

SENATE BILL 317

Introduced by Eck, et al.

2/02	Introduced
2/02	Referred to Local Government
2/09	Hearing
2/15	Committee Report--Bill Passed as Amended
2/17	2nd Reading Passed
2/20	3rd Reading Passed

Transmitted to House

2/21	Referred to Local Government
3/09	Hearing
3/10	Committee Report--Bill Concurred as Amended
3/14	2nd Reading Concur Motion Failed

1 *Senate* BILL NO. *317*  
2 INTRODUCED BY *Rep. Brundage*  
3  
4 A BILL FOR AN ACT ENTITLED: "AN ACT AUTHORIZING THE  
5 ANNEXATION OF TRACTS OR PARCELS OF WHOLLY SURROUNDED  
6 AGRICULTURAL LAND THAT ARE 10 ACRES OR LESS IN SIZE;  
7 AMENDING SECTION 7-2-4503, MCA; AND PROVIDING AN IMMEDIATE  
8 EFFECTIVE DATE."  
9

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

11 **Section 1.** Section 7-2-4503, MCA, is amended to read:

12 "7-2-4503. Restrictions on annexation power. Land  
13 ~~shall~~ may not be annexed under this part whenever the land  
14 is used for:

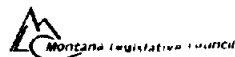
15 (1) for agricultural purposes and the tract or parcel  
16 is greater than 10 acres;

17 (2) mining, smelting, refining, transportation, or any  
18 industrial or manufacturing purpose; or

19 ~~(2)(3)~~ (3) for the purpose of maintaining or operating a  
20 golf or country club, an athletic field or aircraft landing  
21 field, a cemetery, or a place for public or private outdoor  
22 entertainment or any purpose incident thereto."

23 NEW SECTION. **Section 2.** Effective date. [This act] is  
24 effective on passage and approval.

-End-



INTRODUCED BILL  
SB 317

APPROVED BY COMM.  
ON LOCAL GOVERNMENT

SENATE BILL NO. 317

INTRODUCED BY ECK, BROOKE, HALLIGAN

A BILL FOR AN ACT ENTITLED: "AN ACT AUTHORIZING THE  
ANNEXATION OF TRACTS OR PARCELS OF WHOLLY SURROUNDED  
AGRICULTURAL LAND THAT ARE ~~±0~~ 2 ACRES OR LESS IN SIZE OR ARE  
ELIGIBLE FOR AGRICULTURAL VALUATION; AMENDING SECTION  
7-2-4503, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

**Section 1.** Section 7-2-4503, MCA, is amended to read:

"7-2-4503. Restrictions on annexation power. Land  
~~shall~~ may not be annexed under this part whenever the land  
is used for:

(1) for agricultural purposes and the tract or parcel  
is greater than ±0 2 acres OR IS ELIGIBLE FOR AGRICULTURAL  
VALUATION AS PROVIDED IN 15-7-202(2);

(2) mining, smelting, refining, transportation, or any  
industrial or manufacturing purpose; or

~~(2)~~ (3) for the purpose of maintaining or operating a  
golf or country club, an athletic field or aircraft landing  
field, a cemetery, or a place for public or private outdoor  
entertainment or any purpose incident thereto."

NEW SECTION. **Section 2.** Effective date. [This act] is  
effective on passage and approval.

-End



SECOND READING  
SB 317

## 1 SENATE BILL NO. 317

2 INTRODUCED BY ECK, BROOKE, HALLIGAN

3

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5 ANNEXATION OF TRACTS OR PARCELS OF WHOLLY SURROUNDED  
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7 ELIGIBLE FOR AGRICULTURAL VALUATION; AMENDING SECTION  
8 7-2-4503, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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16 is greater than ± 2 acres OR IS ELIGIBLE FOR AGRICULTURAL  
17 VALUATION AS PROVIDED IN 15-7-202(2);

18 (2) mining, smelting, refining, transportation, or any  
19 industrial or manufacturing purpose; or

20 (3) ~~for~~ for the purpose of maintaining or operating a  
21 golf or country club, an athletic field or aircraft landing  
22 field, a cemetery, or a place for public or private outdoor  
23 entertainment or any purpose incident thereto."

24 **NEW SECTION. Section 2.** Effective date. [This act] is  
25 effective on passage and approval.

-End-



THIRD READING

SB 317

STANDING COMMITTEE REPORT

March 9, 1989

Page 1 of 1

Mr. Speaker: We, the committee on Local Government report that SENATE BILL 317 (third reading copy -- blue) be concurred in as amended .

Signed: Paula G. Darko  
Paula Darko, Chairman

[REP. BROOKE WILL CARRY THIS BILL ON THE HOUSE FLOOR]

And, that such amendments read:

1. Title, line 6.

Strike: "2"

Insert: "2.5"

Following: "ARE"

Insert: "NOT"

2. Page 1, line 16.

Strike: "2"

Insert: "2.5"

HOUSE

SB 317