

Amendment - 1st Reading/2nd House-blue - Requested by: Greg Hertz - (S) Local Government

- 2025

69th Legislature 2025

Drafter: Maddie Krezowski,

HB0764.001.003

HOUSE BILL NO. 764

INTRODUCED BY B. CLOSE

A BILL FOR AN ACT ENTITLED: "AN ACT REVISING PUBLIC TRANSIT LAWS; PROVIDING THAT A COUNTY COMMISSIONER MAY FILE A PETITION TO CREATE OR EXPAND AN URBAN TRANSPORTATION DISTRICT; REQUIRING URBAN TRANSPORTATION DISTRICTS TO SHOW AREAS ADDED TO THE DISTRICT; ALLOWING AN AREA THAT HAS NOT RECEIVED DIRECT TRANSPORTATION SERVICE FOR 5 YEARS TO BE REMOVED WITHOUT BEING SUBJECT TO EXISTING INDEBTEDNESS; PROVIDING THAT A MUNICIPAL BUS SERVICE MAY EXCEED 8 MILES FROM THE LOCAL BOUNDARY UNDER CERTAIN CIRCUMSTANCES; PROVIDING A DEFINITION; AND AMENDING SECTIONS 7-14-202, 7-14-203, 7-14-205, 7-14-206, 7-14-207, 7-14-241, 7-14-4401, 7-14-4402, 7-14-4403, 7-14-4404, AND 7-14-4405, MCA."

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

Section 1. Section 7-14-202, MCA, is amended to read:

"7-14-202. Definitions. As used in this part, the following definitions apply:

(1) "Board" means the board of transportation of any district created under this part.

(2) "Commissioners" means the board of county commissioners or other governing body of a county.

(3) "Direct transportation service" means the operation of a vehicle that provides general or special service to the public on a regular and continuing basis.

(3)(4) "District" means any transportation district created under this part."

Section 2. Section 7-14-203, MCA, is amended to read:

"7-14-203. Petition to create or enlarge an urban transportation district. Proceedings for creating or enlarging a transportation district may be initiated;

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district."

Section 6. Section 7-14-241, MCA, is amended to read:

"7-14-241. Procedure to be included in district or to remove ~~an~~ addition to or existing property from a district. (1) A real property owner may petition to have that owner's property included in a district. The

addition of the real property owner's property must be approved by a majority vote of the transportation board.

(2) An area added to a district pursuant to this part may be removed from the district if the area does not ~~directly receive~~ receive direct transportation services from the district and 51% of the qualified voters in the area to be removed sign a petition requesting to be removed from the district. The removal of the area is effective 60 days after submission of the petition to the transportation board unless within that time, it is determined that the petition contains insufficient signatures for removal of the area. An insufficient petition must be returned to the petitioners, who may resubmit a corrected version within 90 days. A transportation district shall maintain an inventory or map that clearly delineates areas added to the district.

(3) A real property owner or owners that are part of the existing district may be removed from the district if the area has not received direct transportation services from the district in the last 5 years and 51% of the qualified voters in the area to be removed sign a petition requesting to be removed from the district. The removal of the area is effective 60 days after submission of the petition to the transportation board unless within that time, it is determined that the petition contains insufficient signatures for removal of the area. An insufficient petition must be returned to the petitioners, who may resubmit a corrected version within 90 days.

~~(3)(4)~~ (a) Except as provided in subsection (4)(b), all property within any addition to a district is subject to all existing indebtedness of the district.

(b) (i) Property within an area removed from a district is not subject to the district's existing indebtedness if the area was added to the district within 5 years of the date on which the petition for removal was submitted to the transportation board.

(ii) Property within an area removed from a district is not subject to the district's existing indebtedness if the area has not received direct transportation services within 5 years of the date on which the petition for removal was submitted to the transportation board."