

1 SENATE BILL NO. 136

2 INTRODUCED BY S. FITZPATRICK

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4 A BILL FOR AN ACT ENTITLED: "AN ACT REVISING LAWS RELATED TO INJUNCTIONS; AND PROVIDING
5 THAT IF A CONSTRUCTION PROJECT IS ENJOINED THAT THE PROPERTY MAY BE SECURED AND
6 PROTECTED FROM DAMAGE."

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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. Secure construction site -- provide for safety. If the court grants a
11 preliminary injunction or restraining order and the party against whom the injunction or restraining order is
12 asserted is performing construction work, remodeling or renovating a property, or constructing a structure,
13 building, or improvement, the court shall:

- 14 (1) allow the party who is enjoined or restrained to protect the property from damage; and
15 (2) provide for the safety of the property and any construction work on the property.

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17 NEW SECTION. Section 2. Codification instruction. [Section 1] is intended to be codified as an
18 integral part of Title 27, chapter 19, part 3, and the provisions of Title 27, chapter 19, part 3, apply to [section 1].

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