68th Legislature

1	HOUSE BILL NO. 204
2	INTRODUCED BY B. PHALEN
3	
4	A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING FOR A CAUSE OF ACTION FOR ALIENATION OF
5	AFFECTION; REPEALING SECTION 27-1-601, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE
6	AND A RETROACTIVE APPLICABILITY DATE."
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8	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
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10	NEW SECTION. Section 1. Action for alienation of affection. When the loss of affection or
11	consortium of a spouse is caused by the wrongful act of another, the injured spouse may maintain an action for
12	damages against the person causing the loss of affection or consortium.
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14	NEW SECTION. Section 2. Repealer. The following section of the Montana Code Annotated is
15	repealed:
16	27-1-601. Cause of action for alienation of affections abolished.
17	
18	NEW SECTION. Section 3. Codification instruction. [Section 1] is intended to be codified as an
19	integral part of Title 27, chapter 1, part 5, and the provisions of Title 27, chapter 1, part 5, apply to [section 1].
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21	NEW SECTION. Section 4. Effective date. [This act] is effective on passage and approval.
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23	NEW SECTION. Section 5. Retroactive applicability. [This act] applies retroactively, within the
24	meaning of 1-2-109, to claims that accrued within 3 years before [the effective date of this act].
25	- END -

