

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".

HOUSE COMMITTEE ON AGRICULTURE, LIVESTOCK AND IRRIGATION  
March 17th 1989  
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ADJOURNMENT

Adjournment At: 5:30 p.m.

Bob Bachini  
REP. BOB BACHINI, Chairman

BB/mc

6201.MIN

DAILY ROLL CALL  
AGRICULTURE COMMITTEE

50th LEGISLATIVE SESSION -- 1989

Date 3/17/89

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, 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"

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Page 2 of 3

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

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1:25pm  
J.C.

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(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"

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Page 2 of 2

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.

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[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 S/B 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,"

EXHIBIT #2  
DATE 3/17/89  
HB SB432

Amendments to Senate Bill No. 432  
Third Reading Copy

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

**ROLL CALL VOTE**

**AGRICULTURE, LIVESTOCK & IRRIGATION COMMITTEE**

DATE 3/17/89 BILL NO. SB111 NUMBER

## TALLY

15

Maureen Cleary  
Mary Lou Schmitz  
Secretary

BOB BACHINI, Chairman  
Chairman

MOTION: rep. Kristen "amends"  
rep. Phoenix "to reconsider"

**ROLL CALL VOTE**

## AGRICULTURE, LIVESTOCK & IRRIGATION

## COMMITTEE

DATE 3/17/89

**BILL NO.**

SB432

NUMBER

## TALL

15

Maureen Cleay  
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" - to exhibit  
rep. hanson exhibit #5 amends "do not pass"

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To be concurred  
as amend