

Amendments to Senate Bill No. 299
1st Reading Copy

For the House Natural Resources Committee

Prepared by Sonja Nowakowski
February 16, 2011 (1:23pm)

1. Title, page 1, line 7.

Following: "MCA;"

Insert: "DEFINING THE TERM "NAVIGABLE"; REPEALING SECTION 70-18-202, MCA;"

2. Page 1, line 17.

Strike: "change"

Insert: "avulsion occurred"

Following: "in"

Insert: "the"

3. Page 1, line 18.

Strike: "an island"

Insert: "wholly surrounded by water"

4. Page 1.

Following: line 20

Insert: "(4) For the purposes of this section, "navigable" means a river or stream adjudicated as navigable for title purposes by a court of competent jurisdiction."

5. Page 1, line 24.

Following: the second "section"

Insert: "and subject to Title 70, chapter 18, part 2"

6. Page 2.

Following: line 4

Insert: "(3) For the purposes of this section:

(a) "abandoned bed" means a river bed or stream bed with no water over it; and

(b) "navigable" means a river or stream adjudicated as navigable for title purposes by a court of competent jurisdiction."

Insert: "NEW SECTION. Section 3. {standard} Repealer. The following section of the Montana Code Annotated is repealed: 70-18-202. Sudden removal of bank -- right of owner to reclaim.

{Internal References to 70-18-202: None.}"

Renumber: subsequent sections

- END -