

HOUSE BILL NO. 756

INTRODUCED BY MCCAFFREE, LYNCH, M. HANSON, KOEHNKE,  
STEPPLER, G. BECK  
BY REQUEST OF THE HOUSE  
COMMITTEE ON AGRICULTURE

IN THE HOUSE

FEBRUARY 12, 1991                   INTRODUCED AND REFERRED TO COMMITTEE  
ON AGRICULTURE, LIVESTOCK, & IRRIGATION.  
  
FIRST READING.  
  
FEBRUARY 19, 1991                   COMMITTEE RECOMMEND BILL  
DO PASS. REPORT ADOPTED.  
  
POSTED ON CONSENT CALENDAR.  
  
FEBRUARY 20, 1991                   CONSENT CALENDAR, QUESTIONS AND ANSWERS.  
  
ENGROSSING REPORT.  
  
FEBRUARY 23, 1991                   THIRD READING, PASSED.  
AYES, 98; NOES, 0.  
  
TRANSMITTED TO SENATE.

IN THE SENATE

FEBRUARY 25, 1991                   INTRODUCED AND REFERRED TO COMMITTEE  
ON AGRICULTURE, LIVESTOCK, & IRRIGATION.  
  
FIRST READING.  
  
MARCH 9, 1991                       COMMITTEE RECOMMEND BILL BE  
CONCURRED IN. REPORT ADOPTED.  
  
MARCH 13, 1991                       SECOND READING, CONCURRED IN.  
  
MARCH 14, 1991                       THIRD READING, CONCURRED IN.  
AYES, 48; NOES, 0.  
  
RETURNED TO HOUSE.

IN THE HOUSE

MARCH 15, 1991                       RECEIVED FROM SENATE.  
  
SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

1 House BILL NO. 756  
 2 INTRODUCED BY Sen. Bill Sen. [Signature] Sen. [Signature]  
 3 BY REQUEST OF THE HOUSE  
 4 COMMITTEE ON AGRICULTURE

5  
 6 A BILL FOR AN ACT ENTITLED: "AN ACT CHANGING THE NURSERYMEN  
 7 LICENSE EXPIRATION DATE FROM JULY 1 TO DECEMBER 31; AMENDING  
 8 SECTION 80-7-102, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE  
 9 DATE."

10  
 11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

12 **Section 1.** Section 80-7-102, MCA, is amended to read:

13 "80-7-102. License required of nurserymen --  
 14 application and payment of fees. (1) A person, before  
 15 engaging in the business of selling, dealing in, or  
 16 importing nursery stock into this state for sale or  
 17 distribution or acting as agent, salesman, or solicitor for  
 18 any nurseryman or dealer in nursery stock or soliciting  
 19 orders for the purchase of nursery stock, must obtain a  
 20 license for each place of business from the department. A  
 21 person may not falsely represent that he is an agent,  
 22 salesman, solicitor, or representative of any nurseryman or  
 23 dealer in nursery stock.

24 (2) The department shall provide application forms for  
 25 prospective licensees. Applications for licenses may be made

1 at any time before engaging in business, except seasonal  
 2 nurserymen must make application at least 30 days in advance  
 3 of doing business in this state.

4 (3) Licenses shall must be in the name of the person  
 5 licensed and shall indicate the purpose for which issued and  
 6 the name and location of the nursery or place of business of  
 7 the nurseryman or dealer licensed or represented by an  
 8 agent, salesman, or solicitor. Licenses, except seasonal  
 9 nurserymen's licenses, shall bear the date of issue and  
 10 expire ~~July 1~~ December 31 next following the date of issue.  
 11 Seasonal nurserymen's licenses shall bear the date of issue  
 12 and expire on the date provided on the license by the  
 13 department.

14 (4) The license fee is \$50 a year for a general  
 15 nursery, dealing in all kinds of nursery products; \$35 a  
 16 year for a nursery dealing in small fruits, ornamental  
 17 shrubs, bulbs, and perennials; \$20 a year for a nursery  
 18 dealing in bulbs and perennials only; and \$50 a year for  
 19 seasonal nurserymen. Agents, salesmen, and solicitors for  
 20 licensed nurseries shall be granted salesmen's licenses,  
 21 free of charge, upon the request of the licensee."

22 **NEW SECTION. Section 2.** Effective date. [This act] is  
 23 effective on passage and approval.

-End-



INTRODUCED BILL  
 AB 756

1 *House* BILL NO. *756*  
 2 INTRODUCED BY *[Signature]*  
 3 *[Signature]* BY REQUEST OF THE HOUSE  
 4 COMMITTEE ON AGRICULTURE

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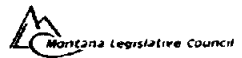
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THIRD READING  
 18 756  
 CONSENT CALENDAR

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