

MINUTES

MONTANA HOUSE OF REPRESENTATIVES
51st LEGISLATURE - REGULAR SESSION

COMMITTEE ON AGRICULTURE, LIVESTOCK AND IRRIGATION

Call to Order: By Chairman Bob Bachini, on March 17th 1989, at
4:10 p.m.

ROLL CALL

Members Present: All were present except:

Members Excused: Rep. Jerry Driscoll, Rep. Jim Elliott, Rep. Bob
Ream and Rep. Orval Ellison

Members Absent: none

Staff Present: Connie Erickson, Legislative Council and Maureen
Cleary, Committee Secretary

Announcements/Discussion: none

DISPOSITION OF SENATE BILL 111

Motion: Rep. Koehnke: made the motion "do pass"

Discussion: Rep. Bachini: Yesterday, we met with members of the
opposition and proponents. We met to create amendments that
would be satisfactory to all involved in this issue. Our
researcher will review those amendments for clarification.
(See Exhibit #1)

Amendments, Discussion, and Votes: Amendments were acted on and
passed. (See Attached Standing Committee Report)

Recommendation and Vote: THEREFORE, THE COMMITTEE RECOMMENDS
THIS BILL "BE CONCURRED IN AS AMENDED".

DISPOSITION OF SENATE BILL 432

Motion: Rep. Linda Nelson: made the motion "do pass"

Discussion: none

Amendments, Discussion, and Votes: Researcher, Connie Erickson,
read the proposed amendments (See Exhibits #2 through #5)
for clarification. Amendments were acted on and passed.
(See Standing Committee Report)

Recommendation and Vote: THEREFORE, THE COMMITTEE RECOMMENDS
THIS BILL "TO BE CONCURRED IN AS AMENDED".

ADJOURNMENT

Adjournment At: 5:30 p.m.

Bob Bachini
REP. BOB BACHINI, Chairman

BB/mc

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DAILY ROLL CALL

AGRICULTURE

COMMITTEE

50th LEGISLATIVE SESSION -- 1989

Date 3/17/89

| NAME | PRESENT | ABSENT | EXCUSED |
|--------------------------------|---------|--------|---------|
| Rep. Bob Bachini, Chairman | ✓ | | |
| Rep. Francis Koehnke, Vice Ch. | ✓ | | |
| Rep. Gene DeMars | ✓ | | |
| Rep. Jerry Driscoll | | | ✓ |
| Rep. Jim Elliot | | | ✓ |
| Rep. Linda Nelson | ✓ | | |
| Rep. Bob Ream | | | ✓ |
| Rep. Don Steppler | ✓ | | |
| Rep. Vernon Westlake | ✓ | | |
| Rep. Duane Compton | ✓ | | |
| Rep. Orval Ellison | | | ✓ |
| Rep. Bert Guthrie | ✓ | | |
| Rep. Marian Hanson | ✓ | | |
| Rep. Harriet Hayne | ✓ | | |
| Rep. Betty Lou Kasten | ✓ | | |
| Rep. Vernon Keller | ✓ | | |
| Rep. John Patterson | ✓ | | |
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STANDING COMMITTEE REPORT

March 18, 1989

Page 1 of 3

Mr. Speaker: We, the committee on Agriculture, Livestock, and Irrigation report that SENATE BILL 111 (third reading copy -- blue), with statement of intent included, be concurred in as amended.

Signed: Bob Bachini
Bob Bachini, Chairman

And, that such amendments read:

1. Title, line 8.

Strike: "PREGNANCY TESTING AND"

2. Page 2, line 5.

Strike: "and"

3. Page 2, line 7.

Strike: "pregnancy testing and"

4. Page 2, line 8.

Following: "1991"

Insert: "; and"

5. Page 2, following line 8.

Insert: "(5) formation of an advisory committee to make recommendations regarding the certification of individuals seeking to practice embryo transfers"

6. Page 6, line 2.

Strike: "PREGNANCY TESTING AND EMBRYO"

Insert: "Embryo"

7. Page 6, line 3.

Following: "PERFORMED"

Insert: ", under the direct supervision of a licensed veterinarian,"

8. Page 6, line 5.

Strike: "THOSE PROCEDURES"

Insert: "that procedure"

9. Page 6, lines 23 and 24.

Strike: "CONSISTING OF:"

Insert: ". The committee:

(A) must consist of:"

10. Page 6, line 25.

Strike: "(A)"

Insert: "(I)"

Following: "BOARD"

Insert: "who is a veterinarian"

11. Page 7, line 1.

Strike: "(B)"

Insert: "(II)"

12. Page 7, line 3.

Strike: "(C)"

Insert: "(III)"

13. Page 7, line 5.

Strike: "(D)"

Insert: "(IV)"

14. Page 7, line 7.

Strike: "(E)"

Insert: "(V)"

Following: "LAY"

Insert: "veterinary"

Following: "SPECIALIST"

Insert: "with practical experience in embryo transfers"

15. Page 7, line 8.

Strike: "(F)"

Insert: "(VI)"

16. Page 7, following line 9.

Insert: "(B) shall make recommendations regarding the testing and certification procedures. The committee may not adopt rules.

(C) in cooperation with the board, shall conduct a study of the practice of bovine pregnancy testing and ovine pregnancy testing with the use of ultrasound equipment. The study must include but is not limited to:

(I) federal laws governing the practice of pregnancy testing;

(II) education and experience requirements for the practice of pregnancy testing; and

3-18-27
1:25p
✓

March 18, 1989
Page 3 of 3

(III) pregnancy testing by nonveterinarians;
(D) terminates July 1, 1991."

17. Page 7, line 10.

Strike: "(3)"

Insert: "(4)"

18. Page 7, line 12.

Following: "~~full-time~~"

Insert: "full-time"

Following: "employees"

Insert: ", as defined in 2-18-601,"

19. Page 7, line 16.

Strike: "(4)"

Insert: "(5)"

STANDING COMMITTEE REPORT

March 22, 1989

Page 1 of 2

Mr. Speaker: We, the committee on Agriculture, Livestock, and Irrigation report that SENATE BILL 432 (third reading copy -- blue) be concurred in as amended .

Signed: Bob Bachini
Bob Bachini, Chairman

And, that such amendments read:

1. Title, line 9.
Following: "ELECTORS;"
Insert: "REVISING VOTING PROCEDURES;"
2. Title, line 11.
Following: "FUNCTIONS;"
Insert: "DEFINING IRRIGABLE LAND;"
3. Page 1, line 19.
Strike: "irrigated"
Insert: "irrigable"
Following: "THE"
Insert: "division of the"
4. Page 1, line 20.
Following: "DISTRICT"
Insert: "he is to represent"
5. Page 1, lines 22 and 23.
Strike: "for which the commissioner is to be elected"
6. Page 1, line 23.
Following: "~~situated~~"
Insert: "is situated"
7. Page 1, line 25 through page 2, line 1.
Following: "until" on line 25
Strike: remainder of line 25 through "until" on page 2, line 1
8. Page 2, line 18.
Strike: "irrigated"

Insert: "irrigable"

9. Page 2, line 19.

Following: "~~shall~~"

Insert: "he represents"

10. Page 2, line 20.

Following: "~~the~~"

Insert: "county in which the"

11. Page 2, line 21.

Strike: "for which"

Strike: "the commissioner is"

12. Page 2, line 22.

Strike: "elected"

Following: "~~situated,~~"

Strike: "and"

Insert: "or some portion of the division is situated. A
commissioner appointed under this section"

13. Page 3, line 4.

Strike: "irrigated"

Insert: "irrigable"

14. Page 5, line 7.

Strike: "The balloting ~~shall~~ must take place in the following
manner"

Insert: "(4) The board of commissioners shall choose one of the
following methods of balloting

Following: ":",

Insert: "(a)"

15. Page 5, line 11.

Following: "10"

Insert: "; or (b) the elector shall submit a ballot that includes
the number of acres owned and the number of votes being cast"

16. Page 7.

Following: line 16

Insert: "NEW SECTION. Section 5. Definition of irrigable land.

As used in this chapter, "irrigable land" means:

(1) land that can receive irrigation water and is
classified as irrigable by the district or the United States
government; or

(2) land decreed as taxable acreage under 85-7-1841
through 85-7-1845.

NEW SECTION. Section 6. Codification instruction.

March 22, 1989
Page 3 of 3

[Section 5] is intended to be codified as an integral part of Title 85, chapter 7, and the provisions of Title 85, chapter 7, apply to [section 5]."

Amendments to Senate Bill No. 111
Third Reading Copy

EXHIBIT #1
DATE 3/17/89
HB SB 111

For the Committee on House Agriculture, Livestock, and Irrigation

Prepared by Connie Erickson
March 13, 1989

1. Title, line 8.

Strike: "PREGNANCY TESTING AND"

2. Page 2, line 5.

Strike: "and"

3. Page 2, line 8.

Following: "1991"

Insert: "; and"

4. Page 2, line 7.

Strike: "pregnancy testing and"

5. Page 2, following line 9

Insert: "formation of an advisory committee to make
recommendations regarding the certification of individuals
seeking to practice embryo transfers"

6. Page 6, line 2.

Strike: "PREGNANCY TESTING AND"

7. Page 6, line 3.

Following: "PERFORMED"

Insert: ", under the direct supervision of a licensed
veterinarian,"

8. Page 6, line 5.

Strike: "THOSE PROCEDURES"

Insert: "that procedure"

9. Page 6, line 25.

Following: "BOARD"

Insert: "who is a veterinarian"

10. Page 6, line 23.

Strike: "CONSISTING OF"

11. Page 6, following line 24.

Insert: "(A) The committee must consist of:"

12. Page 6, line 25.

Strike: "(A)"

Insert: "(I)"

13. Page 7, line 1.

Strike: "(B)"

Insert: "(II)"

14. Page 7, line 3.

Strike: "(C)"

Insert: "(III)"

15. Page 7, line 5.

Strike: "(D)"

Insert: "(IV)"

16. Page 7, line 7.

Strike: "(E)"

Insert: "(V)"

17. Page 7, line 7.

Following: "LAY"

Insert: "veterinary"

Following: "SPECIALIST"

Insert: "with practical experience in pregnancy testing or embryo transfers"

18. Page 7, line 8.

Strike: "(F)"

Insert: "(VI)"

19. Page 7, following line 9.

Insert: "(B) The advisory committee shall make recommendations regarding the testing and certification procedures. The committee may not adopt rules.

(C) The advisory committee, in cooperation with the board, shall conduct a study of the practice of bovine pregnancy testing and ovine pregnancy testing with the use of ultrasound equipment. The study must include, but is not limited to:

(1) federal laws governing the practice of pregnancy testing;

(2) education and experience requirements for the practice of pregnancy testing; and

(3) pregnancy testing by non-veterinarians.

(D) The advisory committee shall terminate on July 1, 1991."

20. Page 7, line 12.

Following: "~~full-time~~"

Insert: "full-time"

Following: "employees"

Insert: ", as defined in 2-18-601,"

Amendments to Senate Bill No. 432
Third Reading Copy

EXHIBIT #2
DATE 3/17/89
HB SB432

Requested by Representative Kasten
For the Committee on House Agriculture, Livestock, and Irrigation

Prepared by Connie Erickson
March 10, 1989

1. Page 1, line 25 through page 2, line 1.
Following: "until" on line 25
Strike: remainder of line 25 through "until" on page 3, line 1

Amendments to Senate Bill No. 432
Third Reading Copy

For the House Committee on Agriculture, Livestock, and Irrigation

Prepared by Connie Erickson
March 17, 1989

EXHIBIT #3
DATE 3/17/89
HB SB 432

1. Title, line 11.
Following: "FUNCTIONS;"
Insert: "DEFINING IRRIGABLE LAND"

2. Page 1, line 19.
Strike: "irrigated"
Insert: "irrigable"
Following: "THE"
Insert: "division of the"

3. Page 1, line 20.
Following: "~~shall~~"
Insert: "he represents"

4. Page 1, lines 22 and 23.
Strike: "for which the commissioner is to be elected"

5. Page 1, line 23.
Following: "~~situated~~"
Insert: "is situated"

6. Page 2, line 18.
Strike: "~~irrigated~~"
Insert: "irrigable"

7. Page 2, line 19.
Following: "~~shall~~"
Insert: "he represents"

8. Page 2, line 20.
Following: "~~the~~"
Insert: "county in which the"

9. Page 2, line 21.
Strike: "for which"
Strike: "the commissioner is"

10. Page 2, line 22.

Strike: "elected"

Following: "~~situated~~"

Strike: "and"

Insert: "or some portion of the division is situated. A
commissioner appointed under this section"

11. Page 3, line 4.

Strike: "irrigated"

Insert: "irrigable"

12. Page 7.

Following: line 16

Insert: "NEW SECTION. Section 5. Definition of irrigable land.

As used in this chapter, "irrigable land" means:

(1) land that can receive irrigation water and is
classified as irrigable by the district or the United States
government; or

(2) land decreed as taxable acreage under 85-7-1841
through 85-7-1845.

NEW SECTION. Section 6. Codification instruction.

[Section 5] is intended to be codified as an integral part of
Title 85, chapter 7, and the provisions of Title 85, chapter 7,
apply to [section 5]."

Amendments to Senate Bill No. 432
Third Reading Copy

For the House Committee on Agriculture, Livestock, and Irrigation

March 17, 1989

1. Title, line 9.

Following: "ELECTORS;"

Insert: "REVISING VOTING PROCEDURES;"

2. Page 5, lines 7 through 11.

Strike: line 7 through line 11 in their entirety

Insert: "To cast a vote or votes, an elector shall submit a
ballot that includes the number of acres owned and the
number of votes being cast."

EXHIBIT #4
DATE 3/17/89
HB SB432

Amendments to Senate Bill No. 432
Third Reading Copy

For the House Committee on Agriculture, Livestock, and Irrigation

March 17, 1989

1. Title, line 9.
Strike: "ALLOWING"
Insert: "AUTHORIZING"
Strike: "RECEIVE"
Insert: "APPOINT"

2. Title, line 10.
Strike: "ASSISTANCE FROM"

EXHIBIT #5
DATE 3/17/89
HB SB432.

3. Title, line 11.
Strike: "FOR"
Insert: "TO PERFORM"

4. Page 6, line 12.
Strike: "may receive assistance from"
Insert: "shall appoint"

5. Page 6, line 16.
Strike: "preparing"
Insert: "issuing"

6. Page 6, line 17.
Following: "notices."
Insert: "The appointee shall perform these functions consistent with practices and procedures established by the county treasurer."

do not pass

AGRICULTURE, LIVESTOCK & IRRIGATION

DATE 3/17/89

BILL NO. SB111

NUMBER

TALLY

15

~~Mary Lou Schmitz~~

Secretary

BOB BACHINI, Chairman

Chairman

MOTION:

rep. kosten "amends"

mp. khoulke "to reconsider"

ROLL CALL VOTE

AGRICULTURE, LIVESTOCK & IRRIGATION

COMMITTEE

DATE 3/17/89 BILL NO. SB432 NUMBER _____

| NAME | AYE | NAY |
|-------------------------------|-----|-----|
| BOB BACHINI, CHAIRMAN | ✓ | |
| FRANCIS KOMMKE, VICE CHAIRMAN | ✓ | |
| GENE DE MARS | ✓ | |
| JERRY DRISCOLL | ✓ | |
| JIM ELLIOT | ✓ | |
| LINDA NELSON | ✓ | |
| BOB REAM | ✓ | |
| DON STEPPLE | ✓ | |
| VERNON WESTLAKE | ✓ | |
| DUANE COMPTON | ✓ | |
| ORVAL ELLISON | ✓ | |
| BERT GUTHRIE | ✓ | |
| MARIAN HANSON | ✓ | |
| HARLETT HAYNE | ✓ | |
| BETTY LOU KASTEN | ✓ | |
| VERNON KELLER | ✓ | |
| JOHN PATTERSON | ✓ | |
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TALLY

(5)

Maureen Cleary
Mary Lou Schmitz
 Secretary

BOB BACHINI, Chairman
 Chairman

MOTION: rep. nelson - to be concurred as amend
rep. kasten exhibit #2 amends - unan.
rep. kasten exhibit #3 amends - unan.
rep. hanson exhibit #4 amends -
rep. patterson reinsert 7-11 "or" - 2 exhibit
rep. hanson exhibit #5 amends "do not pass"

to be concurred
 as amend