

THE MINUTES OF THE MEETING OF THE AGRICULTURE COMMITTEE  
March 4, 1981

The meeting was called to order by CHAIRMAN CARL SMITH on Wednesday, March 4, 1981 at 12:30 p.m. in Room 431 of the Capitol.

Roll call was taken with all members present but REPRESENTATIVES ERNST, MANUEL, BENGSTON AND CONROY, all who were excused.

SENATE BILL 166, "AN ACT TO GENERALLY REVISE THE PORK RESEARCH AND MARKETING ACT; RAISING ASSESSMENTS; REVISING ALLOCATION OF EXPENDITURES; AMENDING SECTIONS 81-8-605, 81-8-607, AND 81-8-610, MCA; REPEALING SECTION 81-8-613, MCA; AND PROVIDING AN EFFECTIVE DATE." was introduced by sponsor SENATOR ED SMITH. (See EXHIBIT A)

SENATOR SMITH stated that this bill was an extension of a bill introduced in 1975 and that there are few changes and one is the raising of the assessment from 10¢ to 20¢ per head. This assessment is entirely on the pork industry.

Attention was called to page 1, line 21, to change the date to 1981, and in the old bill there was a sunset in it and they feel that this is not necessary.

REPRESENTATIVE SCHULTZ asked if he had someone he would like to carry this bill to the floor of the House, and SENATOR SMITH asked that REPRESENTATIVE GENE DONALDSON carry the bill.

PROPOSERS were called for by the Chairman.

JO BRUNNER, representing W.I.F.E., presented their position on the bill and asked for a 'do pass'. (EXHIBIT B)

SUE HULS, Executive Secretary for Montana Pork Producers Council, stated that they have support from the pork industry in the state. They have a clause in the bill now that states that you can get your money back if you do not want to support the program. They collected about \$32,000 last year and had \$173 requested back from producers and \$121 of that was not from independent pork producers.

The three groups involved in working the check off are the market managers who collect the money, and the Department of Livestock who collects and deposit the money in the earmarked funds and the producers.

KELLY FRENCH of Hobson, Montana, representing the Montana Pork Producers Council, stated that they had a meeting in Billings, Montana, and 200 members registered, voted unanimously to support SENATE BILL 166.

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ROGER JERGESON of Chinook, representing the Montana Pork Producers Council, stated that part of this bill is a promotion bill, part goes to research, consumer affairs, youth programs and a portion to administration. Thus, there is an office to reach in case a problem arises. A magazine is also put out. Mr. Jergeson asked for support of this bill.

DR. GLOSSER of the Department of Livestock, asked for the support of this bill and stated that the handling of the money would create no problem with the Department. Dr. Glosser encouraged the support of this bill.

There being no more Proponents and no Opponents, the meeting was opened for Question.

REPRESENTATIVE ELLERD asked Ms. Huls if they would repeal the refund division. Ms. Huls said they collect on all hogs that go through a licensed buyer, but not when you sell to another farm.

REPRESENTATIVE ROUSH asked about the problem of the Hutterites not supporting this program. Ms. Huls said that they are coming around and asking for less refunds. This fee has been mandatory since 1975, but refundable.

REPRESENTATIVE UNDERDAL asked about the 50% that did not go to the Council. MS. HULS said that the money stays in the earmarked account and anyone that has a project regarding pork can submit a proposal for this money.

There being no other questions, the meeting went into EXECUTIVE SESSION:

REPRESENTATIVE ELLERD MOVED that SENATE BILL 166 Do Pass. MOTION PASSED with all in favor.

A motion was made to adjourn the meeting at 1:15 p.m.

  
CARL SMITH, CHAIRMAN

lmw

SENATE BILL NO. 160

INTRODUCED BY SMITH, KOLSTAD, HAMMOND, TVEIT, DONALDSON

A BILL FOR AN ACT ENTITLED: "AN ACT TO GENERALLY REVISE THE PORK RESEARCH AND MARKETING ACT; RAISING ASSESSMENTS; REVISING ALLOCATION OF EXPENDITURES; AMENDING SECTIONS 81-8-605, 81-8-607, AND 81-8-610, MCA; REPEALING SECTION 81-8-613, MCA; AND PROVIDING AN EFFECTIVE DATE."

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

Section 1. Section 81-8-605, MCA, is amended to read:

"81-8-605. Election of chairman -- time of meetings.

At the first meeting of the committee, it shall elect a chairman from among its members. The committee shall meet at least once--every-6-months twice every year and at such other times as called by the chairman or by any two members of committee."

Section 2. Section 81-8-607, MCA, is amended to read:

"81-8-607. Assessments. There is hereby assessed a per head levy of 10 20 cents on all swine sold by producers to purchasers beginning July 1, 1975 1981. The assessment shall be deducted and collected at the time of sale from the producer's receipt of sale and remitted to department of livestock by purchaser under the provisions of this part."

Section 3. Section 81-8-610, MCA, is amended to read:

"81-8-610. Research and marketing account -- sources -- use -- expenditures. (1) The proceeds of all assessments made, paid, and collected under this part and the proceeds from all gifts, grants, or donations to the department of livestock for research authorized by this part shall be deposited in the federal and private revenue fund for the use of the committee as provided in this part.

(2) The account shall be maintained for the purposes of this part and shall be separate and apart from all other accounts of the department.

~~(3) --ten-percent-of-all-unrefunded-assessments-shall-be paid-to-the-national-meat-board.~~

~~(4)(3) Ten Fifty percent of all unrefunded assessments shall be paid to the national pork producer council.~~

~~(5)(4) The committee may be assessed costs by the department only--for--those--services--requested--by--the committee FOR THE SERVICES IT PROVIDES UPON REQUEST OF THE DEPARTMENT OR PURSUANT TO 2-15-121. HOWEVER, THE COSTS CHARGED MUST HAVE A SUBSTANTIAL RELATIONSHIP TO THE COST OF THE SERVICES PROVIDED."~~

~~SECTION 4. REPEALER. SECTION 81-8-613, MCA, IS REPEALED.~~

~~SECTION 5. EFFECTIVE DATE. THIS ACT IS EFFECTIVE ON JULY 1, 1981.~~

-end-

NAME Jo Brunner BILL No. SB 166  
ADDRESS 531 S Oakes---Helena DATE 3/4  
WHOM DO YOU REPRESENT W.I.F.E.  
SUPPORT X OPPOSE                      AMEND                     

PLEASE LEAVE PREPARED STATEMENT WITH SECRETARY.

Comments:       Mr. Chairman, members of this committee, for the record, my name is Jo Brunner and I represent Women Involved in Farm Economics. We wish to give our support to SB 166. We feel this bill will be of benefit, not only to those who will pay for the programs that are continued on, but those of us who are not in the business of raising the pork we eat, through the research and marketing the assessments will bring in.

We feel that when an industry has the desire to assess themselves for such research and advertisement, they should be granted that privilege.

We ask you pass SB 166.

Thank you.

## VISITORS' REGISTER

HOUSE COMMITTEE

BILL \_\_\_\_\_

Date \_\_\_\_\_

SPONSOR \_\_\_\_\_

[illegible]

IF YOU CARE TO WRITE COMMENTS, ASK SECRETARY FOR LONGER FORM.

PLEASE LEAVE PREPARED STATEMENT WITH SECRETARY.