

SB 50 INTRODUCED BY BROWN, R.
REASONABLE ATTORNEY FEES TO BE PAID TO PREVAILING
PARTY IN CIVIL ACTIONS
BY REQUEST OF JOINT INTERIM SUBCOMMITTEE ON
LIABILITY ISSUES

1/06 INTRODUCED
1/06 REFERRED TO JUDICIARY
1/08 SPONSORS ADDED
1/14 HEARING
1/23 ADVERSE COMMITTEE REPORT ADOPTED 36 11

1 SENATE BILL NO. 50
 2 INTRODUCED BY B. BROWN
 3 BY REQUEST OF THE JOINT INTERIM SUBCOMMITTEE
 4 ON LIABILITY ISSUES

5
 6 A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING THAT
 7 REASONABLE ATTORNEY FEES MUST BE AWARDED TO THE PREVAILING
 8 PARTY IN CIVIL LIABILITY ACTIONS; AND PROVIDING AN
 9 APPLICABILITY DATE."

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

12 Section 1. Attorney fees recoverable. In any action
 13 for a breach of an obligation not arising from contract,
 14 reasonable attorney fees must be awarded to the prevailing
 15 party. The judge shall determine the prevailing party for
 16 purposes of awarding attorney fees under this section.

17 Section 2. Codification instruction. Section 1 is
 18 intended to be codified as an integral part of Title 25,
 19 chapter 10, part 3, and the provisions of Title 25, chapter
 20 10, part 3, apply to section 1.

21 Section 3. Applicability. Section 1 applies to causes
 22 of action arising after the effective date of this act.

-End-



INTRODUCED BILL
 SB-50