

MINUTES OF THE MEETING  
AGRICULTURE COMMITTEE  
MONTANA STATE  
HOUSE OF REPRESENTATIVES

January 28, 1985

The meeting of the Agriculture Committee was called to order by Chairman Schultz on January 28, 1985 at 3:15 p.m. in Room 317 of the State Capitol.

ROLL CALL: All members were present with the exception of Representative Ellison and Representative Devlin.

CONSIDERATION OF HOUSE BILL NO. 349: Representative Donaldson, sponsor of the bill, stated this bill deals with the act that dealt with bonding in 1983. He informed the committee that the amendment they have needs to be corrected.

PROPOSERS: Keith Kelly, Director for the Department of Agriculture, stated that the department wants this to increase to \$30,000. He feels this bill reaches adequate compromise.

Ross Fitzgerald, Vice-President of the Montana Grain Growers Association, stated they support this bill.

Leanne Schraudner, from the Montana Grain Elevators Association, testified in support of House Bill 349.

Marg Green, Montana Farm Bureau Federation, stated that bonding should be a form of protection not punishment, and they support this bill. (Exhibit A)

There were no further proponents or opponents present.

Representative Donaldson closed the hearing stating that this bill does not want to leave feedlot operators out completely but the \$10,000 put a lot of pressure on the Agriculture Department.

DISCUSSION OF HOUSE BILL NO. 349: Representative Ellerd asked Mr. Kelly what the maximum bond was. Mr. Kelly replied that there was a \$1,000,000 bond. Rep. Ellerd asked Mr. Kelly if there was any problem in getting a bond. Mr. Kelly said no. Rep. Ellerd again asked Mr. Kelly if a person can put up a cash bond. Mr. Kelly stated that they can put a C D in the bank in the departments name.

Rep. Ellerd asked how they can know the amount of dollars. Mr. Kelly said that they get reports from the feedlots and also the law allows them to check the records.

There being no further questions the hearing on House Bill No. 349 was closed.

EXECUTIVE SESSION

DISPOSITION OF HOUSE BILL NO. 349: Representative Patterson moved to DO PASS AS AMENDED House Bill No. 349. A question was called and the bill PASSED UN-ANIMOUSLY.

ADJOURN: There being no further business before the committee, the meeting was adjourned at 3:45 p.m.

  
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JAMES SCHULTZ, Chairman

DAILY ROLL CALL

Agriculture COMMITTEE

49th LEGISLATIVE SESSION -- 1985

Date 1-28-85

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NAME	PRESENT	ABSENT	EXCUSED
James Schultz, Chairman	X		
Gay Holliday, V-Chairman	X		
Bob Bachini	X		
Dorothy Cody	X		
Duane Compton	X		
Gerry Devlin			✓
Robert Ellerd	X		
Orval Ellison			X
Harry Fritz	X		
Ramona Howe	X		
Loren Jenkins	X		
Vernon Keller	X		
Francis Koehnke	X		
John Patterson	X		
Bing Poff	X		
Paul Rapp-Svrcek	X		
Gary Spaeth	X		
Dean Switzer	X		

# STANDING COMMITTEE REPORT

Page 1 of 2  
HB 349

January 28

19 85

MR. Speaker:

We, your committee on Agriculture

having had under consideration House Bill No. 349

first reading copy (white)  
color

## AMENDS EXEMPTION PROVISION OF COMMODITY DEALER LICENSING LAW

Respectfully report as follows: That House Bill No. 349

### BE AMENDED AS FOLLOWS:

1. Title, line 3.  
Following: "TO"  
Strike: remainder of line 3, line 5, and line 7 through  
"PERSON"
2. Title, line 3.  
Following: "LICENSEES"  
Insert: "REQUIREMENTS"  
Following: "DEALER"  
Insert: "ANY PERSON PURCHASING AGRICULTURAL COMMODITIES  
FROM A LICENSED COMMODITY DEALER OR PURCHASING  
NOT MORE THAN \$10,000 WORTH OF AGRICULTURAL  
COMMODITIES FROM PRODUCERS DURING A LICENSING  
YEAR"

DO PASS X

CONTINUED

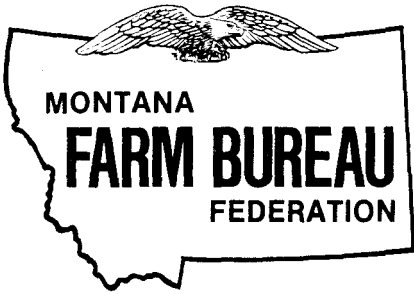
.....JANUARY 28..... 19 25.....

3. Page 2, line 9.  
Following: "bays"  
Strike: "or handles less than"
4. Page 2.  
Following: line 5  
Strike: "\$30,000 worth of"
5. Page 3, line 3.  
Strike: "in"  
Insert: "from a licensed commodity dealer or who does  
not purchase more than \$30,000 worth of  
agricultural commodities from producers during"

hb349.scr  
pc2/kip

AND AS AMENDED,  
DO PASS

Exhibit 11  
HB 349  
1-28-85



502 South 19th

Bozeman, Montana 59715

Phone (406) 587-3153

TESTIMONY BY Marg Green, Mont. Farm Bureau Federation

BILL # HB-349 DATE 1/28/85

SUPPORT XXXX OPPOSE \_\_\_\_\_

Mr. Chairman and members of the committee:

For the record my name is Marg Green and I am representing the Montana Farm Bureau Federation. The Farm Bureau's policies call for bonding that is adequate. Our philosophy is that bonding should be a form of protection, not punishment. The \$10,000 mark, though is low enough that it puts unnecessary work and restriction on small operators. We feel that a \$30,000 exemption would better achieve the real purpose of bonding.

Marg Green  
SIGNED

VISITORS' REGISTER

AGRICULTURE

COMMITTEE

BILL NO. House Bill 349

DATE 1-28-85

SPONSOR Donaldson

NAME (please print)	RESIDENCE	SUPPORT	OPPOSE
<i>Leann Schmechel</i>	<i>Captain EEO Ass</i>	<i>✓ WITH AMENDMENTS</i>	
<i>Mary Green</i>	<i>Maxima Business</i>	<i>✓</i>	
<i>KEITH KELLY</i>	<i>Dept of Ag</i>	<i>✓</i>	
<i>Roy Brown</i>	<i>" " "</i>	<i>✓</i>	
<i>ROSS H. FITZGERALD</i>	<i>M. E. E. A.</i>	<i>✓ " "</i>	

IF YOU CARE TO WRITE COMMENTS, ASK SECRETARY FOR WITNESS STATEMENT FORM.  
PLEASE LEAVE PREPARED STATEMENT WITH SECRETARY.