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SENATE BILL NO. 286
INTRODUCED BY S. HINEBAUCH

A BILL FOR AN ACT ENTITLED: "AN ACT PROHIBITING EASEMENTS IN A PLATTED SUBDIVISION THAT CROSS EXISTING LOTS OR PARCELS IF ROAD ACCESS CURRENTLY EXISTS."

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

NEW SECTION. **Section 1. Prohibited easement.** If an existing road or road easement provides access to a lot in a platted residential subdivision, the owner of a lot or parcel in a platted residential subdivision may not obtain a prescriptive easement for ingress or egress to the lot if the prescriptive easement crosses other lots or parcels in the platted residential subdivision.

NEW SECTION. **Section 2. Codification instruction.** [Section 1] is intended to be codified as an integral part of Title 70, chapter 17, part 1, and the provisions of Title 70, chapter 17, part 1, apply to [section 1].

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