

SENATE BILL NO. 164

Introduced: 01/15/83

Referred to Committee on Natural Resources: 01/15/83

Hearing: 1/28/83

Report: 01/31/83, Do Not Pass. Report Adopted.  
Bill Killed.

1 *Senate* BILL NO. *164*  
2 INTRODUCED BY *Maw*  
3  
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO REQUIRE ALL LEASES  
5 OF UNDEVELOPED LAND TO PROVIDE FOR PAYMENT TO THE LESSEE OF  
6 MONEY PAID TO THE LESSOR FOR THE RIGHT TO CONDUCT  
7 GEOPHYSICAL EXPLORATION ON THE LEASED PROPERTY AND MONEY  
8 PAID TO THE LESSOR FOR DAMAGE TO THE LEASEHOLD INTEREST BY  
9 GEOPHYSICAL EXPLORATION; AMENDING SECTIONS 82-1-109 AND  
10 82-1-110, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."  
11  
12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:  
13 NEW SECTION. Section 1. Lease to include compensation  
14 for seismographic damage to leasehold interest. (1) A lease  
15 of grazing, farming, forest, mining, or other undeveloped  
16 lands entered into after [the effective date of this act]  
17 must provide for payment to the lessee of:  
18 (a) one-half of any money or one-half the value of any  
19 property paid to the lessor in exchange for the right to  
20 conduct geophysical exploration on the leased property; and  
21 (b) one-half of any money paid to the lessor as  
22 proceeds of the surety bond filed with the secretary of  
23 state under 82-1-104.  
24 (2) This section applies to any lease entered into by  
25 any agency of state government or any corporation, firm,

1 partnership, or individual.  
2 Section 2. Section 82-1-109, MCA, is amended to read:  
3 "82-1-109. Enforcement by county attorneys. It shall  
4 be the duty of the several county attorneys to see that the  
5 provisions---herein---contained sections 82-1-101 through  
6 82-1-106 are complied with and that this law is enforced."  
7 Section 3. Section 82-1-110, MCA, is amended to read:  
8 "82-1-110. Penalty. A failure to comply with the terms  
9 of ~~this part~~ sections 82-1-101 through 82-1-106 shall be  
10 deemed a misdemeanor and shall be punishable as is elsewhere  
11 provided in this code, either by fine or imprisonment, or  
12 both. The geophysical permit of any person, firm, or  
13 corporation convicted of a violation of the plugging  
14 requirements of this part shall be revoked and may not be  
15 renewed for a period of 2 years after conviction."  
16 NEW SECTION. Section 4. Codification instruction.  
17 Section 1 is intended to be codified as an integral part of  
18 Title 82, chapter 1, part 1.  
19 NEW SECTION. Section 5. Effective date. This act is  
20 effective on passage and approval.

-End-

INTRODUCED BILL