

Unofficial Draft Copy

As of: April 23, 2006 (7:55pm)

LC9997

**** Bill No. ****

Introduced By *****

By Request of the *****

A Bill for an Act entitled: "An Act Rogers request."

Be it enacted by the Legislature of the State of Montana:

Section 1. Section 82-10-503, MCA, is amended to read:

"82-10-503. Notice of drilling operations. In addition to the requirements for geophysical exploration activities governed by Title 82, chapter 1, part 1, the oil and gas developer or operator shall give the surface owner and any purchaser under contract for deed written notice of the drilling operations that ~~he~~ the oil and gas developer or operator plans to undertake. This notice ~~shall~~ must be given to the record surface owner and any purchaser under contract for deed at their addresses as shown by the records of the county clerk and recorder at the time the notice is given. This notice must include a copy of this part and, if available, a current publication produced by the Environmental Quality Council titled BROCHURE NAME. This notice ~~shall~~ must sufficiently disclose the plan of work and operations to enable the surface owner to evaluate the effect of drilling operations on the surface owner's use of the property. This notice must include an offer by the oil and gas developer or operator to enter into negotiations with the surface owner to reach an agreement which reasonably accommodates the surface

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owner's use of the surface while recognizing the dominance of the mineral estate.

The notice ~~shall~~ must be given no more than ~~90~~ 180 days and no fewer than ~~10~~ 20 days before commencement of any activity on the land surface. The record surface owner and any purchaser under contract for deed may waive the notice requirement."

{ Internal References to 82-10-503:
82-11-122x }

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