

1 SENATE BILL NO. 296

2 INTRODUCED BY S. FITZPATRICK

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4 A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING THAT A WATER RIGHT OWNER MAY FILE SUIT TO
5 PROTECT AGAINST WASTE OF WATER, UNLAWFUL USE OF WATER, AND INTERFERENCE WITH THE
6 USE OF WATER; AND PROVIDING AN IMMEDIATE EFFECTIVE 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. Private right of action.** A water right owner may file suit to enjoin waste,
11 unlawful use, interference, or a violation of this chapter.

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13 NEW SECTION. **Section 2. Codification instruction.** [Section 1] is intended to be codified as an
14 integral part of Title 85, chapter 2, part 1, and the provisions of Title 85, chapter 2, part 1, apply to [section 1].

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16 NEW SECTION. **Section 3. Effective date.** [This act] is effective on passage and approval.

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