

SENATE BILL 51

IN THE SENATE

January 5, 1979

Introduced.

On motion, Senator Jesse O'Hara was added as author to the pre-filed bill.

Referred to Committee on Judiciary.

January 12, 1979

Committee recommend bill, do not pass.

1 SENATE BILL NO. 51

2 INTRODUCED BY _____

3 BY REQUEST OF THE DEPARTMENT OF HIGHWAYS

4

5 A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTIONS

6 60-4-204 AND 60-4-205, MCA, RELATING TO THE SALE TO THE

7 ORIGINAL OWNER OF INTERESTS IN REAL PROPERTY HELD BY THE

8 DEPARTMENT OF HIGHWAYS."

9

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

11 Section 1. Section 60-4-204, MCA, is amended to read:

12 "60-4-204. Option of original owner or--successor--in

13 interest to purchase at sale price. The owner from whom the

14 interest was originally acquired or--his--successor--in

15 interest shall have the option to purchase the interest by

16 offering therefor an amount of money equal to the highest

17 bid received for the interest at the sale. The offer shall

18 be sent to the department by registered or certified mail

19 within 10 days from the date of the sale."

20 Section 2. Section 60-4-205, MCA, is amended to read:

21 "60-4-205. Private sale if no bid or offer. (1) If,

22 after proper notice is published, the department receives

23 neither bid at public sale nor offer from the original owner

24 or--his--successor--in--interest, it may at any time thereafter

25 sell the interest at private sale. At the sale, the

1 department may accept as the purchase price an amount of

2 money not less than 90% of the appraised value.

3 (2) Title to an interest may not pass from the state

4 until the purchaser has paid the full amount of the purchase

5 price into the state treasury to the credit of the

6 department."

-End-