

SENATE BILL NO. 335

INTRODUCED BY C. FRIEDEL, K. BOGNER, D. ZOLNIKOV

A BILL FOR AN ACT ENTITLED: "AN ACT PROHIBITING A CITY OR TOWN COUNCIL OR OTHER LEGISLATIVE BODY OF A MUNICIPALITY FROM ADOPTING A ZONING RESOLUTION OR RULE THAT PROHIBITS FRATERNITY OR SORORITY HOUSES WITHIN ONE-HALF MILE OF A COLLEGE OR UNIVERSITY CAMPUS; AND PROVIDING DEFINITIONS."

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

NEW SECTION. Section 1. Zoning near college or university campus -- fraternity and sorority houses permitted. A resolution or rule adopted pursuant to Title 76, chapter 2, part 3, may not prohibit a campus-recognized fraternity or sorority from establishing a fraternity house or a sorority house for fraternity or sorority members within one-half mile of the campus of the college or university with which the fraternity or sorority is associated.

(2) For the purposes of this section, the following definitions apply:

(a) "Campus-recognized fraternity or sorority" means a fraternity or a sorority that has met the formal chartering and recognition requirements at the college or university where it operates.

(b) "Fraternity house" or "sorority house" means a place of residence that is operated by a campus-recognized fraternity or sorority and that is used, occupied, and maintained by students enrolled in a college or university who are members of a fraternity or a sorority that is recognized by and subject to controls by the college or university.

NEW SECTION. Section 2. Codification instruction. [Section 1] is intended to be codified as an integral part of Title 76, chapter 2, part 3, and the provisions of Title 76, chapter 2, part 3, apply to [section 1].

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