

MINUTES

**MONTANA HOUSE OF REPRESENTATIVES
53rd LEGISLATURE - REGULAR SESSION**

COMMITTEE ON AGRICULTURE, LIVESTOCK, & IRRIGATION

Call to Order: By CHAIRMAN VERN KELLER, on January 26, 1993, at 3:00 P.M.

ROLL CALL

Members Present:

Rep. Vern Keller, Chairman (R)
Rep. Joe Barnett, Vice Chairman (R)
Rep. Shiell Anderson (R)
Rep. Bob Bachini (D)
Rep. Jody Bird (D)
Rep. Ervin Davis (D)
Rep. Bill Endy (D)
Rep. Harriet Hayne (R)
Rep. Don Larson (D)
Rep. Gary Mason (R)
Rep. Bill Rehbein (R)
Rep. Sam Rose (R)
Rep. Wilbur Spring (R)
Rep. Wayne Stanford (D)
Rep. Jay Stovall (R)

Members Excused: None

Members Absent: Rep. Dore Schwinden

Staff Present: Connie Erickson, Legislative Council
Jaelene Racicot, Committee Secretary

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

Committee Business Summary:

Hearing: HB 193, HB 213, SB 57
Executive Action: SB 57, HB 167

HEARING ON SB 57

Opening Statement by Sponsor:

SEN. BERNIE SWIFT, SD 33, St. Regis, stated that SB 57 would clarify a problem that game farms in Montana were having. He said the problem concerned who had the authority to administer

livestock laws regarding the monitoring and identification of animals. SEN. SWIFT indicated the Department of Livestock, game farm owners, and the Department of Fish, Wildlife and Parks were in agreement on requiring the marking of game farm animals. He said game farm animals would be ear tattooed the same way cattle are. He distributed a definition of game farm animals to the committee. EXHIBIT 1

Proponents' Testimony:

Cork Mortensen, Executive Secretary, Board of Livestock, presented written testimony. EXHIBIT 2

Bob Lane, Department of Fish, Wildlife and Parks, presented testimony from Pat Graham, Director, Department of Fish, Wildlife and Parks. EXHIBIT 3.

Les Graham, Montana Game Farm Association, stated the Association agrees with SEN. SWIFT regarding livestock identification as well as animal health.

Opponents' Testimony: None

Questions From Committee Members and Responses:

REP. ERVIN DAVIS asked Mr. Graham where the game farms that had black bear, mountain lion, and antelope were located. Mr. Graham replied that game farms are scattered throughout the state, with the majority of the animals, REP. DAVIS mentioned, located in the Flathead Valley area.

REP. DAVIS asked if Mr. Graham could be more specific about where black bear and mountain lion game farms are located. Mr. Graham replied that there were 100 plus licensed game farms around the state. He indicated he did not know which game farms had which animals, however, the license would stipulate what animals a game farm could have.

REP. DAVIS asked what they used these game farms for. Mr. Lane stated that black bear and mountain lion game farms were used for hobbies and commercial purposes. Mr. Lane said there was a bear park in the Kalispell area. He indicated that most of the game farms consisted primarily of elk or deer and were for commercial purposes.

REP. MASON asked if SB 57 would eliminate some of the harassment the game farms were currently experiencing. Mr. Graham replied that it was a beginning. He said that identifying the game animals would help eliminate some harassment. He also stated the authority would now lie with the Department of Livestock; that the department has 100 plus years of expertise as well as

expertise in animal health. Mr. Graham explained that REP. REAM was introducing a bill which would provide more clarification of the problem game farm owners were having.

REP. JAY STOVALL asked about the mark game animals would have. Mr. Graham stated it would be a tattoo which would be registered with the Department of Livestock.

REP. STOVALL asked if this tattoo would be a proof of ownership. Mr. Graham indicated that it would.

REP. STOVALL asked what would happen if a game animal got out of the fenced area and was killed by a hunter. Mr. Graham replied that hunters are supposed to report the incident. He indicated the tattoo would be a permanent mark and the animal would be easily identified.

REP. BACHINI asked SEN. SWIFT why there were two bills introduced this session which address the same issue. He wondered why the two bills could not be combined. SEN. SWIFT replied that the two bills could be combined to achieve the objectives needed.

REP. BACHINI asked Mr. Graham if the two bills could be combined into one. Mr. Graham replied that this could probably be done, and indicated the two titles were different which was probably the reason the bills were not combined initially.

REP. ROSE asked what provisions did the department have to keep infected animals from Canada or other states coming into the state infecting Montana game farm animals. REP. ROSE asked if a veterinarian would test the animal's blood periodically. Mr. Lane said REP. REAM'S bill would deal with the regulation of game farms. He indicated that if animals were infected, quarantine areas would have to be set up. He stated that adequate health inspection would be established by the Department of Livestock who has the expertise to do the job properly. Mr. Graham added that game animals would be regulated by the same law regulating domestic animals.

REP. SPRING asked what would happen if the game animals got out and were hit by a motorist; and if the game farm owner would suffer the same liability as the owner of domestic farm animals when a car hits the animal. Mr. Lane responded there would have to be negligence on the part of the game farm operator. He stated that the fence surrounding the game farm animals must be adequate to contain the animals within the farm. In addition, the fence had to be maintained in an adequate state.

REP. SPRING asked if bison were considered game animals. Mr. Lane responded that they were considered domestic animals.

Closing by Sponsor:

SEN. SWIFT thanked the committee and closed.

HEARING ON HB 213

Opening Statement by Sponsor:

REP. JOHN "SAM" ROSE, HD 11, Choteau, stated that HB 213 was drafted as the result of conflict in the Greenfield Irrigation District concerning a method of voting. He said that changes pertained to people who pay taxes on the land, but were not able to vote. He indicated they wanted to clear up the problem and give landowners the right to vote in a particular irrigation district.

Proponents' Testimony:

Jerry Nypen, First Vice President of the Montana Water Resources Association, reviewed the election process within the irrigation district. He stated that in irrigation district elections votes were cast in accordance with the number of acres of land owned. Mr. Nypen said the law states the landowner would be entitled to one vote for every 40 acres of land. He also said HB 213 addressed two problems and referred to EXHIBIT 4.

Opponents' Testimony: None

Questions From Committee Members and Responses: None

Closing by Sponsor:

REP. ROSE thanked the committee and closed.

HEARING ON HB 193

Opening Statement by Sponsor:

REP. CARLEY TUSS, HD 35, Plevna, stated that HB 193 updated the procedures and laws relating to the Montana Produce Act. She said that these changes were requested by the Department of Agriculture. REP. TUSS stated that the only updates to the Montana Produce Act were done in the 1930's and early 1970's.

Proponents' Testimony:

Ralph Peck, Department of Agriculture, presented written testimony. EXHIBIT 5

Don Lake, Chairman of the Montana Potato Growers' Association, stated that currently the program's administrative costs were about 18 1/2%, and asked the committee not to exceed 20%. He introduced individuals representing four of the five districts in Montana. These individuals were John Venhizen, Bill Kinin, Sid Schutter, Leo Nicholes, Steve Strcich, and Bill Cottom.

Ted Doney, Montana Dairymen Association, stated he was a proponent with one suggested amendment. He indicated the definition of produce on page three of the bill included any produce -- fruit, vegetable or other natural products and stated that part of the bill gave him some concern. He said current law exempted livestock, dairy products, grain etc...from the definition of produce, however, HB 193 did not. He indicated if the Department wanted to, it could define milk as a natural product. **Mr. Doney** stated he did not think this was the intent of the bill, and suggested the bill be amended to exempt livestock and its byproducts, poultry and its products, dairy products and grain.

John Bloomquist, Montana Stockgrowers Association, stated that he concurred with **Mr. Doney** on the definition of produce and the needed clarification.

Opponents' Testimony: None

Questions From Committee Members and Responses:

REP. MASON asked **Will Kissinger, Administrator, Plant Industry Division, Department of Livestock**, how the bill would affect produce farmers who take produce to market. **Mr. Kissinger** stated that they were exempt from licensing as long as their annual sales did not exceed \$10,000.

REP. BARNETT asked about exempting apiaries from the bill. **Mr. Kissinger** stated that HB 193 was intended to be a produce and vegetable act and that the department would have no problem with the amendment.

REP. ROSE asked about the 18 1/2% administrative costs and if they would be increased. **Ralph Peck** responded that in the appropriations process administrative costs for the earmarked accounts were set at 18 1/2%. **Mr. Peck** also stated that this figure was derived from a formula which takes into account the amount of personnel and costs to run the program.

REP. ROSE asked if there would be a chance the costs could be raised to 22%. **Mr. Peck** responded that the department would be opposed to it; however, they could be raised at the will of the legislature.

REP. MASON asked if only potato producers were involved in the decision. **Mr. Kissinger** replied that the potato people were primarily involved but the issues were discussed with members of the cherry industry and the Montana Retailer's Association.

Closing by Sponsor:

REP. TUSS thanked members of the committee for their time and attention and said she would be open to the amendment suggested by **Mr. Doney**.

REP. MASON asked if he could contact his constituents regarding HB 193 before the committee took executive action on the bill. The committee decided to defer executive action until a later date.

EXECUTIVE ACTION ON SB 57

Motion/Vote: REP. BACHINI MOVED SB 57 BE CONCURRED IN. Motion carried unanimously.

EXECUTIVE ACTION ON HB 213

Motion: REP. BACHINI MOVED HB 213 DO PASS.

Discussion: REP. ROSE stated that on page one, lines 20 and 21, residency was defined as having land within the boundary of the irrigation district. Ms. Erickson indicated she thought Mr. Nypen wanted language which required residency within the county.

Motion: REP. ROSE moved the amendment.

REP. MASON stated that the purpose of the bill was to allow people who owned land within an irrigation district to vote in elections regardless of where they lived.

Ms. Erickson said that at the present time, the way the bill reads, one could own land within a district but could live outside the state and still vote; or could live a county away, and could vote in an election if they owned land in the district. Ms. Erickson said that with the new amendment only the person living within the county could vote in the election. As an example, she said as the bill reads now, if you own land in the Greenfield Irrigation District and live in Pondera County you may vote in the election. She stated that if the committee amended the bill, then the person had to live within the county in which part of the land was within an irrigation district.

REP. BACHINI said that lines 20 and 21 address the problem.

Ms. Erickson stated that an amendment was offered to change the residence requirement to require residency at least in the county which included the irrigation district. She suggested that the committee talk to Mr. Nypen to determine what he wanted.

Executive action on HB 213 was deferred.

EXECUTIVE ACTION ON HB 167

Motion: REP. SPRING MOVED HB 167 DO PASS.

Discussion: Ms. Erickson discussed the amendment to HB 167 which was requested by the department. Exhibit 6

Mr. Kissinger explained the amendments. EXHIBIT 6

Motion: REP. BACHINI moved to adopt the amendments. The motion carried unanimously.

Motion/Vote: REP. BACHINI MOVED HB 167 DO PASS AS AMENDED. The motion carried unanimously.

Discussion:

REP. DAVIS wanted to have the committee read some information regarding SB 88 before taking executive action. EXHIBIT 7, 8, and 9.

ADJOURNMENT

Adjournment: 4:15 P.M.



VERN KELLER, Chairman



JAELENE RACIROT, Secretary

VK/jr

HOUSE OF REPRESENTATIVES

AGRICULTURE, LIVESTOCK, & IRRIGATION COMMITTEE

ROLL CALL

DATE

1/26/93

NAME	PRESENT	ABSENT	EXCUSED
REPRESENTATIVE SHIELL ANDERSON	✓		
REPRESENTATIVE BOB BACHINI	✓		
REPRESENTATIVE JOE BARNETT V.C.	✓		
REPRESENTATIVE JODY BIRD	✓		
REPRESENTATIVE ERVIN DAVIS	✓		
REPRESENTATIVE BILL ENDY	✓		
REPRESENTATIVE HARRIET HAYNE	✓		
REPRESENTATIVE DON LARSON MIN. V.C.	✓		
REPRESENTATIVE GARY MASON	✓		
REPRESENTATIVE BILL REHBEIN	✓		
REPRESENTATIVE SAM ROSE	✓		
REPRESENTATIVE DORE SCHWINDEN		✓	
REPRESENTATIVE WILBUR SPRING	✓		
REPRESENTATIVE WAYNE STANFORD	✓		
REPRESENTATIVE JAY STOVALL	✓		
CHAIRMAN VERN KELLER	✓		

HOUSE STANDING COMMITTEE REPORT

January 27, 1993

Page 1 of 1

Mr. Speaker: We, the committee on Agriculture, Livestock, and Irrigation report that House Bill 167 (first reading copy -- white) do pass as amended .

Signed: _____
Vern Keller, Chair

And, that such amendments read:

1. Page 2, line 4.

Strike: "when free of plant pests"

2. Page 5, line 11.

Strike: "both"

Following: "civil"

Strike: "and criminal"

3. Page 5, lines 12 and 13.

Strike: "the" on line 12 through "(a)" on line 13

4. Page 5, line 14 through line 16.

Strike: ";" on line 14 through "\$1,000" on line 16

5. Page 9, line 13.

Strike: "plants or"

Following: "nursery stock"

Insert: "or cut decorative or aquarium plants"

Committee Vote:
Yes ____, No ____.

211220SC.Hss

HOUSE STANDING COMMITTEE REPORT

January 27, 1993

Page 1 of 1

Mr. Speaker: We, the committee on Agriculture, Livestock, and Irrigation report that Senate Bill 57 (third reading copy -- blue) be concurred in .

Signed: _____
Vern Keller, Chair

Carried by: Rep. Keller

Committee Vote:
Yes ____, No ____.

2112183C.Hss

87-4-406. Definitions. As used in this part, the following definitions apply:

- (1) "Department" means the department of fish, wildlife, and parks.
- (2) "Game animals" means game animals as defined in 87-2-101 that are not the lawful property of any private person.
- (3) "Game farm" means the enclosed land area upon which game farm animals may be kept for purposes of obtaining, rearing in captivity, keeping, and selling game animals or parts of game animals, as authorized under this part.
- (4) "Game farm animal" means a privately owned caribou, black bear, mountain lion, white-tailed deer, mule deer, elk, moose, antelope, mountain sheep, or mountain goat indigenous to the state of Montana or any other cloven-hoofed ungulate as classified by the department.
- (5) "Game farm shooting license" means the license required under 87-4-421 for a game farm operator to hunt the game farm animals indigenous to the state of Montana on his game farm.
- (6) "Person" means an individual, firm, corporation, association, or partnership.

History: En. Sec. 1, Ch. 570, L. 1983; amd. Sec. 3, Ch. 540, L. 1985.

EXHIBIT 1
DATE 1/26/93
SB 57

SB 57

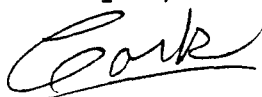
Mr. Chairman and members of the committee, for the record my name is Cork Mortensen and I am the Executive Secretary to the Board of Livestock. The Board and Department of Livestock support this legislation and urge you to support SB 57 for the following reasons:

In the last regular legislative session HB 556 was enacted which mandated a cooperative effort between the Department of Fish, Wildlife & Parks and the Department of Livestock in regulating the game farm industry.

Some of the animals which are classified as game farm animals are not covered by Department of Livestock statutes. It is for that specific reason this legislation is before you. Enaction of this legislation will allow us to comply with your (previous) legislative mandate.

Thank you for your time and consideration in this matter. Once again, the Board and Department of Livestock urge you to support this legislation. If you have any questions or need more information, I should be happy to respond.

Thank you,



Cork Mortensen
Executive Secretary
To the Board of Livestock

EXHIBIT

3

DATE

1/26/93

SB

57

SB 57

January 26, 1992

Testimony presented by Pat Graham, Dept. of Fish, Wildlife & Parks
to the House Agriculture, Livestock & Irrigation Committee

The Department of Fish, Wildlife & Parks and the Department of Livestock share regulatory authority for the licensing and operation of game farms in Montana. Fish, Wildlife & Parks' regulatory responsibility resides primarily in licensing, facility standards, record keeping and reporting. The Department of Livestock's regulatory authority is focused primarily in the animal health arena.

New rules were jointly adopted last May by Fish, Wildlife & Parks and the Board of Livestock. This bill clarifies Department of Livestock statutes to aid in implementing the new game farm rules. We support this legislation. We are pleased that the two agencies have been able to work closely in developing and implementing game farm regulations.

Section 1, subsection 2 of SB 57 provides statutory clarification for the issuance of herd tattoos for purposes of identification and ownership as required by the new joint game farm rules. These rules also require ear tag markers that provide for identification of individual game farm animals by the Department of Fish, Wildlife & Parks.

Technically, game farm animals do not fall within the definition of "domestic livestock." As a practical matter, however, we understand the need to include game farm animals in the definition of "livestock" (section 3, subsection 3) to facilitate dealing with herd brands/tattoos of game farm animals by Department of Livestock inspectors.

The new rules, which were developed as a result of legislation passed in 1991, also provide for inspection and issuance of transportation permits by Department of Livestock inspectors for game farm animals that are sold or transported in the state - the same procedure that the Department of Livestock has historically applied to domestic livestock. Previously, inspections and issuance of transportation permits for game farm animals were conducted by Fish, Wildlife & Parks law enforcement personnel.

Additional legislation will be submitted this session to address regulatory needs for game farms.

EXHIBIT

4

DATE

1/26/93

HB

213

TO: HOUSE AGRICULTURE, L & I COMMITTEE

FROM: Jerry Nypen, First Vice President,
Montana Water Resources Association

TESTIMONY: Proponent, HB 213

My name is Jerry Nypen, I am representing MWRA & Greenfields Irrigation District. Irrigation district lands often go unrepresented in election activity due to the nature of existing law. There are two programs which need mentioning.

1. Existing law requires that landowners vote only land in the county where they reside. Numerous districts have county lines within their boundaries with landowners having land in more than one county. Much land is rented with owners residing out of the district area.

2. Existing law allows designation of a voting agent for land under county owned or title, but leaves out this privilege for single ownerships. This bill will correct this situation.

Let me give you an example. An elderly man and wife transferred their land to their single adult children residing around the state. Current law prohibits this land from being used.

EXHIBIT 5
DATE 1/26/93
HB 193



MARC RACICOT
GOVERNOR

STATE OF MONTANA
DEPARTMENT OF AGRICULTURE

OFFICE OF THE DIRECTOR
AGRICULTURE/LIVESTOCK BLDG.
PO BOX 200201

LEO A. GIACOMETTO
DIRECTOR
(406) 444-3144

FAX (406) 444-5409

HELENA, MONTANA 59620-0201

JANUARY 26, 1993

HOUSE BILL 193

HOUSE AGRICULTURE, LIVESTOCK AND IRRIGATION COMMITTEE
MONTANA DEPARTMENT OF AGRICULTURE
RALPH PECK, DEPUTY DIRECTOR

Chairman Keller and members of the Committee. For the record, I am Ralph Peck, Deputy Director of the Montana Department of Agriculture.

House Bill 193, sponsored by the Montana Potato Growers Association, is the first general revision of Montana's Produce law in approximately 25 years. As such, it updates many provisions of the law which the produce industry and the Department believe will benefit the produce trade and the consumers of produce sold in Montana. The revisions will greatly improve the efficiency of Montana's produce law. The Department supports passage of House Bill 193.

I wish to commend the Montana Potato Growers Association for their action of revising and updating the Produce Law. The amendments will improve the efficiency of the Department's program, make it self funding, as well as reduce the FY '94 General Fund deficit by approximately \$80,000.

Will Kissinger, Administrator of the Department's Plant Industry Division, is here to answer any technical questions you may have.

Mr. Chairman and members of the Committee, I request that you support and vote for the passage of House Bill 193.

EXHIBIT 6
DATE 1/26/93
HB 167

Amendments to House Bill No. 167
First Reading Copy

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

Prepared by Connie Erickson
January 20, 1993

1. Page 2, line 4.
Strike: "when free of plant pests"
2. Page 5, line 11.
Strike: "both"
Following: "civil"
Strike: "and criminal"
3. Page 5, lines 12 and 13.
Strike: "the" on line 12 through "(a)" on line 13
4. Page 5, line 14 through line 16.
Strike: ";" on line 14 through "\$1,000" on line 16
5. Page 9, line 13.
Strike: "plants or"
Following: "nursery stock"
Insert: "or cut decorative or aquarium plants"

AUDITED FIGURES Jan-Sept; REPORTED Oct-Dec
January-December, 1992
IMPORTED IDAHO MILK

	JANUARY	FEBRUARY	MARCH	APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	TOTAL
	323,894	350,063	165,963	661,231	514,155	408,015	646,635	589,894	1,291,063	1,395,544	1,320,312	1,237,772	8,904,541

EXHIBIT 7
DATE 1/26/93
MB 88

MONTANA PRODUCER POUNDS

MCB#	CO#	JAN '92	FEB '92	MAR '92	APR '92	MAY '92	JUNE '92	JAN-JUNE '92	JAN-JUNE '92
963	28	440,120	378,880	372,020	394,940	433,820	464,300	2,484,080	\$281,429.31
		\$51,674.86	\$44,123.80	\$42,793.37	\$43,981.81	\$47,345.24		\$51,510.23	

MONTANA AUDIT VALUE

MCB#	CO#	JAN '92	FEB '92	MAR '92	APR '92	MAY '92	JUNE '92	JAN-JUNE '92	JAN-JUNE '92
963	28	\$51,674.86	\$44,123.80	\$42,793.37	\$43,981.81	\$47,345.24		\$51,510.23	\$281,429.31

MONTANA BUTTERFAT POUNDS

MCB#	CO#	JAN '92	FEB '92	MAR '92	APR '92	MAY '92	JUNE '92	JAN-JUNE '92	JAN-JUNE '92
963	28	15,154	12,849	12,354	13,180	14,002	14,799	82,338	

this represents tot. production, Not class

MONTANA PRODUCER POUNDS

MCB#	CO#	JUL '92	AUG '92	SEPT '92	OCT '92	NOV '92	DEC '92	JULY-DEC '92	JULY-DEC '92
963	28	518,680	493,620	0	0	0	0	1,012,300	\$116,496.55
		\$59,056.59	\$57,439.96	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	

MONTANA AUDIT VALUE

MCB#	CO#	JUL '92	AUG '92	SEPT '92	OCT '92	NOV '92	DEC '92	JULY-DEC '92	JULY-DEC '92
963	28	\$59,056.59	\$57,439.96	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$116,496.55

MONTANA BUTTERFAT POUNDS

MCB#	CO#	JUL '92	AUG '92	SEPT '92	OCT '92	NOV '92	DEC '92	JULY-DEC '92	JULY-DEC '92
963	28	16,653	15,960	0	0	0	0	32,613	

EXHIBIT 8
DATE 1/26/93
PB 88

this represents
total class I
contribution to the
pool.

1992 Audited figures

MONTANA STATE PRISON

	JANUARY	FEBRUARY	MARCH	APRIL	MAY	JUNE	JAN/JUNE 92
Butter Fat Test	0.0351	0.0329	0.0326	0.0315	0.0342	0.0286	0.0325
Weighted Blend Price	\$13.57	\$12.37	\$12.50	\$11.84	\$12.21	\$12.36	\$12.47
Total Audit Value	\$17,636.83	\$16,986.48	\$16,663.79	\$15,829.32	\$15,431.38	\$14,750.32	\$97,298.12
Total Product	129,976	137,340	133,340	133,708	126,423	119,358	780,145
Total Fat	4,563	4,517	4,353	4,216	4,324	3,416	25,389
CL I Prod. Usage	109,622	117,277	113,837	115,441	107,626	102,073	565,876
CL II Prod. Usage	13,975	13,029	13,017	12,999	12,222	13,169	78,411
CL III Prod. Usage	6,379	7,034	6,486	5,268	6,575	4,116	35,858
CL I B.F. Usage	1,437	1,435	1,488	1,641	1,346	1,188	8,535
CL II B.F. Usage	788	577	592	620	573	719	3,869
CL III B.F. Usage	2,338	2,505	2,273	1,955	2,405	1,509	12,985
CL I Pkg. & Sterile	106,236	108,536	122,008	111,485	106,875	108,357	663,497
CL I Pkg./MT Plants	0	0	0	0	0	0	0
CL I Bulk/MT Plants	0	0	0	0	0	0	0
CL I Pkg. o.o.s.	0	0	0	0	0	0	0
Quota Product Value	\$15,500.02	\$14,609.31	\$15,143.36	\$14,027.05	\$14,502.89	\$14,135.50	\$88,918.13
Quota Product	115,320	107,880	115,320	111,600	115,320	111,600	677,040
Quota Fat Value	\$4,469.78	\$3,644.22	\$3,742.98	\$3,165.61	\$3,517.97	\$2,896.58	\$21,437.14
Quota Fat	4,048	3,548	3,765	3,519	3,944	3,194	22,018
Excess Product Value	\$1,136.81	\$2,377.17	\$1,520.43	\$1,802.27	\$928.49	\$614.82	\$8,379.99
Excess Product	14,656	29,460	18,020	22,108	11,103	7,758	103,105
Excess Fat Value	\$484.10	\$862.41	\$499.80	\$543.66	\$296.40	\$173.16	\$2,859.53
Excess Fat	515	969	588	697	380	222	3,371

1992 Audited figures

MONTANA STATE PRISON, DL

	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	JUL-DEC 92
Butter Fat Test	0.0338	0.0324	0.0337ERR	ERR	ERR	ERR	0.0333
Weighted Blend Price	\$13.29	\$13.17	\$13.60ERR	ERR	ERR	ERR	\$13.35
Total Audit Value	\$16,947.81	\$17,409.70	\$16,913.66	\$0.00	\$0.00	\$0.00	\$51,271.17
Total Product	127,495	132,220	124,349	0	0	0	384,064
Total Fat	4,314	4,281	4,190	0	0	0	12,785
CL I Prod. Usage	107,866	110,968	106,547	0	0	0	325,381
CL II Prod. Usage	13,904	15,321	12,275	0	0	0	41,500
CL III Prod. Usage	5,725	5,931	5,527	0	0	0	17,183
CL I B.F. Usage	1,499	1,717	1,643	0	0	0	4,859
CL II B.F. Usage	730	499	580	0	0	0	1,809
CL III B.F. Usage	2,085	2,065	1,967	0	0	0	6,117
CL I Pkg. & Sterile	106,367	101,322	113,400	0	0	0	321,089
CL I Pkg./MT Plants	0	0	0	0	0	0	0
CL I Bulk/MT Plants	0	0	0	0	0	0	0
CL I Pkg. o.o.s.	0	0	0	0	0	0	0
Quota Product Value	\$15,945.69	\$16,070.15	\$15,913.00	\$0.00	\$0.00	\$0.00	\$47,928.84
Quota Product	115,320	115,320	111,600	0	0	0	342,240
Quota Fat Value	\$3,527.50	\$3,031.92	\$3,028.69	\$0.00	\$0.00	\$0.00	\$9,588.11
Quota Fat	3,902	3,734	3,760	0	0	0	11,396
Excess Product Value	\$1,002.12	\$1,339.55	\$1,000.66	\$0.00	\$0.00	\$0.00	\$3,342.33
Excess Product	12,175	16,900	12,749	0	0	0	41,824
Excess Fat Value	\$309.00	\$377.43	\$296.70	\$0.00	\$0.00	\$0.00	\$983.13
Excess Fat	412	547	430	0	0	0	1,399

DEPARTMENT OF LIVESTOCK

EXHIBIT 1/26/93
DATE 1/26/93
#B 98



MARC RACICOT, GOVERNOR

PO BOX 202001

STATE OF MONTANA

BRANDS ENFORCEMENT DIV. 406-444-2045
ANIMAL HEALTH DIV. 406-444-2043
BOARD OF LIVESTOCK - CENTRALIZED SERVICES 406-444-2023
MEAT, MILK & EGG INSPECTION DIV. 406-444-5202

HELENA, MONTANA 59620-2001

January 21, 1993

TO: Representative Ervin Davis

FROM: E.E. "Cork" Mortensen, Executive Secretary
To the Board of Livestock

RE: Montana State Prison
Dairy & Meat Processing Plants

Cork

As per your request, is a report from the Administrator of Meat, Milk & Egg Program, Department of Livestock, concerning the dairy and meat processing at Montana State Prison.

The dairy and milk processing facility is and has been continually licensed by our department, as per 81-21-102, for as long as this department has inspected the dairy facilities at Montana State Prison.

The meat processing plant does not slaughter livestock. The prison buys inspected carcasses from the private sector, breaks them down and produces various single and multi-ingredient meat products. The meat processing plant is licensed by this department.

DEPARTMENT OF LIVESTOCK



MARC RACICOT, GOVERNOR

PO BOX 202001

STATE OF MONTANA

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MEAT, MILK & EGG INSPECTION DIV. 406-444-5202

HELENA, MONTANA 59620-2001

January 21, 1993

MEMORANDUM

TO: E. E. Mortensen, Executive Secretary
to the Board of Livestock

FROM: G. H. Sheets, D.V.M., Administrator
Meat, Milk & Egg Inspection Division

SUBJECT: Montana State Prison Dairy and Meat Processing Consumers

The Montana State Prison supplies the following consumers with meat and meat products:

1. Montana State Prison
2. Swan River Youth Camp
3. Veteran's Home, Columbia Falls

The Montana State Prison supplies the following with milk and milk products:

1. Montana State Prison
2. Warm Springs Hospital
3. Montana State Hospital, Galen Campus
4. Montana Developmental Center, Boulder
5. Mountain View School, Helena
6. Helena Youth Resources, Helena
7. Veteran's Home, Columbia Falls
8. Swan River Youth Camp
9. Youth Evaluation Project
10. Great Falls Pre-Release Center
11. Missoula County Jail, Missoula
12. Sugar & Spice Day Care, Kalispell
13. Powell County Sheriff's Department, Deer Lodge
14. Arlee Senior Citizens Center, Arlee

Approximately 25% of the Montana State Prison Dairy supplies the above consumers. The remaining 75% of production is used by Country Classics (Darigold) in Bozeman.

GHS:co

Call Montana Livestock Crimestoppers 800-647-7464

HOUSE OF REPRESENTATIVES
VISITOR REGISTER

Agriculture

COMMITTEE

BILL NO. _____

DATE 1/26/93 SPONSOR(S) _____

PLEASE PRINT

PLEASE PRINT

PLEASE PRINT

NAME AND ADDRESS	REPRESENTING	SUPPORT	OPPOSE
JERRY NYDEN	MWRA	213	
Les Graham	mt. Cape Breton SB 57		
Bob Martenson	Dept. Lumber SB 57		
RALPH PECK	MT. DEPT. OF AG	HB 193	
WILL KISSINGER	" " "	" "	
DAVE TAYLOR	MT Dept. of Agriculture	HB 193	
Sid Schutter	Schutter Seed Farm	HB 193	
LEO NICHOLS	Nichols Seed Farm	HB 193	
Bob Stachel	Stachel Farms	HB 193	
Steve Strich	Strich Farms	HB 193	
John Venhuizen	same	HB 193	
Bob Lane	DFWD	SB 57	
Bill Simon	Simon Seed Potatoes	HB 193	
Mike Simon	Mountain State (Lark)	HB 193	

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

Bill Cotton

mt. Potato Growers

HB 193

Ted J. Dora

MT. Dairy Prods. Assn.

HB 193 w/ amendments

John Blumquist

MT. Stockgrowers Assn.

" "