

House BILL NO. 425

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INTRODUCED BY Keenan

A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THE PAYMENT OF ALL TAXES ASSESSED AND LEVIED ON LAND BEFORE A FINAL SUBDIVISION PLAT IS APPROVED; AND AMENDING SECTION 76-3-611, MCA."

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

**Section 1.** Section 76-3-611, MCA, is amended to read:

**"76-3-611. Review of final plat.** (1) The governing body shall examine ~~every~~ each final subdivision plat and shall approve ~~it when and~~ the plat only ~~when if~~:

(a) it conforms to the conditions of approval set forth on the preliminary plat and to the terms of this chapter and regulations adopted pursuant ~~thereto~~ to this chapter; and

(b) the county treasurer has certified that ~~no~~ all real property taxes and special assessments assessed and levied on the land to be subdivided ~~are delinquent~~ have been paid.

(2) (a) The governing body may require that final subdivision plats and certificates of survey be reviewed for errors and omissions in calculation or drafting by an examining land surveyor before recording with the county clerk and recorder. When the survey data shown on the plat or certificate of survey meets the conditions ~~set forth by or~~ pursuant to this chapter, the examining land surveyor shall ~~so~~ certify the compliance in a printed or stamped certificate on the plat or certificate of survey. ~~Such~~ The certificate shall must be signed by ~~him~~ the surveyor.

(b) ~~No~~ A land surveyor shall may not act as an examining land surveyor in regard to a plat or certificate of survey in which ~~he~~ the surveyor has a financial or personal interest."

-END-

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STATE OF MONTANA - FISCAL NOTE

Fiscal Note for HB0425, as introduced

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DESCRIPTION OF PROPOSED LEGISLATION:

An act requiring the payment of all taxes assessed and levied on land before a final subdivision plat is approved.

FISCAL IMPACT:

This proposal has no impact on state expenditures or revenues.

EFFECT ON LOCAL REVENUES:

There might be some very slight increases in local revenues associated with this proposal.



2-7-95

DAVE LEWIS, BUDGET DIRECTOR    DATE  
Office of Budget and Program Planning



BOB KEENAN, PRIMARY SPONSOR    DATE  
Fiscal Note for HB0425, as introduced

**HB 425**

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