

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

January 9, 1987

The first meeting of the Agriculture, Livestock and Irrigation Committee was called to order on the above date in Room 415 of the State Capitol by Chairman Boylan at 1:00 p.m.

ROLL CALL: The following Senators are members of the Agriculture Committee: Hubert J. Abrams, Tom Beck, Esther G. Bengtson, Greg Jergeson, Allen C. Kolstad, Ray Lybeck, Peter R. Story, Gene Thayer, Jack Galt, Vice Chairman and Paul F. Boylan, Chairman.

Dave Cogley, Legislative Council Rita Tenneson, Secretary

Senators Story and Kolstad excused. All other members present.

CONSIDERATION OF SB 4: Senator Gene Thayer, SD 19, Great Falls, explained that SB 4 was a result of testimony during an interim committee meeting dealing with lien laws. Mr. George Allen, MT Implement & Hardware Assoc., had testified before that committee and asked the law be amended. People using the centralized lien system found it difficult to track equipment if the financing statements do not have serial and model numbers on them. Page 2, lines 10 through 13 indicate that change. Page 4, lines 3 through 8 contain new language. Page 6 is a new section and applies only on new financing statements should this bill pass. For the record, Mr. George Allen would like to have been here today to testify but had to be in Butte at another meeting.

PROPOSERS: Mike Wall, MT Hardware and Implement Assoc., said the Association members strongly support passage of SB 4 for the reasons Senator Thayer presented.

OPPOSERS: None.

DISCUSSION ON SB 4: Senator Galt asked how the centralized lien system was working. He had calls from disappointed people. Senator Thayer said people in the grain trade had one problem, but that was the subject of another bill coming up later. He said the program was working well.

Senator Galt asked if all liens had to be filed with the state and with the county as well. Sen. Thayer said Title 71 liens require they be filed with the county with no requirement they have to be filed through the state. That defeats the purpose of the centralized filing system. Montana was the first state to implement this system and other states who patterned their systems after Montana's discovered this loophole.

Senator Galt asked if there was computer access in every

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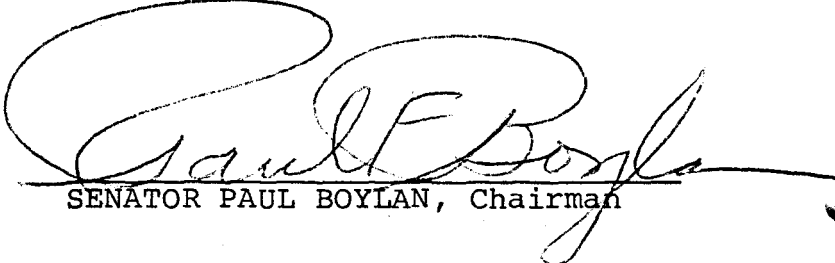
county.

Senators Abrams, Jergeson and Galt had trouble in their counties with computer access. Dave Cogley, Legislative Council, said he would check with the Secretary of State's office to see which counties have computers. He said the counties have the responsibility to get the information to the state.

Senator Bengtson suggested holding this bill until Senator Thayer's other bill comes in and Larry Akey could report to the committee.

Senator Galt asked Dave Cogley to alert the Secretary of State's office to the types of problems there are with computer access.

ADJOURNMENT: There being no further business, the meeting adjourned.



SENATOR PAUL BOYLAN, Chairman

ROLL CALL

AGRICULTURE

COMMITTEE

50th LEGISLATIVE SESSION -- 1987

Date 1-9-87

NAME	PRESENT	ABSENT	EXCUSED
ABRAMS, Hubert J.	✓		
BENGTSON, Esther G.	✓		
BECK, Tom	✓		
JERGESON, Greg	✓		
KOLSTAD, ALLEN C.			✓
LYBECK, Ray	✓		
STORY, Peter R.			✓
THAYER, Gene	✓		
GALT, Jack VICE CHAIRMAN	✓		
BOYLAN, Paul CHAIRMAN	✓		

Each day attach to minutes.

SENATE AGRICULTURE COMMITTEE

BILL SB 4

VISITORS' REGISTER

DATE 1-9-81

Please note bill no.
(check one)

NAME	REPRESENTING	BILL #	SUPPORT	OPPC
<i>Mike Mull</i>	<i>Mort Hardware & Implement</i>	<i>SB 4</i>	<input checked="" type="checkbox"/>	