

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

January 15, 1979

The third 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.

The following witnesses were present for testimony:

Robert A. Ellis Helena Valley Irrigation Dist.

CONSIDERATION OF SENATE BILL 40: Senator Boylan, district #23 had introduced this bill. He said this was a recodification bill. He then asked the staff person from Legislative Council who had worked on the bill to explain the changes.

Larry Weinberg, staff attorney, from Legislative Council, also said this was a recodification bill to clean up and update language in the codes. He explained that one change made throughout the bill was to change the word "act" to "chapter". This would just be an updated reference. He explained that if the wording were not changed they would have to go back and put all the sections that are being referred to. A copy of the changes is attached to the minutes. See exhibit #1.

Mr. Howard Ellis, from Helena Valley Irrigation District, spoke as a proponent to the bill. He said they were under the 1902 act and they could support and work with this bill.

There were no further proponents or opponents to the bill. The committee was satisfied with the changes that had been made.

DISPOSITION OF SENATE BILL 40: Senator Kolstad moved that Senate Bill 40 DO PASS. Seconded by Senator Conover. Motion was carried unanimously.

There being no further business the meeting was adjourned.

SENATOR JACK E. GALT, Chairman

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## Montana Legislative Council

State Capitol

Helena, 59601

(406) 449-3084

LC 0023

1979 Legislature  
Code Commissioner Bill - Summary

SENATE Bill No. 40

AN ACT TO GENERALLY REVISE AND CLARIFY THE LAWS RELATING TO  
WATER USE.

(This summary does not include discussion of routine form or  
grammatical changes.)

Section 1. 85-6-108. "Incorporation tax" is changed  
to "license fee" and "franchise tax" is changed to "license  
tax" for consistency with the terminology used in the  
corporate laws.

Section 2. 85-7-1507. "[act]" is changed to "chapter"  
to provide an updated reference. The change is consistent  
with the intent of the section.

Section 3. 85-7-1612. In subsection (3), "[chapter]"  
is changed to "chapter" to provide an updated reference.

Section 4. 85-7-1904. In subsection (1)(c), new  
punctuation and arrangement are provided for clarity.

Section 5. 85-7-1906. In subsection (2)(b), "Federal  
Reclamation Act" is changed to "federal Reclamation Act of  
June 17, 1902" to provide a correct reference to the federal  
law.

Section 6. 85-7-2204. "[act]" is changed to "chapter"  
to provide an updated reference.

Sections 7 through 11. 85-8-101, 85-8-102, 85-8-118,  
85-8-119, and 85-8-201. In these sections the requirement  
that an owner of land be an adult for various purposes is  
suggested for elimination on the basis of equal protection

LC 0023

and age discrimination and for consistency with the laws relating to other types of districts. Sections 85-8-119 and 85-8-201 are also rewritten for clarity.

Section 12: 85-8-624. In subsection (3)(e), "set forth in 13-27-314" is changed to "provided for in Title 13, chapter 27" to provide a more accurate reference.

Date 1-15-79

ROLL CALL

**AGRICULTURE COMMITTEE**

46th LEGISLATIVE SESSION - 1979

Each Day Attach to Minutes.

COMMITTEE ON

DATE

1-15-79

## Agriculture

## VISITORS' REGISTER

3840

# STANDING COMMITTEE REPORT

January 15, 1979

MR. President

We, your committee on Agriculture, Livestock & Irrigation

having had under consideration Senate Bill No. 40

Respectfully report as follows: That Senate Bill No. 40

DO PASS

*(Signature)*