

MINUTES OF THE MEETING
AGRICULTURE, LIVESTOCK & IRRIGATION
MONTANA STATE SENATE

January 12, 1979

The second meeting of the Agriculture, Livestock and Irrigation Committee was called to order on the above date in Room 415 of the State Capitol Building by Chairman Galt at 1:30 p.m.

ROLL CALL: All members were present with the exception of Senator Boylan who was absent.

The following witnesses were present to give testimony:

Charles Brown	Department of Livestock
Les Graham	Department of Livestock

Chairman Galt asked Vice Chairman Kolstad to conduct the meeting since Senator Galt was the sponsor of the bill that the committee would be considering.

CONSIDERATION OF SENATE BILL 68: Senator Galt, District 23 was the chief sponsor of the bill. He said he had introduced it to alleviate some problems in handling bill of sales for livestock. He said he has had problems both as a dealer and a rancher. As a dealer considerable amounts of money were tied up and as a rancher it let the dealers have a lot of bill of sales.

Les Graham, Department of Livestock, stated that this idea was not a new concept. For 30 years or more the department picked up the bill of sale then in 1976 it stopped doing it. He said the law had been changed for two specific reasons. The department had no legal authority to pick up a bill of sale since it was considered personal property and the bill of sales could never be destroyed and the department said the handling and storing of these documents were becoming a problem.

Charles Brown, Department of Livestock, said this bill would require the seller of livestock to give a bill of sale to the buyer. The Department would issue a brand certificate-bill of sale combination. A copy of this attached, per exhibit #1. The buyer and the seller would both have a copy. It would also keep people from gathering cattle illegally. He also had a proposed amendment to the bill- see exhibit #2. The proposed amendment would allow the department to charge a fee in case someone lost his copy of the bill of sale. With this method the department would always have a record that certain cattle were sold and to whom.

Discussion then followed since there were no further proponents or no opponents. Senator Hager asked if in the proposed amendments if the copy that the individual pays for would be a


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certified copy. Mr. Brown said it would be.

DISPOSITION OF SENATE BILL 68: Senator Galt moved that the proposed amendments be passed. Seconded by Senator Hager Motion carried unanimously. Senator Boylan absent.

Senator Galt moved that Senate Bill 68 As Amended DO PASS. Seconded by Senator Hager. Motion carried unanimously. Senator Boylan absent.

Chairman Galt then took charge of the meeting again. He mentioned that there would be a meeting the following Monday. There being no further business Senator Kolstad moved the meeting be adjourned. Seconded by Senator Hager. Meeting agjourned.



SENATOR JACK E. GALT, Chairman

Date 1-12-79

ROLL CALL

AGRICULTURE COMMITTEE

46th LEGISLATIVE SESSION - 1979

NAME	PRESENT	ABSENT	EXCUSED
SEN. KOLSTAD	✓		
SEN. AKLESTAD	✓		
SEN. BOYLAN		✓	
SEN. CONOVER	✓		
SEN. GRAHAM	✓		
SEN. HAGER	✓		
SEN. NELSON	✓		
SEN. GALT, Chairman	✓		

Each Day Attach to Minutes.

STATE OF MONTANA LIVESTOCK REGISTRATION CERTIFICATE

A219925



**DEPARTMENT OF LIVESTOCK
LANDS ENFORCEMENT DIV.**

Shipped at _____ State _____ Date _____

Shipped to _____ Address _____

NOTE: IF VALID TRANSACTION, BILL VALUE - PORTION IS REQUIRED TO BE COMPLETED
STATE OF MONTANA
COUNTY OF _____ DATE _____

This is to certify that I, the undersigned seller have this day sold and delivered to the undersigned buyer certain livestock described below. The title which I hereby transfer and guarantee to defend against all lawful claims.

NO.	HD.	AGE	COLOR	SEX	BREED	HOLDING BRAND	OLD BRANDS	REG. NO.	FARM MARK

OTHER REMARKS: (MAKE, MARKS, EARMARKS, WATTLE, DELAYS, HORNED, DEFORMED, ETC.)

SELLER SIGNATURE _____ P.O. ADDRESS _____

BUYER SIGNATURE _____ P.O. ADDRESS _____

WITNESS SIGNATURE _____ P.O. ADDRESS _____

STOCKS FEE COMM. FEE
FEE PAY FEE

TOTAL ALL COLUMNS

Witness must be legal resident of the county where transaction is being recorded.

Fee Charged _____

Number _____
Fertilizer does not exempt the persons to whom it is issued from subsequent brand inspection and payment of fees for some at points where inspection is required by state laws or regulations.

I hereby elect to make passage of title to the within described cattle, into interstate commerce, conditioned upon notification to me by buyer's bank, that the instrument of sale has been cleared. For title to pass, a copy of that notification must be attached.

(Seller's Signature)

CARRIER'S NAME _____

TRUCK LICENSE NO. _____

Brucellosis Test

Yes No

Date _____ / _____ / 19____

#

PROPOSED AMENDMENTS TO SB 68

Title line 6

Following: "Inspections"

Insert: "; AND PERMITTING THE DEPARTMENT TO CHARGE A FEE FOR PROVIDING COPIES"

Page 1 line 10

Before "A bill of sale"

Insert "(1)"

Page 1 following line 16

Insert: "(2) The department shall charge and receive a fee of \$2.50 for each copy of a bill of sale requested after the original bill of sale has been taken up. Fees so received shall be paid to the department for deposit in the state treasury to the credit of the earmarked revenue fund for the use of the department."

STANDING COMMITTEE REPORT

.....January 12..... 19 79.....

MR. President:.....

We, your committee on Agriculture, Livestock & Irrigation.....

having had under consideration Senate..... Bill No. 68.....

Respectfully report as follows: That..... Senate..... Bill No. 68.....

introduced bill, be amended as follows:

1. Title, line 6.
Following: "INSPECTIONS"
Insert: "; AND PERMITTING THE DEPARTMENT TO CHARGE A FEE FOR PROVIDING COPIES"
2. Page 1.
Following: line 9
Insert: "(1)"
3. Page 1.
Following: line 16
Insert: "(2) The department shall charge and receive a fee of \$2.50 for each copy of a bill of sale requested after the original bill of sale has been taken up. Fees so received shall be paid to the department for deposit in the state treasury to the credit of the earmarked revenue fund for the use of the department."

~~DO PASS~~

And, as so amended,

DO PASS