

HOUSE BILL NO. 404

INTRODUCED BY GRINDE, MENAHAN, HARPER, J. RICE, WATERMAN,
WILLIAMS, GRADY, JACOBSON, DEVLIN, NATHE, MAZUREK, MERCER

IN THE HOUSE

JANUARY 25, 1991 INTRODUCED AND REFERRED TO COMMITTEE
ON STATE ADMINISTRATION.

JANUARY 26, 1991 FIRST READING.

FEBRUARY 11, 1991 COMMITTEE RECOMMEND BILL
DO PASS. REPORT ADOPTED.

FEBRUARY 12, 1991 PRINTING REPORT.

FEBRUARY 13, 1991 SECOND READING, DO PASS.

FEBRUARY 14, 1991 ENGROSSING REPORT.

FEBRUARY 15, 1991 THIRD READING, PASSED.
AYES, 91; NOES, 7.

TRANSMITTED TO SENATE.

IN THE SENATE

FEBRUARY 16, 1991 INTRODUCED AND REFERRED TO COMMITTEE
ON STATE ADMINISTRATION.

FIRST READING.

MARCH 27, 1991 COMMITTEE RECOMMEND BILL BE
CONCURRED IN. REPORT ADOPTED.

APRIL 3, 1991 SECOND READING, CONCURRED IN.

APRIL 4, 1991 THIRD READING, CONCURRED IN.
AYES, 44; NOES, 6.

RETURNED TO HOUSE.

IN THE HOUSE

APRIL 4, 1991 RECEIVED FROM SENATE.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

CONSTITUTIONAL AMENDMENT

House BILL NO. *404*

INTRODUCED BY *Larry the Clown - Marsha Hope Rice*
Rignon Water William Wendy Rebecca
Section NATHAN Mayfield MERGER

A BILL FOR AN ACT ENTITLED "AN ACT TO SUBMIT TO THE QUALIFIED ELECTORS OF MONTANA AN AMENDMENT TO ARTICLE X, SECTION 11, OF THE MONTANA CONSTITUTION TO PROVIDE THAT THE STATE MAY TRANSFER PUBLIC LANDS OF THE STATE THAT ARE NOT SUBJECT TO RESTRICTION BY A GRANT FROM THE UNITED STATES TO A LOCAL GOVERNMENT FOR LESS THAN FULL MARKET VALUE AS PROVIDED BY GENERAL LAWS; AND PROVIDING AN EFFECTIVE DATE."

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

Section 1. Article X, section 11, of The Constitution of the State of Montana is amended to read:

"Section 11. Public land trust, disposition. (1) All lands of the state that have been or may be granted by congress, or acquired by gift or grant or devise from any person or corporation, shall be public lands of the state. They shall be held in trust for the people, to be disposed of as hereafter provided, for the respective purposes for which they have been or may be granted, donated or devised.

(2) No Except as provided in subsection (4), no such land or any estate or interest therein shall ever be disposed of except in pursuance of general laws providing for such disposition, or until the full market value of the

estate or interest disposed of, to be ascertained in such manner as may be provided by law, has been paid or safely secured to the state.

(3) No land which the state holds by grant from the United States which prescribes the manner of disposal and minimum price shall be disposed of except in the manner and for at least the price prescribed without the consent of the United States.

(4) All public land shall be classified by the board of land commissioners in a manner provided by law. Any public land may be exchanged for other land, public or private, which is equal in value and, as closely as possible, equal in area. Any public land that is not subject to the restrictions of a grant from the United States may be transferred to a political subdivision of the state for less than full market value in pursuance of general laws providing for such disposition."

NEW SECTION. Section 2. Effective date. This amendment is effective on approval by the electorate.

NEW SECTION. Section 3. Submission to electorate. This amendment shall be submitted to the qualified electors of Montana at the general election to be held in November 1992 by printing on the ballot the full title of this act and the following:

FOR allowing the state to transfer public land to



LC 0253/01

- 1 local governments for less than full market value.
2 AGAINST allowing the state to transfer public land
3 to local governments for less than full market
4 value.

-End-

CONSTITUTIONAL AMENDMENT
APPROVED BY COMMITTEE
ON STATE ADMINISTRATION

House BILL NO. 404

INTRODUCED BY Larry the Colonel - Menahan, Ryan Rice
Alison Water, William Smith, Deborah
Shelton, NATHAN, Margulies, Mercer

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LC 0253/01
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Rignon Waterman Walker Deputy Treasurer
Decker NATHAN Mayfield MERCER

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