

HOUSE AGRICULTURE, LIVESTOCK, AND IRRIGATION COMMITTEE

January 29, 1979

The meeting was called to order by Chairman Day at 12:40 p.m. with all members present except Representatives Brand, Conroy(excused), Kanduch, and Lien.

SENATE BILL NO. 5

SENATOR TOM HAGER, Chief Sponsor, introduced the bill. He stated that this is one of the bills that had been requested by the Code Commissioner. A representative from the Legislative Council is here to explain the bill.

DAVE COGLEY, Legislative Council, explained that most of the changes made in the bill were grammatical changes. He went on to explain that Section 3, Section 9, Section 10, Section 11, and Section 13 had some minor changes and the reasons for them. (explanation attached)

SENATOR HAGER closed by submitting a letter from the Department of Agriculture concerning the section on confidentiality. This letter had been requested after a question concerning the confidentiality had came up on the Senate floor. In this letter it states that the confidentiality provided to the industry submitted reports is an essential provision of the commercial fertilizer law. In there opinion, Section 80-10-210 does not in any way conflict with the "Right to Know" section in Article II Section 9 of the Constitution of Montana. (letter attached)

HOUSE BILL NO. 278

LES GRAHAM, Department of Livestock, agreed to carry this bill for Representative Bardanouve, Chief Sponsor. He explained that the present law required a brand inspection anytime that there is a change of ownership. This bill will provide an exception to brand inspections for livestock transfers where the transfers result from a change in the form of a family ranching entity.

CHARLES BROWN, Department of Livestock, also rose in support of the bill, with the proposed amendments. He stated that these amendments had been approved by Representative Bardanouve and other concerned ranchers. (amendments attached)

Questions were asked by the committee and the hearing on House Bill No. 278 was closed.

EXECUTIVE SESSION:

SENATE BILL NO. 5

Representative Bengtson moved, DO PASS. The motion was passed unanimously. Representative Roth moved Senate Bill No. 5 be put on the CONSENT CALENDAR. The motion passed unanimously.

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HOUSE BILL NO. 278

Representative Smith moved, TO AMEND. The motion passed unanimously.
(amendments attached)

Representative Smith moved, DO PASS AS AMENDED. The motion passed unanimously.

Representative Hand moved House Bill No. 278 be put on the CONSENT CALENDAR. Motion withdrawn after discussion.

HOUSE BILL NO. 231

Representative Ernst, Subcommittee Chairman, reported the committees findings and submitted the attached proposed amendments. He stated that these amendments were agreed upon by the utility facilities involved and some satisfaction from the people that had requested the introduction of the bill. (letters concerning attached)

Representative Bengtson moved, AMENDMENT NO. 1. The motion passed with Representative Ellerd opposed.

Representative Hirsch moved, AMENDMENT NO. 2. The motion was passed unanimously.

Representative Bengtson moved, AMENDMENT NO. 3. The motion was passed unanimously.

Representative Hand moved, AMENDMENT NO. 4. The motion passed unanimously.

Representative Bengtson moved, AMENDMENT NO. 5. The motion was passed with Representative Johnson opposed.

Representative Ernst moved, DO PASS AS AMENDED. The motion passed with Representatives Ellerd, Smith, and Hand opposed.

The meeting was adjourned at 1:35 p.m.

W.M. Day

William M. Day, Chairman

Judy J. Mook, Secretary