

MINUTES

**MONTANA HOUSE OF REPRESENTATIVES
52nd LEGISLATURE - REGULAR SESSION**

COMMITTEE ON AGRICULTURE, LIVESTOCK, & IRRIGATION

Call to Order: By CHAIR LINDA NELSON, on January 30, 1991, at
3:00 p.m.

ROLL CALL

Members Present:

Linda Nelson, Chair (D)
Don Steppler, Vice-Chairman (D)
Bob Bachini (D)
Joe Barnett (R)
Gary Beck (D)
Jane DeBruycker (D)
Roger DeBruycker (R)
Jim Elliott (D)
Marian Hanson (R)
Harriet Hayne (R)
Vernon Keller (R)
Don Larson (D)
Jim Madison (D)
Ed McCaffree (D)
John Phillips (R)
John Scott (D)

Members Excused: Chair Linda Nelson

Staff Present: Connie Erickson, Legislative Council
Claudia Johnson, Committee Secretary

Please Note: These are summary minutes. Testimony and
discussion are paraphrased and condensed.

HEARING ON SB 36

Presentation and Opening Statement by Sponsor:

SEN. JACK REA, Senate District 38, Three Forks, said this is an act revising licensing procedures regarding veterinarians: 1) clarifying the exemption of persons performing embryo transfer technology from veterinary practice law; 2) removing the requirement that the board of veterinary medicine set licensing and examination fees each year; 3) removing the requirement that applicants for licensure as veterinarians obtain a grade of 70 percent in all subjects examined; and 4) providing an immediate effective date. He said this bill was requested by the

Department of Commerce. He referred to page 3, line 5, and said "embryo" has been changed to "nonsurgical embryo" transfers "in bovines" and may be performed only under the supervision of a veterinarian licensed and residing in Montana. He told about a veterinarian licensed in Montana and residing in Florida who was supervising a technician in Montana. This bill makes it mandatory that the veterinarian has to reside in the state to practice. He referred to page 6, line 8, and said they struck the word "annually" so it reads, "a person applying for a license to practice shall pay to the department a nonrefundable fee commensurate with the costs of the examinations and set by the board". He has been on the board for 30 years and the fees have only been set twice in that time so it was unnecessary to have the word annually in there. On page 7, line 10, it says applicants must achieve a grade of 70 percent in order to obtain a license. The bill strikes "in all subjects". He said the reason is; there are 4 parts to the veterinarian tests, and two of those are written tests that are national. The other 2 tests are an oral and a practical.

Proponents' Testimony:

Kim Enkerud, Mt. Stockgrowers, spoke in favor of SB 36.

Marvin Barber, representing the Agriculture Preservation Association (APA), said this bill came about in the 1989 legislative session and was carried by SEN. BOYLAN. He said there was a lot of controversy over the language that was in it and urged the committee to concur in SB 36.

Opponents' Testimony: None

Questions From Committee Members:

REP. SCOTT asked SEN. REA about line 7, page 3, requiring residency in Montana. He asked if a person living on the North Dakota border but residing in Montana would be able to use a veterinarian from North Dakota. SEN. REA said if they have a reciprocal agreement, they can and vice versa. SEN. REA said the main problem is from those that are licensed in Montana but reside in another state and supervise a technician here in Montana.

REP. BACHINI asked if there is a reciprocal agreement already in place in Montana. SEN. REA said no, it is more of an gentleman's reciprocal. Connie Erickson said the answer is on page 2, starting on line 7, regarding veterinarians practicing in another state.

REP. JANE DEBRUYCKER asked how many veterinarian are there in Montana. SEN. REA said of about 850 licensees, 400 of those are residing in Montana and are doing certified embryo surgery. REP. DEBRUYCKER asked if she wanted to call in a special veterinarian for an expensive animal could she call one in from another state.

SEN. REA said yes, as long as they were under the supervision of a veterinarian residing in Montana.

Closing by Sponsor:

SEN. REA said this bill is a clarification from the last session and hoped the committee would concur in SB 36.

EXECUTIVE ACTION ON SB 36

Motion: REP. BACHINI MOVED SB 36 BE CONCURRED IN.

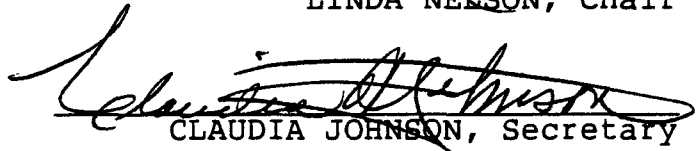
Motion/Vote: Question was called. Voice vote was taken.

Vote: SB 36 BE CONCURRED IN. The motion CARRIED unanimously. REP. BARNETT will carry SB 36 on the House Floor.

ADJOURNMENT

Adjournment: 4:00 p.m.


LINDA NELSON, Chair


CLAUDIA JOHNSON, Secretary

LN/cj

HOUSE OF REPRESENTATIVES

AGRICULTURE, LIVESTOCK AND IRRIGATION COMMITTEE

ROLL CALL

DATE 1-30-91

NAME	PRESENT	ABSENT	EXCUSED
REP. DON STEPLER, VICE-CHAIRMAN	✓		
REP. BOB BACHINI	✓		
REP. JOE BARNETT	✓		
REP. GARY BECK	✓		
REP. JANE DEBRUYCKER	✓		
REP. ROGER DEBRUYCKER	✓		
REP. JIM ELLIOTT	✓		
REP. MARIAN HANSON	✓		
REP. HARRIET HAYNE	✓		
REP. VERNON KELLER	✓		
REP. DON LARSON	✓		
REP. JIM MADISON	✓		
REP. ED MCCAFFREE	✓		
REP. JOHN PHILLIPS	✓		
REP. JOHN SCOTT	✓		
REP. LINDA NELSON, CHAIR			✓

5.45
1-30-91
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HOUSE STANDING COMMITTEE REPORT

January 30, 1991

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Mr. Speaker: We, the committee on Agriculture, Livestock, and Irrigation report that Senate Bill 36 (third reading copy -- blue) be concurred in .

Signed: _____
Linda Nelson, Chairman

Carried by: Rep. Barnett

HOUSE OF REPRESENTATIVES
VISITOR'S REGISTER

Agiculture COMMITTEE BILL NO. SB 36
DATE 1-30 SPONSOR(S) Sen. Rea

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NAME AND ADDRESS	REPRESENTING	SUPPORT	OPPOSE
Kim Enkerud	MT Stockgrowers	✓	
Marvin Barber	A. P. R.	✓	
Cheryl Brant	Bd of Veterinary Medicine Dept. of Commerce	answer questions	
Roger Tippy	Mt Veterinary Medicine	✓	

PLEASE LEAVE PREPARED TESTIMONY WITH SECRETARY. WITNESS STATEMENT FORMS ARE AVAILABLE IF YOU CARE TO SUBMIT WRITTEN TESTIMONY.