

MINUTES OF MEETING
HOUSE RULES COMMITTEE
MONTANA STATE LEGISLATURE

April 18, 1977

The meeting of the House Rules Committee was called to order by Rep. Meloy, Chairman, on the above date in Room 343 at 8:15 A.M.

Members of the committee present were:

Rep. Bardanouve	Rep. Marks
Rep. Driscoll	Rep. Meloy
Rep. Fagg	Rep. Moore

Rep. Bradley was present at 8:20 A.M.

Representatives Brand and Kvaalen were absent.

Also present were Representatives Bertelsen, Dassinger, Huennekens, and Williams, and Senators Hager and Manley.

House Bill 434 was before the committee for determination of whether the amendments were within the scope of the title.

Rep. Meloy explained that the original bill was designed to include sprinkler irrigation systems in class 7.

Rep. Williams said that the amendments to 434 turn it into Senate Bill 252 which the House killed. He said it amended the present law concerning the three year provision for sprinkler irrigation systems. He said Senator Manley was trying to completely exempt sprinkler irrigation systems.

Rep. Bardanouve moved that the amendments were not within the scope of the title.

Rep. Fagg questioned that motion. He thought they were within the scope of the title.

Rep. Bertelsen said it was his understanding that this had been checked with Roger Tippy and that he and the Rules Committee in the Senate had said it was legal.

Rep. Fagg said he thought it was within the scope of the title if the same language were not inserted. He said they were dealing with the intent of how to treat sprinkler systems for taxation purposes.

Rep. Huennekens said the problem was that you can't introduce a bill with the same purpose as a bill that's been killed.

Rep. Meloy said that this house cannot receive a bill from the Senate that's the same as a bill that was killed.

Rep. Bardanouve mentioned that this was the same thing as the wine bill. He said the Senate will not accept the wine bill.

A vote was taken on Rep. Bardanouve's motion. Voting aye were Representatives Bardanouve, Bradley, Driscoll, Marks, Meloy, and Moore. Voting nay was Representative Fagg. The motion carried.

House Bill 85 was before the committee for determination of whether the amendments were within the scope of the title.

Rep. Meloy explained that this bill was the chicken and cattle bill. He said it had come out of the House lowering the assessment on livestock and had come back from the Senate with the addition of poultry and unprocessed poultry products.

Senator Hager said that when he heard of the problem, he called Diana Dowling in Legislative Council. She told him that Webster's New World Dictionary defined livestock as: "domestic animals kept for use on a farm or raised for sale and profit." He didn't know whether or not the original title would hinge on whether or not poultry is considered livestock. He felt most people thought of cattle when they heard the word livestock. He said he had been aware of the bill but hadn't looked at it, and so was surprised to see that poultry was not included. He thought that farm animals should be changed to class 2. He said that poultry is one-fourth of one percent of all other animals in there, with the exception of horses.

Rep. Moore asked if he were saying that livestock includes all farm animals?

Senator Hager replied yes.

Rep. Marks asked if it included anything domestic.

Senator Hager replied that it did.

Rep. Bardanouve asked why there was separate language in the law now.

Rep. Meloy said the intention now is to make sure livestock includes poultry.

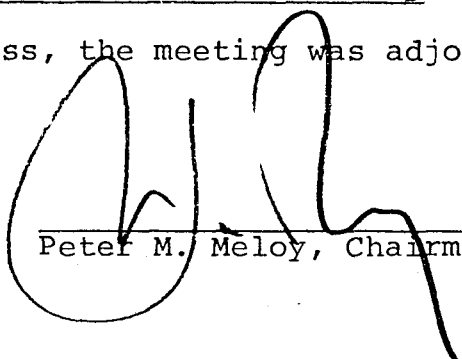
Rep. Huennekens said that in House Bill 70, which had passed the Senate, class 17 includes all unprocessed agricultural products, except perishable vegetables, and livestock and poultry. If we did not amend House Bill 85, then a conflict between the two bills would arise.

Rep. Dassinger explained that he just forgot poultry. Senator Hager asked him about this and he told him he just forgot. The fiscal impact will be just over \$3,000.

Rep. Marks moved that poultry be deemed within the scope of the title.

A vote was taken and the motion carried unanimously.

There being no further business, the meeting was adjourned at 8:30 A.M.



Peter M. Meloy, Chairman

STANDING COMMITTEE REPORT

April 18

19 77

MR. Speaker

Rules

We, your committee on

House

Bill No. 434

having had under consideration

A BILL FOR AN ACT ENTITLED: "AN ACT TO INCLUDE SPRINKLER IRRIGATION
SYSTEMS IN CLASS SEVEN FOR 3 YEARS AFTER THEIR PURCHASE; AMENDING
SECTION 84-301, R.C.M. 1947."

Respectfully report as follows: That

Bill No.

the Senate amendments to House Bill 434 are not within the scope
of the title and are ~~not~~ a violation of Joint Rule 6-8.

DOUGLAS

STANDING COMMITTEE REPORT

April 18

77

19.....

Speaker,

MR.

Rules

We, your committee on

House

85

having had under consideration Bill No.

A BILL FOR AN ACT ENTITLED: "AN ACT TO LOWER THE TAX ASSESSMENT
ON LIVESTOCK BY CHANGING THE CLASSIFICATION OF LIVESTOCK FROM CLASS
THREE TO CLASS TWO; AMENDING SECTION 84-301, R.C.M. 1947; AND
PROVIDING FOR REPLACEMENT REVENUES."

Respectfully report as follows: That Bill No.

the Senate amendments to House Bill 85 are within the scope of the
title.

~~DOHASE~~