

1 _____ BILL NO. _____

2 INTRODUCED BY _____
3 (Primary Sponsor)

4 A BILL FOR AN ACT ENTITLED: "AN ACT AMENDING THE DOCUMENTS NEEDED TO BE FILED FOR A
5 RECONSTRUCTED OR NEW HIGHWAY; AMENDING SECTIONS 60-2-209 AND 60-4-108, MCA; AND
6 PROVIDING AN EFFECTIVE DATE."

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

9
10 **Section 1.** Section 60-2-209, MCA, is amended to read:

11 **"60-2-209. ~~Description and plan~~Plan of new highway or reconstructed or controlled-access**
12 **facility.** (1) Whenever the department establishes the location, width, and lines of any new, reconstructed, or
13 proposed highway or the commission designates a road, street, or highway as a controlled-access facility, the
14 department shall ~~make a description and~~ file a right-of-way plan showing the centerline and the established
15 width, the immediate boundary lines of all private property over, across, or through which the highway passes,
16 the name of the owner of the property, the boundaries of that part of the private ownership included within the
17 right-of-way of the highway, the parcel number assigned to that part of each ownership included within the
18 highway right-of-way, together with the project number under which the highway is or is proposed to be
19 constructed or reconstructed.

20 (2) Reference to the project number, parcel number, and section or quarter section, tract, block, or
21 lot from which the same has been subdivided is a valid description of the parcel in all deeds given to or
22 received from the state in which a parcel is transferred."

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24 **Section 2.** Section 60-4-108, MCA, is amended to read:

25 **"60-4-108. No compensation in certain cases -- exceptions.** (1) Whenever the department files a
26 ~~description and right-of-way~~ plan as provided in 60-2-209, no consideration, allowance, or assessment of
27 values or compensation shall may be made in the purchase or condemnation of buildings or improvements or
28 subdivisions placed or erected on the land covered by the plan after the filing.

1 (2) The establishment of the highway location covered by the description and plan ~~shall~~must be
2 ineffective 1 year after filing if no action to condemn or acquire the property has been commenced.

3 (3) Nothing in this section or in 60-2-209 applies to crops or similar improvements planted on the
4 lands described. They are governed by 70-30-302."

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6 NEW SECTION. **Section 3. Effective date.** [This act] is effective on July 1, 2025.

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