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As of: June 22, 2018 (1:10pm)

LCtiff3

**** Bill No. ****

Introduced By *****

By Request of the *****

A Bill for an Act entitled: "An Act revising laws related to entry of property in an urban renewal area; allowing entry of private property to make a public safety assessment; and amending sections 7-15-4233 and 7-15-4257, MCA."

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

Section 1. Section 7-15-4233, MCA, is amended to read:

"7-15-4233. Powers which may be exercised by urban renewal agency or authorized department. (1) ~~In the event~~ If the local governing body makes ~~such the~~ determination, ~~such~~ provided for in 7-15-4232, the governing body may authorize the urban renewal agency or department or other officers of the municipality to exercise any of the following urban renewal project powers:

(a) to formulate and coordinate a workable program as specified in 7-15-4209;

(b) to prepare urban renewal plans;

(c) to prepare recommended modifications to an urban renewal project plan;

(d) to undertake and carry out urban renewal projects as required by the local governing body;

(e) to make and execute contracts as specified in 7-15-4251, 7-15-4254, 7-15-4255, and 7-15-4281, with the

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exception of contracts for the purchase or sale of real or personal property;

(f) to disseminate blight clearance and urban renewal information;

(g) to exercise the powers prescribed by 7-15-4255, except the power to agree to conditions for federal financial assistance and imposed pursuant to federal law relating to salaries and wages shall be reserved to the local governing body;

(h) to enter any building or property in any urban renewal area in order to make ~~surveys and appraisals~~ a public safety assessment in the manner specified in 7-15-4257;

(i) to improve, clear, or prepare for redevelopment any real or personal property in an urban renewal area;

(j) to insure real or personal property as provided in 7-15-4258;

(k) to effectuate the plans provided for in 7-15-4254;

(l) to prepare plans for the relocation of families displaced from an urban renewal area and to coordinate public and private agencies in such relocation;

(m) to prepare plans for carrying out a program of voluntary or compulsory repair and rehabilitation of buildings and improvements;

(n) to conduct appraisals, title searches, surveys, studies, and other preliminary plans and work necessary to prepare for the undertaking of urban renewal projects;

(o) to negotiate for the acquisition of land;

(p) to study the closing, vacating, planning, or replanning

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of streets, roads, sidewalks, ways, or other places and to make recommendations with respect thereto;

(q) to organize, coordinate, and direct the administration of the provisions of this part and part 43;

(r) to perform ~~such~~ duties as the local governing body may direct so as to make the necessary arrangements for the exercise of the powers and performance of the duties and responsibilities entrusted to the local governing body.

(2) Any powers granted in this part or part 43 that are not included in subsection (1) as powers of the urban renewal agency or a department or other officers of a municipality in lieu thereof may only be exercised by the local governing body or other officers, boards, and commissions as provided under existing law."

{*Internal References to 7-15-4233:*
7-15-4232x 7-15-4288x}

Section 2. Section 7-15-4257, MCA, is amended to read:

"7-15-4257. Authority to enter private property. (1) Every municipality shall have power, within the municipality, to enter ~~upon any~~ a building or property in any urban renewal area in order to make ~~surveys and appraisals~~ a public safety assessment and to obtain an order for this purpose from a court of competent jurisdiction in the event entry is denied or resisted.

(2) ~~Such entries shall be made in such manner as to~~ Entry pursuant to subsection (1) must cause the least possible inconvenience to the ~~persons in possession~~ property owner or

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resident."

{*Internal References to 7-15-4257:*
7-15-4233a}

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