



## **Resolution 22-03**

*Resolution type: Legislative Directive Resolution*

### **A Resolution to Modify Montana Code Annotated 2-2-302**

Submitted by: Petroleum CD

***Passed at MACD Annual Convention on November 17th, 2022***

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#### **1. BACKGROUND DESCRIBING ISSUE \***

Conservation district boards in low-populated counties typically receive few applications for employment and applicants are frequently related to one or more board members. This creates issues with the current Montana nepotism law, often leading to a board member having to resign. This tweak to the nepotism law, which is similar to other exceptions for school boards and county commissioners, would alleviate that issue.

#### **2. LANGUAGE TO BE INCLUDED IN LEGISLATION DRAFTED BY MACD \***

WHEREAS conservation district boards (as well as other boards, bureaus, and commissions) in low-populated counties typically receive few applications for employment and applicants are frequently related to one or more board members;

THEREFORE, LET IT BE RESOLVED that the MACD support legislation to add the following to Montana Code Annotated 2-2-302.

(2) (h) board, bureau, or commission of a county with a population of less than 10,000 if all the board, bureau, or commission members, with the exception of any member who is related to the person being appointed and who must abstain from voting for the appointment, approve the appointment of a person related to a board member.

Amend (3) to include (2) (h)

**3. SPONSOR(S) ACTIONS TO DATE \***

None yet

**4. HOW WOULD THIS POLICY IMPACT MACD? \***

This resolution would take staff time coordinating with legislators as well as time lobbying when a bill was presented to the state legislature.

**5. WOULD THIS POLICY STATEMENT IMPACT THE STATE BUDGET? IF SO, HOW? \***

No

**6. MEETING AND DATE ADOPTED BY SPONSORING ENTITY**

Passed by Petroleum County Conservation District on July 28th, 2022

**AUTHORIZED SIGNATURE(S) AND TITLE(S) \***

J. C. King, Chairman PCCD