

HOUSE BILL NO. 536

1/29 Introduced
1/29 Referred to Judiciary
2/12 Hearing
2/23 Adverse Committee Report
2/25 Objection to Adverse Committee Report
2/26 Rereferred to Judiciary
Died in Committee

1 HOUSE BILL NO. 536
2 INTRODUCED BY Rasmussen

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT REVISING THE LAWS
5 RELATING TO PUNITIVE DAMAGES BY DEFINING CONDUCT FOR WHICH
6 PUNITIVE DAMAGES CAN BE AWARDED; PROVIDING THAT A VIOLATION
7 OF A STATUTE CAN BE GROUNDS FOR PUNITIVE DAMAGES; AMENDING
8 SECTION 27-1-221, MCA; AND PROVIDING AN APPLICABILITY DATE."

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

11 Section 1. Section 27-1-221, MCA, is amended to read:

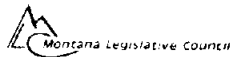
12 "27-1-221. When exemplary damages allowed. In any
13 action for a breach of an obligation not arising from
14 contract ~~where the defendant has been guilty of oppression,~~
15 ~~fraud, or malice, actual or presumed,~~ the jury, in addition
16 to the actual damages, may give damages for the sake of
17 example and by way of punishing the defendant if he:

- 18 (1) has been guilty of fraud or actual malice; or
- 19 (2) has violated a statute knowingly and purposely or
20 with actual malice."

21 NEW SECTION. Section 2. Applicability. This act
22 applies to proceedings filed after the effective date of
23 this act.

-End-

INTRODUCED BILL
HB 536



LC 1070/01
COMMITTEE
ON JUDICIARY
RECOMMEND DO NOT PASS
OBJECTION RAISED TO
ADVERSE COMMITTEE REPORT

1 HOUSE BILL NO. 536
2 INTRODUCED BY Ramirez
3

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SECOND READING
HB 536