

*index*

SENATE BILL NO. 368

INTRODUCED BY ELLIOTT

IN THE SENATE

February 5, 1981	Introduced and referred to Committee on Local Government.
February 16, 1981	Committee recommend bill do pass. Report adopted.
February 17, 1981	Bill printed and placed on members' desks.
February 18, 1981	Second reading, do pass.
February 19, 1981	Correctly engrossed.
February 20, 1981	Third reading, passed. Ayes, 49; Noes, 1. Transmitted to House.

IN THE HOUSE

February 21, 1981	Introduced and referred to Committee on Local Government.
March 16, 1981	Committee recommend bill be concurred in. Report adopted.
March 21, 1981	Second reading, concurred in.
March 24, 1981	Third reading, concurred in. Ayes, 99; Noes, 0.

IN THE SENATE

March 25, 1981	Returned from House. Concurred in. Sent to enrolling.  Reported correctly enrolled.
----------------	---

1 *Amended* BILL NO. 368  
2 INTRODUCED BY *Elliot*-----

3  
4 A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING CERTIFICATION  
5 BY THE COUNTY TREASURER THAT THERE ARE NO DELINQUENT TAXES  
6 OUTSTANDING ON PROPERTY PROPOSED TO BE SUBDIVIDED; AMENDING  
7 SECTION 76-3-611, MCA."

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

10 Section 1. Section 76-3-611, MCA, is amended to read:

11 "76-3-611. Review of final plat. (1) The governing  
12 body shall examine every final subdivision plat and shall  
13 approve it when and only when:

14 (a) it conforms to the conditions of approval set  
15 forth on the preliminary plat and to the terms of this  
16 chapter and regulations adopted pursuant thereto; and

17 ~~(b) the county treasurer has certified that no real~~  
18 ~~property taxes assessed and levied on the land to be~~  
19 ~~subdivided are delinquent.~~

20 (2) (a) The governing body may require that final  
21 subdivision plats and certificates of survey be reviewed for  
22 errors and omissions in calculation or drafting by an  
23 examining land surveyor before recording with the county  
24 clerk and recorder. When the survey data shown on the plat  
25 or certificate of survey meets the conditions set forth by

1 or pursuant to this chapter, the examining land surveyor  
2 shall so certify in a printed or stamped certificate on the  
3 plat or certificate of survey. Such certificate shall be  
4 signed by him.

5 (b) No land surveyor shall act as an examining land  
6 surveyor in regard to a plat or certificate of survey in  
7 which he has a financial or personal interest."

-End-

Approved by Comm.  
on Local Government

1                                   *Senate* BILL NO. 368  
 2 INTRODUCTION BY *Elliot*-----  
 3

4 A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING CERTIFICATION  
 5 BY THE COUNTY TREASURER THAT THERE ARE NO DELINQUENT TAXES  
 6 OUTSTANDING ON PROPERTY PROPOSED TO BE SUBDIVIDED; AMENDING  
 7 SECTION 76-3-611, MCA."  
 8

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

10 Section 1. Section 76-3-611, MCA, is amended to read:  
 11 "76-3-611. Review of final plat. (1) The governing  
 12 body shall examine every final subdivision plat and shall  
 13 approve it when and only when:

14 (a) it conforms to the conditions of approval set  
 15 forth on the preliminary plat and to the terms of this  
 16 chapter and regulations adopted pursuant thereto; and

17 (b) the county treasurer has certified that no real  
 18 property taxes assessed and levied on the land to be  
 19 subdivided are delinquent.

20 (2) (a) The governing body may require that final  
 21 subdivision plats and certificates of survey be reviewed for  
 22 errors and omissions in calculation or drafting by an  
 23 examining land surveyor before recording with the county  
 24 clerk and recorder. When the survey data shown on the plat  
 25 or certificate of survey meets the conditions set forth by

1 or pursuant to this chapter, the examining land surveyor  
 2 shall so certify in a printed or stamped certificate on the  
 3 plat or certificate of survey. Such certificate shall be  
 4 signed by him.

5 (b) No land surveyor shall act as an examining land  
 6 surveyor in regard to a plat or certificate of survey in  
 7 which he has a financial or personal interest."

-End-

-2- SECOND READING  
 SB 368

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

*Amended* BILL NO. 368  
*Ellis*

INTRODUCED BY \_\_\_\_\_

A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING CERTIFICATION BY THE COUNTY TREASURER THAT THERE ARE NO DELINQUENT TAXES OUTSTANDING ON PROPERTY PROPOSED TO BE SUBDIVIDED; AMENDING SECTION 76-3-611, MCA."

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

Section 1. Section 76-3-611, MCA, is amended to read:

"76-3-611. Review of final plat. (1) The governing body shall examine every final subdivision plat and shall approve it when and only when:

(a) it conforms to the conditions of approval set forth on the preliminary plat and to the terms of this chapter and regulations adopted pursuant thereto; and

~~(b) the county treasurer has certified that no real property taxes assessed and levied on the land to be subdivided are delinquent.~~

(2) (a) The governing body may require that final subdivision plats and certificates of survey be reviewed for errors and omissions in calculation or drafting by an examining land surveyor before recording with the county clerk and recorder. When the survey data shown on the plat or certificate of survey meets the conditions set forth by

1  
2  
3  
4  
5  
6  
7

or pursuant to this chapter, the examining land surveyor shall so certify in a printed or stamped certificate on the plat or certificate of survey. Such certificate shall be signed by him.

(b) No land surveyor shall act as an examining land surveyor in regard to a plat or certificate of survey in which he has a financial or personal interest."

-End-

SB 368

1 SENATE BILL NO. 368  
2 INTRODUCED BY ELLIOTT  
3

4 A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING CERTIFICATION  
5 BY THE COUNTY TREASURER THAT THERE ARE NO DELINQUENT TAXES  
6 OUTSTANDING ON PROPERTY PROPOSED TO BE SUBDIVIDED; AMENDING  
7 SECTION 76-3-611, MCA."  
8

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

10 Section 1. Section 76-3-611, MCA, is amended to read:

11 "76-3-611. Review of final plat. (1) The governing  
12 body shall examine every final subdivision plat and shall  
13 approve it when and only when:

14 (a) it conforms to the conditions of approval set  
15 forth on the preliminary plat and to the terms of this  
16 chapter and regulations adopted pursuant thereto; and

17 (b) the county treasurer has certified that no real  
18 property taxes assessed and levied on the land to be  
19 subdivided are delinquent.

20 (2) (a) The governing body may require that final  
21 subdivision plats and certificates of survey be reviewed for  
22 errors and omissions in calculation or drafting by an  
23 examining land surveyor before recording with the county  
24 clerk and recorder. When the survey data shown on the plat  
25 or certificate of survey meets the conditions set forth by

1 or pursuant to this chapter, the examining land surveyor  
2 shall so certify in a printed or stamped certificate on the  
3 plat or certificate of survey. Such certificate shall be  
4 signed by him.

5 (b) No land surveyor shall act as an examining land  
6 surveyor in regard to a plat or certificate of survey in  
7 which he has a financial or personal interest."

-End-