

SENATE BILL NO. 180

INTRODUCED BY DEBBY BARRETT, FLYNN, SHAW, WELBORN, WITTICH, AUGARE, WANZENRIED,
AND WINDY BOY

A BILL FOR AN ACT ENTITLED: "AN ACT REPEALING AN EXPLICIT GRANT OF AUTHORITY TO A PUBLIC
UTILITY TO EXERCISE THE POWER OF EMINENT DOMAIN; REPEALING AN EXPLICIT GRANT OF
AUTHORITY TO A PERSON ISSUED A CERTIFICATE UNDER THE MAJOR FACILITY SITING ACT TO
EXERCISE THE POWER OF EMINENT DOMAIN; REPEALING SECTIONS 69-3-113 AND SECTION 75-20-113,
MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND AN APPLICABILITY DATE."

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

NEW SECTION. **Section 1. Repealer.** The following sections SECTION of the Montana Code Annotated
are ~~is~~ repealed:

69-3-113. Power of eminent domain.

75-20-113. Power to exercise eminent domain.

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

NEW SECTION. **Section 3. Applicability.** [This act] applies to certificates issued on or after [the
effective date of this act].

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