Unofficial Draft Copy

PD 0032

As of: 2024/05/10 07:51:19 Drafter: Megan Moore, 406-444-4496

68th Legislature 2023

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(6)

(7)

or other business entities;

a transfer pursuant to a court decree;

sole consideration of the cancellation or surrender of subsidiary stock;

**** BILL NO. **** 1 2 INTRODUCED BY **** BY REQUEST OF THE **** 3 4 A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THE INCLUSION OF SALES PRICE ON REALTY 5 6 TRANSFER CERTIFICATES FOR CERTAIN AGRICULTURAL LAND AND TIMBERLAND; AMENDING 7 SECTION 15-7-307, MCA; AMENDING SECTION 15-7-307, MCA; AND PROVIDING AN APPLICABILITY DATE." 8 9 10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: 11 Section 1. Section 15-7-307, MCA, is amended to read: 12 13 "15-7-307. Certificate -- exceptions. The certificate required by this part applies to all transfers. However, the certificate filed for the following transfers need not disclose the consideration paid or to be paid 14 for the real estate transferred: 15 16 (1) an instrument recorded prior to July 1, 1975; 17 (2) the sale of agricultural land totaling 640 acres or more when the land is used for agricultural 18 purposes; the sale of timberland totaling 640 acres or more when the land is used for producing timber; 19 (3) 20 a transfer by the United States, this state, or any instrumentality, agency, or subdivision of the (4) United States or this state; 21 an instrument that (without added consideration) confirms, corrects, modifies, or supplements a 22 23 previously recorded instrument;

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a transfer pursuant to mergers, consolidations, or reorganizations of corporations, partnerships,

a transfer by a subsidiary corporation to its parent corporation without actual consideration or in

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1	(9)	a transfer of decedents' estates;	
2	(10)	a transfer of a gift;	
3	(11)	a transfer between husband and wife or parent and child with only nominal actual consideration	on
4	for the transfe	er;	
5	(12)	an instrument the effect of which is to transfer the property to the same party or parties;	
6	(13)	a sale for delinquent taxes or assessments, a sheriff's sale, or a sale pursuant to a bankrupto	у
7	court order;		
8	(14)	a transfer made in contemplation of death."	
9			
10	NEW	SECTION. Section 2. Applicability. [This act] applies to the transfer of real estate after [the	
11	effective date	of this act].	

- END -

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Commented [MM1]: The effective date for this is Oct. 1, 2025. Let me know if you want a different one.

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