

## 1 HOUSE BILL NO. 61

2 INTRODUCED BY T. NELSON

3

4 A BILL FOR AN ACT ENTITLED: "AN ACT ELIMINATING THE REQUIREMENT THAT CERTAIN  
5 SETTLEMENTS ENTERED INTO BY POLITICAL SUBDIVISIONS BE APPROVED BY A DISTRICT COURT;  
6 AMENDING SECTION 2-9-304, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

7

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

9

10 **Section 1.** Section 2-9-304, MCA, is amended to read:

11 **"2-9-304. Compromise or settlement of claim against political subdivision.** (1) The governing body  
12 of each political subdivision, after conferring with its legal officer or counsel, may compromise and settle  
13 any claim allowed by parts 1 through 3 of this chapter, subject to the terms of the insurance, if any. A  
14 ~~settlement involving a self insurance reserve fund or deductible reserve fund must be approved by the~~  
15 ~~district court where the claim is filed.~~

16 (2) All terms, conditions, and details of the governmental portion of a compromise or settlement  
17 agreement entered into ~~or approved~~ pursuant to subsection (1) are public records available for public  
18 inspection."

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

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