SENATE BILL NO. 286

INTRODUCED BY D. EMRICH

A BILL FOR AN ACT ENTITLED: “AN ACT CLARIFYING THE PRECEDENTIAL VALUE OF CASELAW INTERPRETING A STATUTE IN THE EVENT OF SUBSEQUENT LEGISLATIVE ACTION ON THE INTERPRETED STATUTORY PROVISIONS.”

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

NEW SECTION. **Section 1. Caselaw -- applicability.** The precedential value of a court decision interpreting a statute yields to subsequent legislative action on the interpreted statutory provisions.

NEW SECTION. **Section 2. Codification instruction.** [Section 1] is intended to be codified as an integral part of Title 1, chapter 1, part 1, and the provisions of Title 1, chapter 1, part 1, apply to [section 1].

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