

1 *Senate* BILL NO. *78*
 2 INTRODUCED BY *Turnage Murray*
 3

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE FOR
 5 DISTRIBUTION OF PROPERTY HELD IN JOINT TENANCY WHENEVER THE
 6 LAST SURVIVING JOINT TENANT FAILS TO SURVIVE THE OTHER JOINT
 7 TENANTS BY 120 HOURS."

8
 9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

10 Section 1. Distribution of property whenever joint
 11 tenant fails to survive for one hundred twenty hours. (1)
 12 Whenever property is held in joint tenancy by two joint
 13 tenants and the joint tenants die within 120 hours of each
 14 other or it cannot be determined whether one survived the
 15 other by 120 hours, the property shall be distributed
 16 one-half to the estate of one joint tenant and one-half to
 17 the estate of the other joint tenant.

18 (2) Whenever property is held in joint tenancy by more
 19 than two joint tenants and the last surviving joint tenant
 20 does not survive all of the other joint tenants by 120 hours
 21 or it cannot be determined whether he so survived for 120
 22 hours, the property shall be distributed equally among the
 23 estates of the last surviving joint tenant and the joint
 24 tenants which he failed to survive by 120 hours.

25 Section 2. Retroactive application. The act is

1 effective retroactively to June 30, 1975.

-End-

SB70

Approved by Committee
on Judiciary

1 SENATE BILL NO. 70
2 INTRODUCED BY TURNAGE, MURRAY
3
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6 LAST SURVIVING JOINT TENANT FAILS TO SURVIVE THE OTHER JOINT
7 TENANTS BY 120 HOURS; AND PROVIDING AN IMMEDIATE EFFECTIVE
8 DATE."
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1 Section 2. Retroactive application. The act is
2 effective retroactively to June 30, 1975.
3 ~~SECTION 3. EFFECTIVE DATE. THIS ACT SHALL BE~~
4 ~~EFFECTIVE UPON ITS PASSAGE AND APPROVAL.~~

-End-

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2 INTRODUCED BY TURNAGE, MURRAY

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1 Section 2. Retroactive application. The act is
2 effective retroactively to June 30, 1975.

3 ~~SECTION 3. SEVERABILITY. IF A PART OF THIS ACT IS~~
4 ~~INVALID, ALL VALID PARTS THAT ARE SEVERABLE FROM THE INVALID~~
5 ~~PART REMAIN IN EFFECT. IF A PART OF THIS ACT IS INVALID IN~~
6 ~~ONE OR MORE OF ITS APPLICATIONS, THE PART REMAINS IN EFFECT~~
7 ~~IN ALL VALID APPLICATIONS THAT ARE SEVERABLE FROM THE~~
8 ~~INVALID APPLICATIONS.~~

9 ~~SECTION 4. EFFECTIVE DATE. THIS ACT SHALL BE~~
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REFERENCE BILL

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