

HOUSE BILL 396

Introduced by Grady, et al.

1/25	Introduced
1/25	Referred to Local Government
1/26	First Reading
2/14	Hearing
2/14	Tabled in Committee

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HOUSE BILL NO. *396*

INTRODUCED BY *Stacy T. Bond*

A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THE CREATION OF A RURAL IMPROVEMENT DISTRICT BY PETITION OF A MAJORITY OF LANDOWNERS IN THE PROPOSED DISTRICT; AND AMENDING SECTION 7-12-2102, MCA."

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

Section 1. Section 7-12-2102, MCA, is amended to read:

~~"7-12-2102. Authorization-to-create~~ Creation of rural improvement districts. (1) Whenever the public interest or convenience may require Upon receipt of a petition signed by the owners of at least 60% of the property in the proposed district, the board of county commissioners ~~is--hereby authorized and empowered to order and shall~~ create a special improvement ~~districts~~ district outside of the limits of an incorporated ~~towns town and cities~~ town and cities or city for the purpose of building, constructing, or acquiring by purchase one or more of the improvements of the kind described in 7-12-4102, in or for the benefit of the special improvement district.

The petition must:

- (a) describe the boundaries of the proposed district;
- (b) describe the proposed improvement; and
- (c) estimate the total cost of the improvement and

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suggest the method of making landowner assessments.

(2) The board of county commissioners may, ~~order--and~~ upon receipt of a petition meeting the requirements of subsection (1), create special improvement districts covering projects abutting the city limits and include properties inside the city where the rural improvement district abuts and benefits that property. Property owners within the proposed district boundaries inside the city may not be included in the rural special improvement district if 40% of those property owners protest the creation of the rural special improvement district. The property inside the city must be treated in a similar manner as to improvements, notices, and assessments as the property outside the city limits. A joint resolution of the city and county must be passed agreeing to the terms of the rural special improvement district prior to passing the resolution of intention or resolution creating the rural special improvement district. A copy of the resolution of intention and the resolution creating the rural special improvement district must be provided to the city clerk upon the passage of the respective resolutions."

-End-

