

SENATE BILL NO. 384

INTRODUCED BY R. WEBB

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A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THAT CERTAIN NOTICES OF NO CONTACT BE ISSUED ONLY AFTER AUTHORIZATION BY A COURT OF COMPETENT JURISDICTION."

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

NEW SECTION. **Section 1. Notice of no contact.** (1) Except as provided in 45-5-209, a notice of no contact to a landlord for the benefit of a tenant may only be authorized pursuant to an order of no contact issued by a court of competent jurisdiction.

(2) The prohibition in subsection (1) is applicable only under the following circumstances:

- (a) the tenant owes past rent to the landlord;
- (b) the tenant owes damages to the landlord by order of a court;
- (c) the landlord has given the tenant notice of intent to enter the premises under 70-24-312(3); or
- (d) if the landlord is acting in accordance with the provisions of Title 70, chapter 24, 25, or 33.

(3) Except as provided by 45-5-209 or this section, or if issued pursuant to an order of protection issued by a court of competent jurisdiction, a notice of no contact to a landlord for the benefit of a tenant is invalid.

NEW SECTION. **Section 2. Codification instruction.** (1) [Section 1] is intended to be codified as an integral part of Title 70, chapter 24, and the provisions of Title 70, chapter 24, apply to [section 1].

(2) [Section 1] is intended to be codified as an integral part of Title 70, chapter 33, and the provisions of Title 70, chapter 33, apply to [section 1].

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