

HOUSE BILL NO. 150

INTRODUCED BY SAYLES, EWER, PETERSON,
REHBEIN, STANFORD, HIBBARD, WHALEN
BY REQUEST OF THE DEPARTMENT OF STATE LANDS

IN THE HOUSE

JANUARY 12, 1993	INTRODUCED AND REFERRED TO COMMITTEE ON NATURAL RESOURCES.
	FIRST READING.
JANUARY 25, 1993	COMMITTEE RECOMMEND BILL DO PASS. REPORT ADOPTED.
JANUARY 26, 1993	PRINTING REPORT.
JANUARY 27, 1993	SECOND READING, DO PASS.
JANUARY 28, 1993	ENGROSSING REPORT.
JANUARY 29, 1993	THIRD READING, PASSED. AYES, 91; NOES, 5.
	TRANSMITTED TO SENATE.

IN THE SENATE

FEBRUARY 1, 1993	INTRODUCED AND REFERRED TO COMMITTEE ON NATURAL RESOURCES.
	FIRST READING.
MARCH 11, 1993	COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED.
MARCH 12, 1993	SECOND READING, CONCURRED IN.
MARCH 13, 1993	THIRD READING, CONCURRED IN. AYES, 47; NOES, 0.
	RETURNED TO HOUSE.

IN THE HOUSE

MARCH 15, 1993	RECEIVED FROM SENATE.
	SENT TO ENROLLING.
	REPORTED CORRECTLY ENROLLED.

1 House BILL NO. 150
 2 INTRODUCED BY Stacy Evers Peterson
 3 BY REQUEST OF THE DEPARTMENT OF STATE LANDS Stanford
 4 Whalen
 5 A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING THAT THE
 6 BOARD OF LAND COMMISSIONERS MAY ANNEX LAND INTO FOREST FIRE
 7 PROTECTION DISTRICTS AND MAY DISSOLVE FOREST FIRE PROTECTION
 8 DISTRICTS; AND AMENDING SECTION 76-13-204, MCA."

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

11 **Section 1.** Section 76-13-204, MCA, is amended to read:

12 "76-13-204. Creation, annexation of land into, and
 13 dissolution of forest fire protection districts. (1) The In
 14 accordance with the provisions of subsections (2) and (3),
 15 the board may create, annex land to, or dissolve forest fire
 16 protection districts.

17 (2) Before a district is created, land is annexed into
 18 a district, or a district is dissolved, the board shall hold
 19 a hearing in any county in which the-proposed-district-or-a
 20 part-thereof-is--included--and--the land affected by the
 21 proposed change is located.

22 (a) The department shall give notice at least 20 days
 23 in advance of the hearing at--least--20--days--in--advance
 24 thereof to all property owners to be affected by the
 25 proposed district change. Service of the notice may be made

1 by registered--or certified mail to each affected property
 2 owner or by publication of the notice in a newspaper
 3 published or generally circulated in the county in which the
 4 hearing is to be held or, if no newspaper is published in
 5 the county, then in a newspaper having a general circulation
 6 therein.

7 (b) The department shall report to the board the
 8 arguments made for and against the proposed change and shall
 9 make a recommendation to the board.

10 (2)(3) (a) A forest fire protection district may not be
 11 created or dissolved unless approved in writing by a vote of
 12 not less than 51% of the owners representing at least 51% of
 13 the acreage to be involved in the proposed affected forest
 14 fire protection district.

15 (b) Land may not be annexed into a district unless
 16 approved by 51% of the owners representing at least 51% of
 17 the acreage to be annexed.

18 (4) Land annexed into a district may not be removed
 19 from that district unless that district is dissolved."

-End-

APPROVED BY COMM. ON
NATURAL RESOURCES

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"76-13-204. Creation, annexation of land into, and dissolution of forest fire protection districts. (1) The In accordance with the provisions of subsections (2) and (3), the board may create, annex land to, or dissolve forest fire protection districts.

(2) Before a district is created, land is annexed into a district, or a district is dissolved, the board shall hold a hearing in any county in which the-proposed-district-or-a part-thereof-is--included--and--the land affected by the proposed change is located.

(a) The department shall give notice at least 20 days in advance of the hearing at--least--20--days--in--advance thereof to all property owners to be affected by the

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(b) The department shall report to the board the arguments made for and against the proposed change and shall make a recommendation to the board.

(2)(3) (a) A forest fire protection district may not be created or dissolved unless approved in writing by a vote of not less than 51% of the owners representing at least 51% of the acreage to be involved in the proposed affected forest fire protection district.

(b) Land may not be annexed into a district unless approved by 51% of the owners representing at least 51% of the acreage to be annexed.

(4) Land annexed into a district may not be removed from that district unless that district is dissolved."

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