

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 52nd LEGISLATURE - REGULAR SESSION

COMMITTEE ON AGRICULTURE, LIVESTOCK, & IRRIGATION

Call to Order: By CHAIR LINDA NELSON, on February 20, 1991, at
ADJOURNMENT.

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)

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 HB 814

Presentation and Opening Statement by Sponsor:

REP. THOFT, House District 63, Stevensville, said HB 814 is an act clarifying the law providing for the disposition of state-owned water projects by the Department of Natural Resources and Conservation (DNRC); establishing a date for the department to attempt to dispose of its canal projects; increasing the percentage of affected water users required to veto a department decision to dispose of a project; amending sections 8-1-211 and 85-6-109, MCA and providing an immediate effective date. This bill allows the department to dispose of a number of canal

projects. He said the department would like to turn the canals back over to the water users. REP. THOFT offered amendments for the bill that give the names of the projects cleans up the section of the bill that promised the water users two years of free operation and management (O and M); it should have only been for one year. EXHIBIT 1

Proponents' Testimony:

Karen Barclay, Director of the Department Natural Resources and Conservation, reiterated what REP. THOFT said about disposing of these eleven known water projects. She said they are canals only and all of them have active water users association that are operating and maintaining them. They are located throughout the state. She gave the list of names of the canals to be disposed of by the department; Columbus Canal, the Delphia-Melstone Canals, Hysham Pumping Canals, Livingston Ditch, the Florence Canal, the Paradise Canal, Park Branch Canal, the Sidney Pumping Canals, South Side Canal, Vigilante Canal and the West Bench Canal. This bill only concerns these eleven projects. The state does own a number of additional projects, but in the cases of the additional projects they are either abandoned, no longer in use, have no water user associations, or they are connected with reservoirs and are used for multiple use projects. Ms. Barclay said the department is proposing in the following four years to work with the independent water users associations to work through any potential complications that might be associated with each of these independent projects whether they be right-of-way issues, water rights issues, or any kind of legal concerns of the water users. By the end of the four years the department hopes to turn the projects over to the established associations, and as an incentive provide a lump sum payment of one years O and M costs. At the end of the four years, if the associations choose not to take these projects over, the department then proposes to begin charging the associations for any administrative costs associated with the project. Ms. Barclay said the department is a third party looking over the association's shoulder and feels it is unnecessary. She said the state does not need to be involved in these single purpose projects and the department is suggesting at the end of the four year period to charge the associations with the ongoing administrative costs associated with each project that include; legal assistance, engineering assistance, and billing assistance. She said currently if the department proposes to dispose of a project of this nature 15% of the water users could petition to stop that kind of disposal and bring it back to Legislature for action. She said they are hoping to raise the 15% figure to 30%, so in the disposition of these projects the department would still go through the normal process, but it would now require a 30% veto to bring it back to legislature rather than the 15% as it exists now.

Opponents' Testimony: None

Questions From Committee Members:

REP. BACHINI asked Ms. Barclay how they arrived at the 30% figure. Ms. Barclay said she could not come up with an exact answer, but felt the 15% was a very low figure for water users and thought it was inappropriate to raise it to 75%, so doubled the figure to arrive at the 30% figure.

REP. LARSON asked Ms. Barclay if there was a cost savings associated in turning these projects back to the owners. Ms. Barclay referred to the fiscal note that shows a cost savings of about \$30,000 per year. She said the department is anticipating that there will not be a reduction of FTE's. She said this will allow FTE's to be placed in areas of higher priorities.

CHAIR LINDA NELSON asked Ms. Barclay if there was a regular fiscal note to go with this bill. Ms. Barclay said the fiscal note was prepared by the department. and presented to the budget office. Ms. Barclay made copies of the fiscal note and distributed it to the members. EXHIBIT 8

REP. BACHINI asked Ms. Barclay if the committee could lower the percentage. Ms. Barclay asked what he suggested. REP. BACHINI asked if it could be lowered by 5%. Ms. Barclay said that was up to the sponsor.

REP. BARDANOUVE, House District 16, said he fully supports this bill. He said that he has a history of being involved with these canals, and it was one of the most controversial bills he ever carried in legislature. He said it is wise to turn the canals back to the landowners and the people that use them.

Closing by Sponsor:

REP. THOFT said the only thing landowners receive from this is relief from liability, but looking at the code books it doesn't look like they even receive that. He said they use the department to help settle water disagreements when they should be taking care of it themselves.

HEARING ON HB 840

Presentation and Opening Statement by Sponsor:

REP. ED GRADY, House District 47, Canyon Creek, explained the bill. Page 2, lines 5 & 6, adds native plant communities to the definition of noxious weeds. This will make it clear that plants can be declared noxious weeds if they threaten native plant communities. Lines 23 and 24 on page 1, define native plant. Endemic means "native" to Montana. He said basically, plants that were in the state when Lewis and Clark came through are considered endemic. Line 25, page 1, defines native plant community as an assemblage of native plants occurring in a natural habitat. He said the Department of Agriculture is currently considering listing on the noxious weed list a plant species that threatens wetlands. The plant species is purple

blue loosestrife. He said this modification to the definition of noxious weed will give the department the clear authority to list this species and any other plants that might threaten native plant communities. Section 2, revises and modernizes the embargo statute that has very seldom been used. The primary purpose of this bill is to allow the department to regulate or prohibit the importation or sale of noxious weed seed or plants harmful to Montana's horticulture, agriculture, forestry, livestock, wildlife and native plant communities. He said this legislation will not require the department to do anything. At this time the department can only regulate the importation of noxious weeds.

Proponents' Testimony:

Janet Ellis, Montana Audubon Legislative Fund, pointed out the difference of the fiscal note by the department of agriculture in comparison to REP. GRADY'S fiscal note. REP. GRADY'S fiscal note is based on amendments. EXHIBIT 3 She said they strike the term "movement" and "hay and straw" as far as this legislation is concerned. The department made an assumption when preparing their fiscal note that each county weed district would prepare their own. As a result, the department concluded there would be an additional 6 FTE's and a cost of \$180,000. By removing the term "movement" and having the department regulate the sale and importation, this will prohibit the nurseries from selling noxious weeds. She said there are certain species the nurseries sell to people to plant in their yards. She said the purple loosestrife REP. GRADY was speaking about is a big problem in Flathead Co., Lake Co., and is starting along the Missouri River in Cascade Co. A number of counties have already banned the sale of noxious weeds through their nurseries. Ms. Ellis said that seed catalogs from out-of-state nurseries would be contacted by the department. She said this is done by the department sending the other state agriculture departments a list of the plant species that cannot be sent to Montana. She said the seed catalogs list the plants that cannot be sold to certain states. The basic cost of this program is notification of Departments of Agriculture in other states and licensed nurseries in Montana plus some rule making authority. She said in comparison to other states the cost is very minimal. EXHIBIT 3 AND 4

Jan Nixon, Montana Native Plant Society, Bozeman, said her organization is pleased to see this legislation in place. She said the importance of these plant communities in our state cannot be underestimated. They protect our watersheds, provide food and shelter for wildlife, are a sustainable and renewable resources in the form of timber, and are an invaluable recreational and visual resource. Ms. Nixon said they support the bill as a whole, but would like to see some wording to explain the meaning of the word "endemic". In a botanical sense "endemic" means "native having been developed in a very restricted area". She said there are a few plants that are specific only to Montana and are tracked by the Montana Heritage Program.

Dave Burch, Montana Weed Control Association, wanted to go on record in supporting HB 840 for two reasons: 1) do not need any more weeds to spray; and 2) the native plant community is very important.

Valarie Horton, Montana Wildlife Federation, strongly supports HB 840. She said the regulation of the importation and sale of noxious weeds proposed in HB 840 is a vital step in protecting Montana's wildlife. She said native plants are crowded out by noxious plants leaving no feed for the wildlife.

Lorraine Gillies, Montana Farm Bureau, supports HB 840. It requires regulation of materials imported into Montana. She urged the committee's support. EXHIBIT 5

Pam Hackley, L & C County Weed Board, Reclamation Professional, supports HB 840. She said one issue that has not been discussed here is the problem of noxious weeds introduced through seed mixes on reclamation projects for mining companies that are regulated through the Department of State Lands. It is a big problem when companies bring in seed mixes to restore their properties.

Opponents' Testimony: None

Questions From Committee Members:

REP. MCCAFFREE asked REP. GRADY about the new language on page 3, line 4, replacing the word "embargo" with "importation". REP. GRADY asked Janet Ellis to answer this. Ms. Ellis said that the term "embargo" often refers to a prohibition against entry from a foreign country rather than from another state. The current statute requires the governor to declare an embargo, and the department said the statute is seldom if every used. Both the department and the bill drafter felt that this new wording was more appropriate.

REP. DEBRUYCKER (Roger) asked Ms. Ellis if this is to prohibit the sell of all plants not native to Montana. Ms. Ellis said no. It will prohibit the importation and sale of noxious weeds that may harm native plants.

REP. KELLER asked Ms. Ellis about striking "hay and straw". Ms. Ellis said she did not have a problem with leaving that wording in. One of the problems when the department drafted their fiscal note, they were afraid they would be checking bales of hay, coring them for noxious weeds.

Closing by Sponsor:

REP. GRADY said SEN. JOHN ANDERSON has a bill for a study of the importation of seeds and hay. He said there is a twelve state study to coordinate the importation of seeds and hay, because it is a problem and it is very costly to control hay entering into

the state.

HEARING ON HB 770

Presentation and Opening Statement by Sponsor:

REP. ED GRADY, House District 47, Canyon Creek, said this bill was requested of him by the auctioneer's association. This will create a board of auctioneers to regulate the licensing of auctioneers. He said there is a statement of intent which delegates rule making authority to the board. In section 2, a five member board will be set up including three experienced auctioneers. Members will serve a staggered three year term. He stated that the term "auction" does not include the sale of goods or real estate by sheriff or other public officials at a public auction.

Proponents' Testimony:

Jerry Ellis, Ellis Auction Sales, Billings, said they have had some problems over the past few years and hope this bill will solve some of them. Today, the auction business handles a large amount of money and the bonding requirement at present is too low. He said the people that come into the state can purchase a property bond from someone else and are not regulated. There is no accountability; no trust account records so there can be a mixture of funds; the sellers are not given copies of items that are auctioned so there is no checking; false advertising; basically no protection. He said fly-by-nights can come into town, purchase a city license, advertise antiques that are not authentic, and then they are gone. Anyone can check on a licensed auctioneer. There have been several cases of auctioneers leaving the state with all the money from the sale; cases where the sellers have not been paid for several months; there is no backup to collect this. One of the problems auctioneers have is each city requires different regulations. Billings needs a bond and a city license. This bill would supersede that by having the license and bonds in statute the real estate act. He said they would like the board to develop continuing education programs for the auctioneers. He said they would like to know who is doing business and where they are doing business. There is no reciprocity with other states. If they want to do business in another state, they have to take that state's exam; he would like to have the ability to practice in other states.

Gary Mason, Mason Marketing Services, Hamilton, in support of HB 770. He said all it takes to practice in Montana at this time is a \$5,000 bond. He said guidelines are needed for the experienced auctioneers and those aspiring to become auctioneers.

Margie Mason, Mason Marketing Services, Hamilton, in support of HB 770. She said professionalism and regulation go hand in hand.

Marilyn Burns, Burns and Sons Auction, Manhattan, licensed Cosmetologist, Real Estate Agent and Auctioneer, said she was required to spend one year as an apprentice after studying 2000 hours to be a cosmetologist, her business was regulated, license checked and frequent visits from inspectors. To have a real estate license, a person needs 60 hours of school training, 3 letters of reference for trustworthiness, evidence of competency and good repute, a credit check, high school diploma or equivalent, and, if accepted, work for 2 years under a broker. As an auctioneer in Montana, she is required to purchase a \$5,000 property bond that costs \$50.

David Brownell, Rocky Mountain Auctions, Conrad, said this is a very important piece of legislation. They have seminars every year and he learns something new every time he attends. Continuing education is very important.

Devar Gardner, Gardner Auction Service, Kalispell, said he has been in the business for 20 years. He started by finding a competent auctioneer to follow around and learn from; this is the only way it should be. He said they are not trying to get anyone out of the business, but make better auctioneers out of those already in it and those starting in it.

Fred Poloson, Phillipsburg, said he was a seller for a public auction that took place in 1986, and has been in litigation since 1986 because he never received his money. It has cost \$55,000 of his retirement money, and there is no end in sight because the auctioneer has filed for bankruptcy. He said this auctioneer has done this in three other states and Canada.

REP. BOB THOFT, House District 63, said the auctioneers want to maintain their credibility and hoped the committee would pass this bill.

Stan Howe, auctioneer in Helena, said this bill may not be necessary, but is inevitable. He was a major opponent of the bill in the last session, but said this bill has been greatly revised. He has some concerns and some questions about the bill. Page 5, section 7, lines 5 through 7, states "an auction conducted by or on behalf of a charitable organization, if the person conducting the auction receives no compensation". Does that mean the auctioneer cannot eat dinner there? Page 6, line 15, requires graduation from an accredited auctioneer school. Does that include an out-of-state school, or does an auctioneer have to graduate from the auctioneer school in Montana. **Mr. Howe** said there does not appear to be a grandfather clause in this bill. He believes that everyone, even people currently working as auctioneers, will have to serve an apprenticeship. He questioned the board as being the only entity supervising auctioneers, and everyone in the state having to serve under it. He questioned the requirement that the name of the seller be included in the auction advertising. **Mr. Howe** is doing an auction at the Civic Center in a couple of weeks, and the

Consignors have specifically asked that he not advertise their names. He also wanted to know who would serve as supervisory auctioneers. He asked the committee to look carefully at this bill and try to answer some of his questions.

Opponents' Testimony: None

Questions From Committee Members:

REP. LARSON asked Ray Hauck how an auctioneer verifies the ownership of the property. Mr. Hauck said it depends on the type of property. If an estate, they ask for the personal papers of the representative; a regular consignment sale on antiques is the same.

REP. PHILLIPS asked how many people are in the auctioneers association. Ms. Burns said around 100 members, but there are around 225 auctioneers in the state. Ms. Burns said the reason they did not put the grandfather clause in was because they felt everyone should pay their fees, and it would probably be left up to the board to include a grandfather clause in this.

REP. PHILLIPS asked Ms. Burns where are the accredited schools are. Ms. Burns said there is one in the state. Any school that is accredited is accepted by the Department of Commerce.

REP. KELLER asked Jerry Ellis why no grandfather clause. Mr. Ellis said they were working directly with an attorney from the Department of Commerce who said a grandfather clause would be illegal, but the board could set up the process.

CHAIR LINDA NELSON asked Mr. Steve Meloy, Bureau Chief of Professional and Occupational Licensing Bureau, to address the grandfather issue. Mr. Meloy said there are 30 boards and same amount of employees in his department. The Division of Consumer Affairs does the accrediting of the auctioneer schools. He said the professional license for auctioneers went through the sunrise process and there was a recommendation from the Legislative Audit committee. Mr. Meloy said that Steve Shepiro worked extensively to address all of the concerns of the proponents; it was too bad that Stan Howe wasn't there to help address the issues he is concerned about.

REP. MCCAFFREE asked Mr. Ellis if maybe he wasn't recreating a law that was already working and in place. Mr. Ellis said the problem he had with the older law was the bonding. He felt it should be \$20,000 and it should be surety bonding only. The reason for this is to show they are financially stable. He said a lot of people that are not reputable can put up \$10,000 to \$20,000 cash, but cannot purchase a surety bond. Present law is just for property bonding.

REP. MCCAFFREE asked Mr. Ellis if he would be satisfied with the existing law if the bonding was changed. Mr. Ellis said he would

still have some problems with it. There is still the issue of false advertising not addressed in the existing law and said this bill will take care of it.

REP. BACHINI asked Ms. Burns about the other 100 auctioneers not in the auctioneer association. Ms. Burns said they have been invited but she did not know the reason why they are not members.

CHAIR LINDA NELSON asked Ms. Burns how much the dues are to belong to the association. Ms. Burns said they are \$20 a year.

REP. LARSON asked Mr. Meloy about there being no rules pertaining to the licensure system and if he saw this as being part of the rule-making authority of the board. Mr. Meloy said yes.

REP. SCOTT asked Mr. Ellis about a concern of one of his constituents from Billings. Mr. Ellis said he knew who REP. SCOTT was talking about and could not understand why this person opposed this bill, because this person deals strictly with livestock auctions which are exempt from this bill.

REP. DEBRUYCKER (Roger) asked Mr. Ellis to address the questions that Stan Howe addressed. Mr. Ellis said he personally was against the accreditation of schools. He said the auctioneer school in Billings is one of the largest in the Northwest; a number of the auctioneers in Montana are graduated from this school. This was the main reason he was against the accreditation of other schools. He said there shouldn't be any problem if the board runs the school which would be similar to other states. Mr. Ellis said the auctioneers are accredited and accepted in other states and vice versa. Mr. Ellis said the reason for listing a seller's name for an auction is to prevent fraud to the public.

REP. DEBRUYCKER (Jane) asked Mr. Howe if any of his concerns had been addressed. Mr. Howe said some had, but there are still concerns about the auctioneers that have 20, 30 or 40 years experience, yet have to serve an apprenticeship. He said none of the auctioneers have a problem paying their fees, etc.

REP. BARNETT asked Mr. Ellis about those that are presently auctioneers; would they automatically be licensed if this bill were to pass. Mr. Ellis said that under the regulations and rules that would be set up, no one would be licensed so no one could serve as a sponsor. The first group would have to be licensed without an apprenticeship.

REP. BARNETT said if no one is licensed who would sit on the board. REP. GRADY replied that a board would be appointed by the Governor.

Closing by Sponsor:

REP. GRADY said there could be amendments added to this bill that

would address the concerns of Mr. Howe. REP. GRADY said this would be good protection for the buyer and seller because of the large amount of dollars that are involved in this present time knowing there is a better auctioneer working for you.

EXECUTIVE ACTION ON HB 814

Motion: REP. ROGER DEBRUYCKER MOVED HB 814 DO PASS.

Discussion: REP. DEBRUYCKER (Roger), moved to adopt the amendments. EXHIBIT 1 Voice vote was taken. Motion CARRIED unanimously.

Motion/Vote: REP. PHILLIPS MADE A SUBSTITUTE MOTION THAT HB 814 DO PASS AS AMENDED.

Vote: HB 814 DO PASS AS AMENDED. Motion CARRIED 15 to 1 with REP. SCOTT voting no.

EXECUTIVE ACTION ON HB 840

Motion: REP. ELLIOTT MOVED HB 840 DO PASS.

Discussion: REP. ELLIOTT made the motion to adopt amendments. Connie Erickson addressed the original language "embargo" and replaced it with "importation". Ms. Erickson said she did the drafting on this bill and was requested to replace the original with new language. REP. HAYNE moved to adopt amendment 1 and amendment 2 (EXHIBIT 3) Voice vote was taken. Motion CARRIED unanimously.

Ms. Erickson addressed the word "endemic". She felt it was general and pertained to a plant that grows in Montana naturally or is native to the state.

Motion/Vote: REP. STEPPLER MADE A SUBSTITUTE MOTION THAT HB 840 DO PASS AS AMENDED.

Vote: HB 840 DO PASS AS AMENDED. Motion CARRIED unanimously.

EXECUTIVE ACTION ON HB 574

Motion: REP. BECK MOVED HB 574 DO PASS.

Discussion: Connie Erickson distributed amendments. EXHIBIT 6 Ms. Erickson said the amendments were offered by REP. THOFT. She said the amendments did 6 things: 1) expanded the regulation of biological agents to those in weed and insect control; 2) exempted government agencies and units of the university system that have insectories or insectory sites from the registration fee. The bill does exempt them from registration requirements

and REP. THOFT asked they be exempt from the fee also; 3) required person making application to register insectory site to seek recommendation from appropriate weed district and MSU agricultural experiment station; 4) provided for confidentiality of registration records; and 5) made technical changes to reflect addition of new material.

Motion/Vote REP. ELLIOTT moved to adopt amendments. EXHIBIT 6 Motion CARRIED unanimously.

Motion/Vote: REP. ELLIOTT MADE A SUBSTITUTE MOTION THAT HB 574 DO PASS AS AMENDED.

Vote: HB 574 DO PASS AS AMENDED. Motion CARRIED unanimously.

EXECUTIVE ACTION ON HB 771

Motion: REP. KELLER MOVED HB 771 DO PASS.

Discussion: Connie Erickson distributed and explained the amendments. EXHIBIT 7 Ms. Erickson said the Department of Agriculture asked for the amendments. The amendments do three things for the bill: 1) restore the minimum and maximum amounts of the bond required for the commodity dealers; 2) reinserts the requirement that a scale weight ticket be exchanged for a warehouse receipt; and 3) insert language regarding the time period for the issuance of warehouse receipts.

REP. DEBRUYCKER (Roger) asked Ms. Erickson what the maximum is that is prescribed in 80-4-405. Ms. Erickson said it is \$1 million and may not exceed that amount.

REP. DEBRUYCKER (Roger) asked Ms. Erickson about the 2 percent being charged for the bond if the prices of the commodity fluctuate day by day. He wanted to know how many bushels a day it would take to get to the \$1 million maximum. Ms. Erickson said the bond may not exceed 2 percent of the value of the ag commodities purchased by the dealer from the producer during the previous 12 month period.

REP. STEPPLER said this bill will protect the smaller elevators that don't do the larger volumes of business; the 2 percent is what the elevators have done the previous year up to \$1 million.

Motion/Vote: REP. STEPPLER MOVED TO ADOPT THE AMENDMENTS. EXHIBIT 7 Motion CARRIED unanimously.

Motion/Vote: REP. STEPPLER MADE A SUBSTITUTE MOTION THAT HB 78 DO PASS AS AMENDED.

Vote: HB 771 DO PASS AS AMENDED. Motion CARRIED 13 to 3 with

REP. BACHINI, NELSON and JANE DEBRUYCKER voting no.

EXECUTIVE ACTION ON HB 549

Motion: REP. MCCAFFREE MOVED TO RECONSIDER ACTION ON HB 549 AND TAKE FROM THE TABLE.

Discussion: REP. MCCAFFREE spoke to his motion. He felt with the amendments the bill has some merit and the committee should go with it. REP. MCCAFFREE moved to adopt the amendments. Voice vote was taken. The motion CARRIED 12 to 4 with REP. PHILLIPS, MADISON, BACHINI and STEPPLER voting no.

Motion/Vote: REP. KELLER MADE A SUBSTITUTE MOTION THAT HB 549 DO PASS AS AMENDED.

Discussion: Connie Erickson explained the amendments. They were offered by REP. GRADY. She said they basically remove the requirement that a county weed district hire a full time supervisor, and reinsert the section of the bill that will allow a vote by the electors of the district if they wanted to increase the number of mills. She said these were the main two issues addressed by the Montana Association of Counties (MACO). Gordon Morris of MACO said he did not have a problem with these amendments.

REP. DEBRUYCKER (Roger) asked if on page 5, line 16, "shall" needs to be changed to "may". REP. GRADY said the main object is some of the weed districts have not been funded properly and have not been able to do their job. In some counties weed control isn't a high priority and they place their money in other projects. He said the counties can move the money around. REP. GRADY said to change the language back from shall to may and let the county commissioners decide how they want to fund it.

REP. BECK asked REP. GRADY if that language had been changed because of a problem with the county commissioners not doing their job. REP. GRADY said it was. With stronger language in the bill, it would force the county commissioners to use the money on the weeds.

REP. STEPPLER asked if putting "may" back in refers to putting the money back into the noxious weed fund. Ms. Erickson said it would read "the commissioners may create the noxious weed fund and may provide sufficient money".

CHAIR LINDA NELSON said maybe this could be addressed different with the mills not meaning anything with I-105, but lower the 5 mills that are in there with the assumption that someday I-105 will be null and void.


Motion/Vote: REP. PHILLIPS moved to adopt the amendments. The motion CARRIED 13 to 3 with REP. BACHINI, ELLIOTT and BECK voting no.

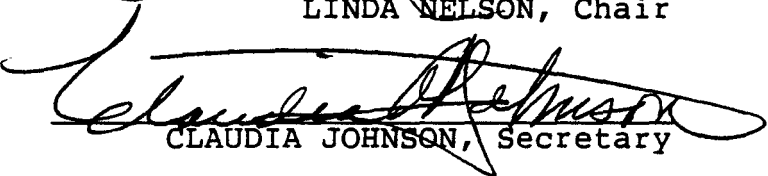
Motion/Vote: REP. MCCAFFREE MADE A SUBSTITUTE MOTION THAT HB 549
DO PASS AS AMENDED.

Vote: HB 549 DO PASS AS AMENDED. Motion CARRIED unanimously.

ADJOURNMENT

Adjournment: 5:30 p.m.


LINDA NELSON, Chair


CLAUDIA JOHNSON, Secretary

LN/cj

HOUSE OF REPRESENTATIVES

AGRICULTURE, LIVESTOCK AND IRRIGATION COMMITTEE

ROLL CALL

DATE 2-20-91

NAME	PRESENT	ABSENT	EXCUSED
REP. DON STEPPLER, 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	✓		

HOUSE STANDING COMMITTEE REPORT

February 21, 1991

Page 1 of 1

Mr. Speaker: We, the committee on Agriculture, Livestock, and Irrigation report that House Bill 814 (first reading copy -- white) do pass as amended.

Signed: Linda Nelson, Chairman

And, that such amendments read:

1. Page 3, line 17.

Following: "."

Insert: "The canal projects to be disposed of include the:

- (i) Columbus canal;
- (ii) Delphia-Melstone canals;
- (iii) Hysham pumping canals;
- (iv) Livingston ditch;
- (v) Florence canal;
- (vi) Paradise canal;
- (vii) Park Branch canal;
- (viii) Sidney pumping canals;
- (ix) South Side canal;
- (x) Vigilante canal; and
- (xi) West Bench canal."
- (b)

Renumber: subsequent subsection

2. Page 4, lines 1 through 4.

Strike: "may" on line 1 through "project" on line 4

Insert: "shall make a payment not to exceed any previous 1-year cost of operating and maintaining the canal project"

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HOUSE STANDING COMMITTEE REPORT

February 21, 1991

Page 1 of 1

Mr. Speaker: We, the committee on Agriculture, Livestock, and Irrigation report that House Bill 840 (first reading copy -- white) do pass as amended .

Signed: Linda Nelson, Chairman

And, that such amendments read:

1. Title, line 5.
Strike: ", MOVEMENT,"

2. Page 3, line 5.
Strike: "movement,"

3. Page 3, line 12.
Strike: "l"

4. Page 3, line 13.
Strike: "movement,"

5. Page 3, line 14.
Strike: "hay, straw,"

6. Page 4, line 4.
Strike: "movement,"

HOUSE STANDING COMMITTEE REPORT

February 21, 1991

Page 1 of 3

Mr. Speaker: We, the committee on Agriculture, Livestock, and Irrigation report that House Bill 574 (first reading copy -- white) do pass as amended .

Signed: _____
Linda Nelson, Chairman

And, that such amendments read:

1. Title, line 7.

Strike: "WEED"

Insert: "BIOLOGICAL"

2. Page 1, line 17.

Page 5, line 8.

Page 6, line 19.

Strike: "weed"

3. Page 2, lines 10 and 13.

Page 6, lines 2, 10, 15, and 22

Page 7, lines 6 and 13

Page 8, lines 9 and 24

Page 9, line 3

Page 10, lines 6 and 8

Strike: "15"

Insert: "16"

4. Page 2, line 11.

Strike: "Weed"

5. Page 2, line 19.

Strike: "the"

6. Page 2, line 20.

Page 4, line 23.

Strike: "of weeds"

7. Page 3, line 4.

Strike: "the"

Following: "control"

Strike: "of weeds"

8. Page 3, line 14.
Page 5, line 19.
Page 7, lines 15, 18, 20, and 25.
Strike: "weed"
Insert: "biological"

9. Page 3, line 16.
Page 4, line 5.
Following: "of"
Insert: "insects or"

10. Page 3, line 18.
Following: "of"
Insert: "insect or"

11. Page 3, line 20.
Following: "fee"
Insert: "-- exception"

12. Page 4, line 6.
Following: first "the"
Insert: "insects or"
Following: "weeds"
Insert: "that"

13. Page 4, line 9.
Strike: "person making application"
Insert: "department"
Following: "obtain"
Insert: "a"

14. Page 4, line 10.
Strike: "verification"
Insert: "recommendation"

15. Page 4, line 12.
Strike: "that the"
Insert: "regarding the establishment of an"
Strike: "does not"
Insert: "that may"

16. Page 4, line 16.
Following: "site"
Insert: ", except for sites maintained by government agencies or
units of the Montana university system"

17. Page 6, lines 13 and 18.
Strike: "14"
Insert: "15"

18. Page 6, line 16.

Following: line 15

Insert: "NEW SECTION. Section 9. Confidentiality of records.

All insectary or site registration information required in [sections 4 through 7] must be kept confidential by the department and may not be disclosed, except:

- (1) upon written permission of the registrant;
- (2) in actions or administrative proceedings commenced under the provisions of [sections 1 through 16];
- (3) when required by subpoena or court order;
- (4) when disclosed to law enforcement agencies in connection with the investigation or prosecution of criminal offenses; or
- (5) when summarized in department program reports that do not include site-specific or registrant-specific information."

Renumber: subsequent sections

19. Page 7, line 7.

Page 8, line 21.

Strike: "12"

Insert: "13"

20. Page 8, line 5.

Strike: "10"

Insert: "11"

21. Page 9, line 21.

Strike: "11"

Insert: "12"

HOUSE STANDING COMMITTEE REPORT

February 21, 1991

Page 1 of 1

Mr. Speaker: We, the committee on Agriculture, Livestock, and Irrigation report that House Bill 771 (first reading copy -- white) do pass as amended .

Signed: _____
Linda Nelson, Chairman

And, that such amendments read:

1. Title, lines 9 and 10.

Strike: "ELIMINATING" on line 9 through ";" on line 10

2. Title, lines 18 and 19.

Strike: "REMOVING" on line 18 through ";" on line 19

3. Page 2, line 17.

Following: "~~80-4-604~~"

Insert: "and 80-4-604"

4. Page 8, line 7.

Following: "FOR"

Insert: "IT MUST BE EXCHANGED FOR"

5. Page 8, lines 7 and 8.

Strike: "WILL" on line 7 through "REQUEST" on line 8

6. Page 11, line 2.

Following: "issued"

Insert: "when storage is charged but"

7. Page 15, line 22.

Following: "~~80-4-405.~~"

Insert: "The minimum amount of bond required by any commodity dealer is \$20,000, and the maximum is prescribed in 80-4-405."

HOUSE STANDING COMMITTEE REPORT

February 21, 1991

Page 1 of 2

Mr. Speaker: We, the committee on Agriculture, Livestock, and Irrigation report that House Bill 549 (first reading copy -- white) do pass as amended .

Signed: _____
Linda Nelson, Chairman

And, that such amendments read:

1. Page 3, line 21.
Following: "a"
Strike: "full-time"
2. Page 5, line 16.
Strike: "shall"
Insert: "may"
3. Page 5, line 18.
Following: "+"
Insert: ":"
4. Page 5, line 19.
Following: "~~(a)~~"
Insert: "(a)"
5. Page 5, line 20.
Following: "↑"
Insert: ";
6. Page 5, line 21.
Following: "~~(b)~~"
Insert: "(b)"
Strike: "or"
7. Page 5, lines 23 and 24.
Following: "county" on line 23
Strike: ", or both"
8. Page 6, line 1.
Following: "and"
Insert: "; and"

11:35
1-21-91
7 DB

February 21, 1991
Page 2 of 2

9. Page 6, line 5.

Following: line 4

Insert: "(c) levying a tax in excess of 5 mills if authorized
by a majority of the qualified electors voting in an election
held for this purpose pursuant to 7-6-2531 through 7-6-2536"

EXHIBIT 1
DATE 2-20-91
HB 814

Amendments to House Bill No. 814
First Reading Copy

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

Prepared by Connie Erickson
February 21, 1991

1. Page 3, line 17.

Following: "_."

Insert: "The canal projects to be disposed of include the:

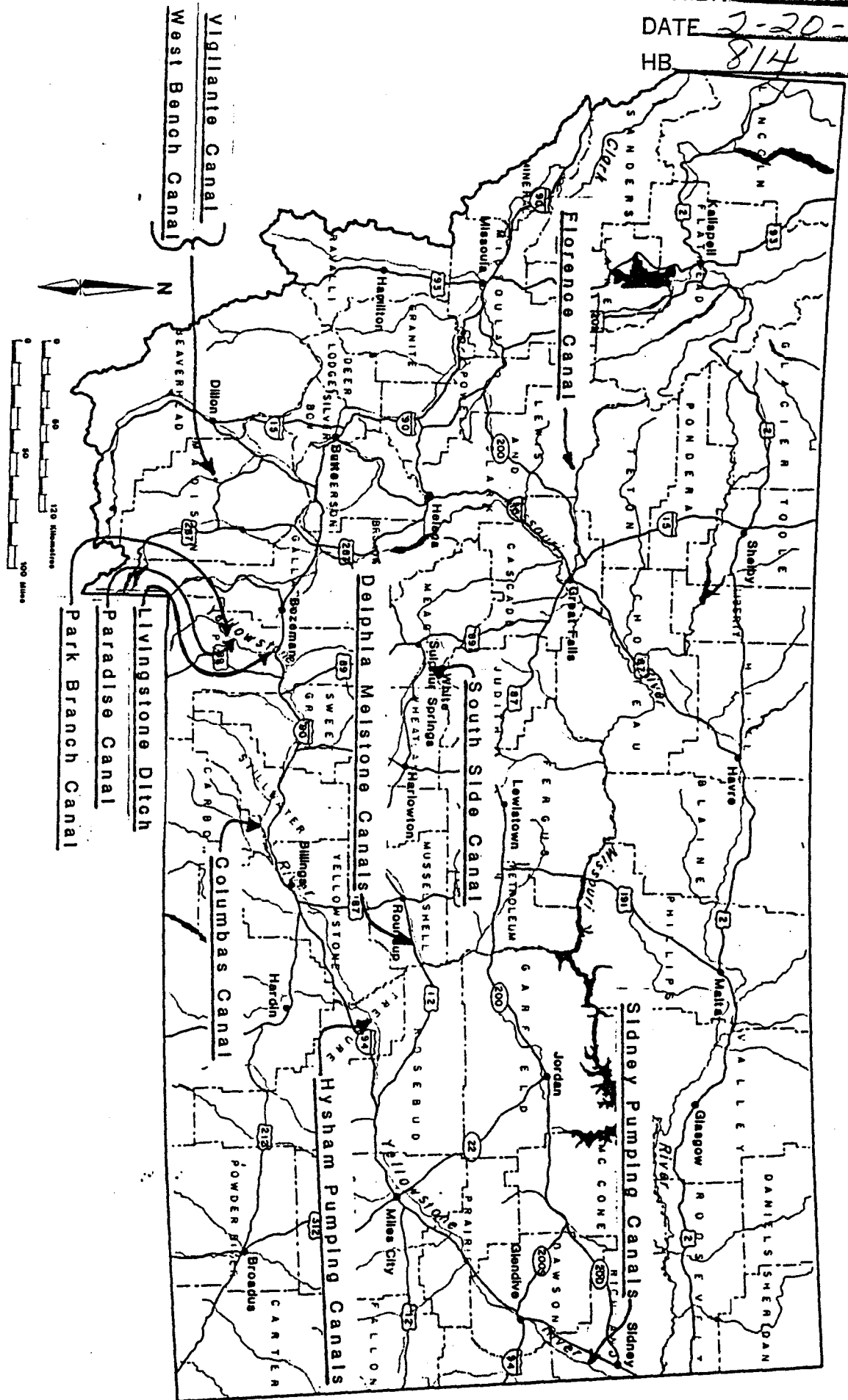
- (i) Columbus canal;
- (ii) Delphia-Melstone canals;
- (iii) Hysham pumping canals;
- (iv) Livingston ditch;
- (v) Florence canal;
- (vi) Paradise canal;
- (vii) Park Branch canal;
- (viii) Sidney pumping canals;
- (ix) South Side canal;
- (x) Vigilante canal; and
- (xi) West Bench canal."
- (b)

Renumber: subsequent subsection

2. Page 4, lines 1 through 4.

Strike: "may" on line 1 through "project" on line 4

Insert: "shall make a payment not to exceed any previous 1-year
cost of operating and maintaining the canal project"



CANAL PROJECTS UNDER PROPOSED LEGISLATION
FOR DISPOSITION OF PROJECTS

HOUSE BILL 814
SALE OF STATE CANAL PROJECTS

TASKS FOR CANAL PROJECT SALE, DISPOSAL, OR ABANDONMENT:

- A DNRC NOTIFICATION OF PROJECT SALE, DISPOSAL, OR ABANDONMENT.
- B STOCKHOLDERS PETITION TO PROCEED WITH SALE, DISPOSAL, OR ABANDONMENT.
- C DNRC/OWNER DEVELOP PROPOSAL FOR SALE, DISPOSAL, OR ABANDONMENT.
- D DNRC/OWNER PRESENTS FINAL PROPOSAL TO STOCKHOLDERS FOR APPROVAL.
- E SEVERANCE PAYMENT MADE.

	CANAL PROJECTS											DNRC	SEVERANCE
	1	2	3	4	5	6	7	8	9	10	11	EXPENSE	PAYMENT
FY 91	A	A	A	A	A	A	A	A	A	A	A	0	0
FY 92	B	B	B	B	B	B	B	B	B	B	B	0	0
FY 93	C	C	C	C	C	C	C	C	C	C	C	\$37,000	0
FY 94												\$37,000	0
FY 95	D/E	D/E	D/E	D/E	D/E	D/E	D/E	D/E	D/E	D/E	D/E	\$37,000	\$170,000
FY 96												0	\$180,000

ASSUMPTIONS AND CONSIDERATIONS:

- Assume that petitions will be signed by 67% of the stockholders at or before 1991 or 1992 annual meetings.
- Priority order for sale, disposal, or abandonment will be based on response to petition from stockholders.
- Assume all listed projects will be sold by June 30, 1995.
- Assumes that the legislature approves severance payments.
- Ownership transfer is estimated to cost \$37,000 for three years starting in FY 93.
- Severance payment is based on one years' operation and maintenance.

EXHIBIT 3
DATE 2-20-91
HB 840

Amendments to House Bill No. 840
First Reading Copy

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

Prepared by Connie Erickson
February 20, 1991

1. Title, line 5.
Strike: ", MOVEMENT,"

2. Page 3, line 5.
Strike: "movement,"

3. Page 3, line 12.
Strike: "1"

4. Page 3, line 13.
Strike: "movement,"

5. Page 3, line 14.
Strike: "hay, straw,"

6. Page 4, line 4.
Strike: "movement,"

SPONSOR'S FISCAL NOTE

Form BD-155

There is hereby submitted a Sponsor's Fiscal Note for: HB 840, Version: 1

DESCRIPTION OF PROPOSED LEGISLATION

This bill revises the definition of noxious weed to include native plant communities. It also revises the law regarding embargoing of noxious weed by allowing the department to regulate or prohibit the importation or sale of noxious weeds.

ASSUMPTIONS

1. The department will assume the cost of amending the state-wide noxious weed list.
2. County weed districts will contain, control and eradicate noxious weed infestations at the county level.
3. The department will adopt rules to implement their expanded authority under this law, costing approximately \$1,500.
4. It is assumed that this law primarily affects nurseries because they could sell noxious weeds.
5. It is assumed that the cost of this program will be to notify nurseries of regulations and prohibitions developed under this law: It is assumed that \$1,000 will cover preparation of a letter of notification, copying and mailing expenses.
 - a. Out-of state notification, according to the state of Washington which has a similar law, would involve contacting the National Association of State Departments of Agriculture and individual state Department of Agricultures. Each Department of Agriculture would, in turn, contact nurseries in their state detailing Montana's importation regulations.
 - b. In-state notification would involve contacting each of the approximately 650 licensed nurseries in Montana. Any inspection of these nurseries would occur on their regularly scheduled inspection by the department.

EXHIBIT 14
DATE 2-20-91
HB 840

Ray Grody
PRIMARY SPONSOR
DATE 2-20-91

Fiscal Note for: HB-840 Version: introduced HB 840
Sponsor's

FISCAL IMPACT
Department of Agriculture:

FY 92

	<u>Current Law</u>	<u>Proposed Law</u>	<u>Difference</u>
<u>Expenditures</u>			
Rules & Notification	0	\$2,500	\$2,500
<u>Ending</u>			
General Fund	0	\$2,500	\$2,500

LONG-RANGE EFFECTS OF PROPOSED LEGISLATION

Successful implementation will assist in overall weed control in the state.

FY 93

	<u>Current Law</u>	<u>Proposed Law</u>	<u>Difference</u>
	0	\$1,000	\$1,000
	0	\$1,000	\$1,000

HB 840
 SPONSOR'S



MONTANA FARM BUREAU FEDERATION

502 South 19th • Bozeman, Montana 59715
Phone: (406) 587-3153

EXHIBIT 5
DATE 2-20-91
HB 840

BILL # HB 840 ; TESTIMONY BY: Lorraine Gillies
DATE 2/20/91 ; SUPPORT Support ; OPPOSE _____

Madam Chair, Members of the Committee:

For the record, my name is Lorraine Gillies and I represent the Montana Farm Bureau.

We support HB840 in that it requires stringent regulation of materials imported into Montana that may expose our agriculture and other economical and beneficial uses to degradation by noxious weeds and plants. Control and eradication of weeds is a primary concern to our organization.

We recommend HB840 be given a do pass.

Thank you.

SIGNED: Lorraine Gillies

EXHIBIT 6
DATE 2-20-91
HB 574

Amendments to House Bill No. 574
First Reading Copy

Requested by Representative Thoft
For the Committee on Agriculture, Livestock, & Irrigation

Prepared by Connie Erickson
February 13, 1991

1. Title, line 7.
Strike: "WEED"
Insert: "BIOLOGICAL"
2. Page 1, line 17.
Page 5, line 8.
Page 6, line 19.
Strike: "weed"
3. Page 2, lines 10 and 13.
Page 6, lines 2, 10, 15, and 22
Page 7, lines 6 and 13
Page 8, lines 9 and 24
Page 9, line 3
Page 10, lines 6 and 8
Strike: "15"
Insert: "16"
4. Page 2, line 11.
Strike: "Weed"
5. Page 2, line 19.
Strike: "the"
6. Page 2, line 20.
Page 4, line 23.
Strike: "of weeds"
7. Page 3, line 4.
Strike: "the"
Following: "control"
Strike: "of weeds"
8. Page 3, line 14.
Page 5, line 19.
Page 7, lines 15, 18, 20, and 25.
Strike: "weed"
Insert: "biological"
9. Page 3, line 16.
Page 4, line 5.
Following: "of"
Insert: "insects or"

10. Page 3, line 18.
Following: "of"
Insert: "insect or"

11. Page 3, line 20.
Following: "fee"
Insert: "-- exception"

12. Page 4, line 6.
Following: first "the"
Insert: "insects or"
Following: "weeds"
Insert: "that"

13. Page 4, line 9.
Strike: "person making application"
Insert: "department"
Following: "obtain"
Insert: "a"

14. Page 4, line 10.
Strike: "verification"
Insert: "recommendation"

15. Page 4, line 12.
Strike: "that the"
Insert: "regarding the establishment of an"
Strike: "does not"
Insert: "that may"

16. Page 4, line 16.
Following: "site"
Insert: ", except for sites maintained by government agencies or
units of the Montana university system"

17. Page 6, lines 13 and 18.
Strike: "14"
Insert: "15"

18. Page 6, line 16.
Following: line 15
Insert: "NEW SECTION. Section 9. Confidentiality of records.
All insectary or site registration information required in
[sections 4 through 7] must be kept confidential by the
department and may not be disclosed, except:
(1) upon written permission of the registrant;
(2) in actions or administrative proceedings commenced
under the provisions of [sections 1 through 16];
(3) when required by subpoena or court order;
(4) when disclosed to law enforcement agencies in
connection with the investigation or prosecution of criminal
offenses; or
(5) when summarized in department program reports that
do not include site-specific or registrant-specific
information."

EXHIBIT 6
DATE 2-20-91
HB 574

Renumber: subsequent sections

19. Page 7, line 7.
Page 8, line 21.
Strike: "12"
Insert: "13"

20. Page 8, line 5.
Strike: "10"
Insert: "11"

21. Page 9, line 21.
Strike: "11"
Insert: "12"

EXHIBIT 7
DATE 2-20-91
HB 771

Amendments to House Bill No. 771
First Reading Copy

For the Committee on Agriculture, Livestock, and Irrigation

Prepared by Connie Erickson
February 18, 1991

1. Title, lines 9 and 10.

Strike: "ELIMINATING" on line 9 through ";" on line 10

2. Title, lines 18 and 19.

Strike: "REMOVING" on line 18 through ";" on line 19

3. Page 2, line 17.

Following: "~~80-4-604~~"

Insert: "and 80-4-604"

4. Page 8, line 7.

Following: "FOR"

Insert: "IT MUST BE EXCHANGED FOR"

5. Page 8, lines 7 and 8.

Strike: "WILL" on line 7 through "REQUEST" on line 8

6. Page 11, line 2.

Following: "issued"

Insert: "when storage is charged but"

7. Page 15, line 22.

Following: "~~80-4-405.~~"

Insert: "The minimum amount of bond required by any commodity
dealer is \$20,000, and the maximum is prescribed in 80-4-
405."

Form BD-14

TO: DNRC

A Fiscal Note estimate and statement are requested for:

As Originally Introduced Bill
Second Reading (Yellow) Copy

Salmon Reference Copy
Ivory Final Reference Copy

Senate Amendments (pink)
House Amendments (green)
Other, as described _____

 other, as described.

HB.

Revenue and/or Expenditures

(List in Detail)

B. Effect on Expenditures by Category

Personal Services

Operating Expenses

Capital Outlay

Legal Assistance, Grants

Benefits & Claims

NET EFFECT (A LESS B)

C. Fund Information:

General Fund

Earmarked Special Revenue Fund

Fed & Private Special Revenue

Capital Project Fund

Proprietary Fund

Other (describe) _____

STATE OF MONTANA

FISCAL NOTE WORKSHEET

REQUEST NO. HB 814

FORM BD-14

II.

ASSUMPTIONS USED IN OBTAINING ESTIMATES:

(Please list clearly and in detail; use extra sheets if necessary.)

List assumptions made during preparation of the fiscal note. If certain costs associated with the proposed legislation can be absorbed without additional funds, indicate this as an assumption. If no dollar estimates have been presented, list reasons in this space.

1. Fiscal impacts are calculated assuming transfers of ownership of 11 state-owned canal projects. It is assumed that these 11 projects will be transferred by June 30, 1995.
2. Ownership transfers are expected to cost \$10,000 per project for a total of \$110,000. These expenses will include primarily contracted services associated with appraisals, engineering analysis, attorney fees, and title transfers.
3. It is assumed that the \$110,000 cost will be incurred over three years with an average annual cost of \$36,667. While some preparatory work would be conducted in FY 92, it is assumed that the additional annual operating costs of \$36,667 would not be needed until FY 93 (then again in fiscal years 94 and 95).
4. This administrative cost does not include legal or court costs from challenges to the ownership transfers, and it does not include costs associated with assisting the transferee organizations to establish political-subdivisions status.
5. It is assumed that current DNRC staff and funds would be used to conduct and pay for transfer administration, except those identified in assumptions B and C.
6. It is assumed that environmental impact statements will not be necessary.
7. After FY 95, it is estimated that the state will save \$36,500 per year for administrative costs associated with these projects.

EXHIBIT 8

DATE 2-20-91

HB 814

STATE OF MONTANA

FISCAL NOTE WORKSHEET

REQUEST NO. HB 814

Form BD-14

III.

DERIVATION OF ESTIMATES:

Show basic calculations or provide a brief description of the techniques used to obtain estimates; also, cite sources of basic data used for projections.

While the actual cost of transferring individual projects is expected to vary, the assumption is that the average cost is \$10,000 per project.

The estimated additional total administrative cost on the transfer of 11 projects is therefore \$110,000.

The transfer program is expected to take three years, so one-third of the total estimated cost of \$110,000--\$36,667 per year.

IV.

EFFECT ON COUNTY OR OTHER LOCAL REVENUE OR EXPENDITURES:

Provide an estimate of the local impact.

Newly created canal companies, if not established as tax-exempt political subdivisions, would pay taxes on their canal facilities.

V.

LONG-RANGE EFFECTS OF PROPOSED LEGISLATION:

Use this space to describe any potentially significant effects the proposed legislation might have on expenditures and/or revenues for subsequent fiscal years; give quantitative estimates whenever possible.

The department will require approximately \$36,667 in additional funds for administrative costs in each of fiscal years 94 and 95.

STATE OF MONTANA

FISCAL NOTE WORKSHEET

REQUEST NO. HB 814

Form BD-14

Severance payments to the new project owners are estimated to be \$170,625 for O&M in FY 95, and \$179,155 for O&M in FY 96.

Estimated annual savings to DNRC for administrative costs associated with the operation and maintenance of these projects are expected to be \$36,500 per year beginning in FY 96, or an estimated present value of \$367,287 at 8% over 30 years.

VI. TECHNICAL OR MECHANICAL DEFECTS OR CONFLICTS WITH EXISTING LEGISLATION:
Explain.

The sponsor has indicated that this bill will be amended, Section 1(6)(b), to stipulate that the Department would pay the cost of operating and maintaining the project for one year. Therefore, Section V is based on this amendment.

Agency Representative Who Prepared Estimates:

Rick Bondy
(Name)

Chief, Engineering Bureau 444-6656
(Title) (Phone No.)

February 15, 1991
(Date)

Office of Budget and Program Planning:

Received _____
Analyzed by _____

Fiscal Note by _____
Date _____

Request No. HB 814
Form BD-15 Page 2
(continued)

Effect on County or Other Local Revenue or Expenditures:

Newly created canal companies, if not established as tax-exempt political subdivisions, would pay taxes on their canal facilities.

Long-Range Effects of Proposed Legislation:

The department will require approximately \$36,667 in additional funds for administrative costs in each of fiscal years 94 and 95.

Technical or Mechanical Defects or Conflicts with Existing Legislation:

The sponsor has indicated that this bill will be amended, Section 1(6)(b), to stipulate that the Department would pay the cost of operating and maintaining the project for one year. Therefore, Section V is based on this amendment.

BUDGET DIRECTOR DATE
Office of Budget and Program Planning

PRIMARY SPONSOR DATE

Fiscal Note for _____

STATE OF MONTANA - FISCAL NOTE
Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for HB 814.
Version: _____

Assumptions:

1. Fiscal impacts are calculated assuming transfers of ownership of 11 state-owned canal projects. It is assumed that these 11 projects will be transferred by June 30, 1995.
2. Ownership transfers are expected to cost \$10,000 per project for a total of \$110,000. These expenses will include primarily contracted services associated with appraisals, engineering analysis, attorney fees, and title transfers.
3. It is assumed that the \$110,000 cost will be incurred over three years with an average annual cost of \$36,667. While some preparatory work would be conducted in FY 92, it is assumed that the additional annual operating costs of \$36,667 would not be needed until FY 93 (then again in fiscal years 94 and 95).
4. This administrative cost does not include legal or court costs from challenges to the ownership transfers, and it does not include costs associated with assisting the transferee organizations to establish political-subdivisions status.
5. It is assumed that current DNRC staff and funds would be used to conduct and pay for transfer administration, except those identified in assumptions B and C.
6. It is assumed that environmental impact statements will not be necessary.
7. After FY 95, it is estimated that the state will save \$36,500 per year for administrative costs associated with these projects.

Fiscal Impact:

In FY 93, DNRC would incur an additional \$36,667 in operating expenses, most likely from the Water Development SSRF.

Amendments to House Bill No. 549
First Reading Copy

Requested by Rep. Grady
For the Committee on Agriculture, Livestock, and Irrigation

Prepared by Gail Kuntz
February 12, 1991

1. Page 3, line 21.
Following: "a"
Strike: "full-time"

2. Page 5, line 18.
Following: "+"
Insert: ":",

3. Page 5, line 19.
Following: "{a}"
Insert: "(a)"

4. Page 5, line 21.
Following: "{b}"
Insert: "(b)"
Strike: "or"

5. Page 5, lines 23 and 24.
Following: "county" on line 23
Strike: ", or both"

6. Page 6, line 1.
Following: "and"
Insert: "; and

7. Page 6, line 5.
Following: line 4
Insert: "(c) levying a tax in excess of 5 mills if authorized by a majority of the qualified electors voting in an election held for this purpose pursuant to 7-6-2531 through 7-6-2536."

HOUSE OF REPRESENTATIVES
VISITOR REGISTER

Agriculture

COMMITTEE

BILL NO. HB 814

DATE 2-20-91 SPONSOR(S) Thoft

PLEASE PRINT

PLEASE PRINT

PLEASE PRINT

NAME AND ADDRESS	REPRESENTING	SUPPORT	OPPOSE
Karen L. Barclay, Director	NH DNRC	X	

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

HOUSE OF REPRESENTATIVES
VISITOR REGISTER

Agriculture COMMITTEE BILL NO. HB 840
DATE 2-20-91 SPONSOR(S) Shady
PLEASE PRINT PLEASE PRINT PLEASE PRINT

NAME AND ADDRESS	REPRESENTING	SUPPORT	OPPOSE
Roll Bjornson	MT. Dept. of Agr.		
Lorraine Gillies	MT Farm Bureau	✓	
Janet Ellis	MT Audubon	✓	
MAERIE HORTON	MT Wildlife Fed.	✓	
David Burch	mt. Weed Control Assoc.	✓	
JAN NIXON	MT NATIVE PLANT SOCIETY	✓	
Pam Hackley	Reclamation Professional	—	

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

HOUSE OF REPRESENTATIVES
VISITOR REGISTER

Agriculture

COMMITTEE

BILL NO. HB 770

DATE 2-20-91 SPONSOR(S) Grady

PLEASE PRINT

PLEASE PRINT

PLEASE PRINT

NAME AND ADDRESS	REPRESENTING	SUPPORT	OPPOSE
GARY MASON	MASON MARKETING SERVICES	<input checked="" type="checkbox"/>	<input type="checkbox"/>
RAY HAWK	Hawk Auct. Co.	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Arlene Hawk	Hawk Auction Co	<input checked="" type="checkbox"/>	<input type="checkbox"/>
MARGARET K MASON	MASON MARKETING SERVICES	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Jerry Ellis - Billings	Ellis Auction Sales	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Marylee A Burns	Burns & Sons Auction	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Leece Burns	Burns & Sons.	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Fred H Polozon	Fred H Polozon	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Edward M Gardner	GARDNER Auction Service	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Mavis S Gardner	" " "	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Arthur L Gardner	" " "	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David E. Brownell	Rocky Mtn Auctions	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Ann G Polozon	Phillipsburg	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Don Shneider	CS Auction	<input type="checkbox"/>	<input checked="" type="checkbox"/>

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

HOUSE OF REPRESENTATIVES
VISITOR'S REGISTER

Agriculture COMMITTEE BILL NO. 770
DATE 2/20/91 SPONSOR(S) GRADY

PLEASE PRINT

PLEASE PRINT

PLEASE PRINT

NAME AND ADDRESS	REPRESENTING	SUPPORT	OPPOSE
Stan Howe 4433 Red Fox Helen, Mt.	Stan Howe & Asso. Auctioneers Most Rural Auctioneers in Mt.		✓

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