

HOUSE BILL NO. 58

INTRODUCED BY KESSLER

BY REQUEST OF THE STUDY COMMITTEE ON ANNEXATION LAWS

IN THE HOUSE

January 6, 1981	Introduced and referred to Committee on Local Government.
January 16, 1981	Committee recommend bill do pass as amended. Report adopted.
January 19, 1981	Bill printed and placed on members' desks. Second reading, do pass.
January 20, 1981	Correctly engrossed. Third reading, passed. Transmitted to Senate.

IN THE SENATE

January 21, 1981	Introduced and referred to Committee on Local Government.
March 9, 1981	Committee recommend bill be concurred in. Report adopted.
March 10, 1981	Second reading, pass consideration. On motion taken from second reading and referred to Committee on Local Government. Motion adopted.
March 26, 1981	Committee recommend bill be concurred in as amended. Report adopted.

March 28, 1981

Second reading, concurred in.

March 31, 1981

On motion rules suspended.
Bill allowed to be transmitted
on 71st legislative day.
Motion adopted.

Third reading, concurred in
as amended. Ayes, 50; Noes, 0.

IN THE HOUSE

April 1, 1981

Returned from Senate with
amendments.

April 8, 1981

Second reading, amendments
concurred in.

April 9, 1981

Third reading, amendments
concurred in. Ayes, 85;
Noes, 11. Sent to enrolling.

Reported correctly enrolled.

1 HOUSE BILL NO. 58
2 INTRODUCTION BY KESSLER
3 BY REQUEST OF THE STUDY COMMITTEE ON ANNEXATION LAWS
4
5 A BILL FOR AN ACT ENTITLED: "AN ACT RELATING TO THE
6 PROVISION OF SERVICES BY MUNICIPALITIES TO NEWLY ANNEXED
7 AREAS; AMENDING SECTIONS 7-2-4205, 7-2-4305, 7-2-4506, AND
8 7-2-4610, MCA."
9
10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
11 Section 1. Section 7-2-4205, MCA, is amended to read:
12 "7-2-4205. Provision of services. In all cases of
13 annexation under current Montana law, services will be
14 provided according to a plan provided by the municipality as
15 specified in ~~title 7, chapter 2, part 47 7-2-4732~~, except:
16 (1) as provided in 7-2-4736; or
17 (2) where otherwise mutually agreed upon by the
18 municipality and the freeholders of the area to be annexed."
19 Section 2. Section 7-2-4305, MCA, is amended to read:
20 "7-2-4305. Provision of services. In all cases of
21 annexation under current Montana law, services will be
22 provided according to a plan provided by the municipality as
23 specified in ~~title 7, chapter 2, part 47 7-2-4732~~, except:
24 (1) as provided in 7-2-4736; or
25 (2) where otherwise mutually agreed upon by the

1 municipality and the freeholders of the area to be annexed."
2 Section 3. Section 7-2-4506, MCA, is amended to read:
3 "7-2-4506. Provision of services. In all cases of
4 annexation under current Montana law, services will be
5 provided according to a plan provided by the municipality as
6 specified in ~~title 7, chapter 2, part 47 7-2-4732~~, except:
7 (1) as provided in 7-2-4736; or
8 (2) where otherwise mutually agreed upon by the
9 municipality and the freeholders of the area to be annexed."
10 Section 4. Section 7-2-4610, MCA, is amended to read:
11 "7-2-4610. Provision of services. In all cases of
12 annexation under current Montana law, services will be
13 provided according to a plan provided by the municipality as
14 specified in ~~title 7, chapter 2, part 47 7-2-4732~~, except:
15 (1) as provided in 7-2-4736; or
16 (2) where otherwise mutually agreed upon by the
17 municipality and the freeholders of the area to be annexed."

-End-

INTRODUCED BILL

HB 58

Approved by Comm.
on Local Government

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12 "7-2-4205. Provision of services. In all cases of
13 annexation under current Montana law, services will be
14 provided according to a plan provided by the municipality as
15 specified in ~~Fifteen-7y-chapter-2y-part-47~~ 7-2-4732, except:
16 (1) as provided in 7-2-4736; or AND
17 (2) where otherwise mutually agreed upon by the
18 municipality and the freeholders of the area to be annexed."
19 Section 2. Section 7-2-4305, MCA, is amended to read:
20 "7-2-4305. Provision of services. In all cases of
21 annexation under current Montana law, services will be
22 provided according to a plan provided by the municipality as
23 specified in ~~Fifteen-7y-chapter-2y-part-47~~ 7-2-4732, except:
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25 (2) where otherwise mutually agreed upon by the

1 municipality and the freeholders of the area to be annexed."
2 Section 3. Section 7-2-4506, MCA, is amended to read:
3 "7-2-4506. Provision of services. In all cases of
4 annexation under current Montana law, services will be
5 provided according to a plan provided by the municipality as
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8 (2) where otherwise mutually agreed upon by the
9 municipality and the freeholders of the area to be annexed."
10 Section 4. Section 7-2-4610, MCA, is amended to read:
11 "7-2-4610. Provision of services. In all cases of
12 annexation under current Montana law, services will be
13 provided according to a plan provided by the municipality as
14 specified in ~~Fifteen-7y-chapter-2y-part-47~~ 7-2-4732, except:
15 (1) as provided in 7-2-4736; or AND
16 (2) where otherwise mutually agreed upon by the
17 municipality and the freeholders of the area to be annexed."

-End-

SECOND READING

1 HOUSE BILL NO. 58
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 8 7-2-4610, MCA."

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10 Section 1. Section 7-2-4205, MCA, is amended to read:
 11 "7-2-4205. Provision of services. In all cases of
 12 annexation under current Montana law, services will be
 13 provided according to a plan provided by the municipality as
 14 specified in ~~title-7, chapter-2, part-47 7-2-4732~~, except:
 15 (1) as provided in 7-2-4736; or AND
 16 (2) where otherwise mutually agreed upon by the
 17 municipality and the freeholders of the area to be annexed."

18 Section 2. Section 7-2-4305, MCA, is amended to read:
 19 "7-2-4305. Provision of services. In all cases of
 20 annexation under current Montana law, services will be
 21 provided according to a plan provided by the municipality as
 22 specified in ~~title-7, chapter-2, part-47 7-2-4732~~, except:
 23 (1) as provided in 7-2-4736; or AND
 24 (2) where otherwise mutually agreed upon by the
 25

1 municipality and the freeholders of the area to be annexed."
 2 Section 3. Section 7-2-4506, MCA, is amended to read:
 3 "7-2-4506. Provision of services. In all cases of
 4 annexation under current Montana law, services will be
 5 provided according to a plan provided by the municipality as
 6 specified in ~~title-7, chapter-2, part-47 7-2-4732~~, except:
 7 (1) as provided in 7-2-4736; or AND
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 9 municipality and the freeholders of the area to be annexed."
 10 Section 4. Section 7-2-4610, MCA, is amended to read:
 11 "7-2-4610. Provision of services. In all cases of
 12 annexation under current Montana law, services will be
 13 provided according to a plan provided by the municipality as
 14 specified in ~~title-7, chapter-2, part-47 7-2-4732~~, except:
 15 (1) as provided in 7-2-4736; or AND
 16 (2) where otherwise mutually agreed upon by the
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 8 7-2-4610, MCA."

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

11 Section 1. Section 7-2-4205, MCA, is amended to read:

12 "7-2-4205. Provision of services. In all cases of
 13 annexation under current Montana law, services will be
 14 provided according to a plan provided by the municipality as
 15 specified in ~~File 7y-chapter-2y-part-47~~ 7-2-4732, except:

- 16 (1) as provided in 7-2-4736; or AND
 17 (2) IN FIRST-CLASS CITIES, where otherwise mutually
 18 agreed upon by the municipality and the freeholders of the
 19 area to be annexed."

20 Section 2. Section 7-2-4305, MCA, is amended to read:

21 "7-2-4305. Provision of services. In all cases of
 22 annexation under current Montana law, services will be
 23 provided according to a plan provided by the municipality as
 24 specified in ~~File 7y-chapter-2y-part-47~~ 7-2-4732, except:

- 25 (1) as provided in 7-2-4736; or AND

1 (2) IN FIRST-CLASS CITIES, where otherwise mutually
 2 agreed upon by the municipality and the freeholders of the
 3 area to be annexed."

4 Section 3. Section 7-2-4506, MCA, is amended to read:

5 "7-2-4506. Provision of services. In all cases of
 6 annexation under current Montana law, services will be
 7 provided according to a plan provided by the municipality as
 8 specified in ~~File 7y-chapter-2y-part-47~~ 7-2-4732, except:

- 9 (1) as provided in 7-2-4736; or AND
 10 (2) IN FIRST-CLASS CITIES, where otherwise mutually
 11 agreed upon by the municipality and the freeholders of the
 12 area to be annexed."

13 Section 4. Section 7-2-4610, MCA, is amended to read:

14 "7-2-4610. Provision of services. In all cases of
 15 annexation under current Montana law, services will be
 16 provided according to a plan provided by the municipality as
 17 specified in ~~File 7y-chapter-2y-part-47~~ 7-2-4732, except:

- 18 (1) as provided in 7-2-4736; or AND
 19 (2) IN FIRST-CLASS CITIES, where otherwise mutually
 20 agreed upon by the municipality and the freeholders of the
 21 area to be annexed."

-End-

March 26, 1981

SENATE STANDING COMMITTEE REPORT
(Local Government)

That House Bill No. 58 be amended as follows:

1. Page 1, line 17.

Following: "(2)"

Insert: "in first class cities,"

2. Page 1, line 25.

Following: "(2)"

Insert: "in first class cities,"

3. Page 2, line 8.

Following: "(2)"

Insert: "in first class cities,"

4. Page 2, line 16.

Following: "(2)"

Insert: "in first class cities,"