on commencement date for municipal court judge terms of office.; so some clarification is required.

As clarification of the potential issue, pursuant to Montana municipal court judge law subsection 3-6-201(2) MCA municipal court judge terms of office commence "on the first Monday in January following the election " and the municipal court judge "shall hold office for the term of 4 years". See subsection 3-6-201(2) MCA.

In addition, subsection 7-4-4107 MCA states "(1) The terms of officers elected at a municipal election are to commence on the first Monday in January after such election." The statutory phrase "all officers elected" would include municipal court judges as well as mayor and city council members.

It should also be noted and emphasized that pursuant to subsection 7-1-114(1)(d) MCA "a local government with self-government powers is subject to the following provisions: . . . . (d) all laws regulating the elect ion of local officials."

JIM NUGENT

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