

SENATE BILL NO. 279

INTRODUCED BY J. PETERSON

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A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING AN 8-YEAR STATUTE OF LIMITATION FOR CAUSES OF ACTION FOR RELIEF ON THE GROUND OF FRAUD OR MISTAKE REGARDING A REFERENDUM, INITIATIVE, OR CONSTITUTIONAL AMENDMENT; AND PROVIDING AN APPLICABILITY DATE."

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

**NEW SECTION. Section 1. Actions challenging validity of referendum, initiative, or constitutional amendment on grounds of fraud or mistake.** The period for commencement of an action for relief on the grounds of fraud or mistake regarding a referendum, initiative, or constitutional amendment approved by a vote of the qualified electors of Montana is 8 years. The cause of action does not accrue until the discovery by the aggrieved party of the facts constituting the fraud or mistake.

**NEW SECTION. Section 2. Codification instruction.** [Section 1] is intended to be codified as an integral part of Title 13, chapter 27, part 3, and the provisions of Title 13, chapter 27, part 3, apply to [section 1].

**NEW SECTION. Section 3. Applicability.** [This act] applies to proceedings filed after [the effective date of this act].

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