House BILL NO. 338 1 INTRODUCED BY (2 3

4 A BILL FOR AN ACT ENTITLED: "AN ACT AMENDING SECTIONS 5 84-5211, 84-5212, 84-5214, AND 84-5215, R.C.M. 1947, TO 6 UPDATE ARCHAIC LANGUAGE AND TO INCREASE THE MAXIMUM 7 PERMISSIBLE LIMITS OF THE SPECIAL LEVIES ON LIVESTOCK USED 8 TO FUND THE DEPARTMENT OF LIVESTOCK."

9

10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

11 Section 1. Section 84-5211, R.C.M. 1947, is amended to 12 read as follows:

"84-5211. Limitation of levies--livestock moneys. The 13 14 amount of such levy shall not in any event exceed ene-mill 15 two (2) mills upon the assessed valuation of sheep and one 16 and--one-half three (3) mills upon the assessed valuation of 17 other livestock, which shall be levied to aid in the payment 1.8 of the general expense of the livestock--commission--of brands-enforcement division of the department of 19 Montana 20 livestock, including salaries, office expense, detective expense, expense of prosecution, travel, and all incidental 21 22 expense, and a separate levy of not exceeding ene--and 23 one-half three (3) mills on all livestock for the use of the livesteck--sanitery--board animal health division of the 24 25 department of livestock to be placed in the earmarked

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1 revenue fund for the payment of indemnity for animals 2 slaughtered, and for salaries and expenses incurred in 3 investigating, controlling and suppressing diseases, 4 including expenses of quarantine and salaries and expenses incurred for such purposes, and for laboratory maintenance; 5 6 provided further that the state treasurer and state 7 controller, at the written request of the livestock-samitary 8 beard department of livestock shall set aside in a separate 9 account in the earmarked revenue fund such moneys as may be 10 available and requested, which moneys shall be expended only 11 when the *livestock--sanitary-board* department of livestock 12 determines that a livestock disease emergency exists 13 requiring its expenditure, and they shall then be expended 14 for such purposes as the livestock-sanitary-beard department 15 of livestock may order and direct." 16 Section 2. Section 84-5212, R.C.M. 1947, is amended to 17 read as follows: 18 "84-5212. Use of moneys arising from taxes prescribed 19 in preceding section. The money received from the tax levied 20 on sheep, as provided in the first part of the preceding 21 section, shall be placed to the credit of the earmarked 22 revenue fund, and shall be used to aid in the payment of the 23 general expenses, salaries, office expense, detective 24 expense, expenses of prosecution, travel, and other expense

of the livestock-commission brands-enforcement division of

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1 the department of livestock, and the moneys received from 2 the tax on all other stock, as provided in the preceding section, shall be placed to the credit of the earmarked 3 revenue fund, to be used for like purposes for-said 4 **livestock-commission** by the department of livestock. The 5 6 moneys received from the tax levied by the second division 7 of the preceding section, shall be placed in the earmarked 8 revenue fund, to be used by the livesteck-sanitary-board animal health division of the department of livestock for 9 10 the payment of indemnity for animals slaughtered and for the 11 payment of expenses in investigating and suppressing 12 diseases, including guarantine and all expenses connected 13 therewith."

14 Section 3. Section 84-5214, R.C.M. 1947, is amended to 15 read as follows:

16 "84-5214. Levy for bounty moneys--use of proceeds. The department of revenue shall, annually prescribe, make and 17 18 levy an ad valorem tax on all livestock in the state of Montana for the purpose of protecting such livestock by all 19 20 means of effective predatory animal destruction, 21 extermination and control, including systematic hunting, 22 trapping in planned campaigns, or otherwise, and payment of bounties, against destruction, depredation and injury by 23 24 wild animals, whether on lands in private ownership, in the 25 ownership of the state, or in the ownership of the United

States, including open ranges and all lands in or of the 1 public domain. The tax levy shall not exceed in any one (1) 2 3 year (a) one and one-half (1 1/2) mills on the assessed 4 valuation of all sheep, and (b) one (1) mill on the assessed 5 valuation of other livestock. The moneys received from such 6 tax levies shall be transmitted monthly with other taxes for 7 state purposes, by the county treasurer of each county, to 8 the state treasury, and be by the state treasurer placed in 9 and to the credit of the earmarked revenue fund (with other 10 moneys in that fund under the provisions of section 46-1901) 11 and such moneys shall thereafter be paid out only on claims duly and regularly presented to the Montana--livestock 12 13 commission department of livestock, and thereafter approved 14 by said commission department, in accordance with the law 15 applicable either to claims for bounties, when such claims 16 are approved, or to claims for other expenditures necessary 17 and proper for predatory animal control by other means and 18 methods than payment of bounties, as may be determined by 19 the Montana--livestock--commission department of livestock. All such moneys shall be available for the payment of bounty 20 21 claims and for expenditures in and for planned, seasonal, or 22 other campaigns directed, or operated by the commission 23 department in cooperation with other agencies, for the 24 systematic destruction, extermination and control of 25 predatory wild animals, as may be determined by the

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1 commission department and the advisory committee thereto. No
2 claims shall be approved in excess of moneys available for
3 such purposes, and no warrants shall be registered against
4 such moneys."

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5 Section 4. Section 84-5215, R.C.M. 1947, is amended to 6 read as follows:

7 "84-5215. Bounties, when paid. The livestock 8 commission department of livestock may7--at--their 9 discretion7 pay such a bounty for the destruction of wild 10 animals at such those times of the year as they deem 11 consider advisable."

-End-

LC 1026

on Agrigulture Livestock & Irrigation House BILL NO. 338 1 INTRODUCED BY John H. anduson Jo 2 3

A BILL FOR AN ACT ENTITLED: "AN ACT AMENDING SECTIONS 5 84-5211, 84-5212, 84-5214, AND 84-5215, R.C.M. 1947, TO б UPDATE ARCHAIC LANGUAGE AND TO INCREASE THE MAXIMUM 7 PERMISSIBLE LIMITS OF THE SPECIAL LEVIES ON LIVESTOCK USED я TO FUND THE DEPARTMENT OF LIVESTOCK."

9

10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: 11 Section 1. Section 84-5211, R.C.M. 1947, is amended to

12 read as follows:

13 "84-5211. Limitation of levies--livestock moneys. The 14 amount of such levy shall not in any event exceed one-mill 15 two (2) mills upon the assessed valuation of sheep and one 16 and--one-half three (3) mills upon the assessed valuation of 17 other livestock, which shall be levied to aid in the payment of the general expense of the livestock--commission--of 18 19 Montana brands-enforcement division of the department of 20 livestock, including salaries, office expense, detective 21 expense, expense of prosecution, travel, and all incidental expense, and a separate levy of not exceeding one--and 22 23 one-half three (3) mills on all livestock for the use of the 24 livestock--sanitary--board animal health division of the 25 department of livestock to be placed in the earmarked

1 revenue fund for the payment of indemnity for animals 2 slaughtered, and for salaries and expenses incurred in 3 investigating, controlling and suppressing diseases, including expenses of quarantine and salaries and expenses 5 incurred for such purposes, and for laboratory maintenance; provided further that the state treasurer and state 6 7 controller, at the written request of the livestock-semitary board department of livestock shall set aside in a separate 8 9 account in the earmarked revenue fund such moneys as may be 10 available and requested, which moneys shall be expended only 11 when the livestock--sanitary-board department of livestock determines that a livestock disease emergency 12 exists 13 requiring its expenditure, and they shall then be expended 14 for such purposes as the livestock-sanitary-board department 15 of livestock may order and direct." 16 Section 2. Section 84-5212, R.C.M. 1947, is amended to

17 read as follows:

18 *84-5212. Use of moneys arising from taxes prescribed 19 in preceding section. The money received from the tax levied 20 on sheep, as provided in the first part of the preceding 21 section, shall be placed to the credit of the earmarked 22 revenue fund, and shall be used to aid in the payment of the 23 salaries, office expense, detective general expenses, expense, expenses of prosecution, travel, and other expense 24 25 of the livestock-commission brands-enforcement division of

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Approved by Committee

SECOND READING

1 the department of livestock, and the moneys received from 2 the tax on all other stock, as provided in the preceding section, shall be placed to the credit of the earmarked 3 4 revenue fund, to be used for like purposes for-said 5 tivestock-commission by the department of livestock. The 6 moneys received from the tax levied by the second division 7 of the preceding section, shall be placed in the earmarked 8 revenue fund, to be used by the livestock-samitary-board 9 animal health division of the department of livestock for 10 the payment of indemnity for animals slaughtered and for the 11 payment of expenses in investigating and suppressing 12 diseases, including quarantine and all expenses connected therewith." 13

Section 3. Section 84-5214, R.C.M. 1947, is amended toread as follows:

16 *84-5214. Levy for bounty moneys--use of proceeds. The 17 department of revenue shall, annually prescribe, make and 18 levy an ad valorem tax on all livestock in the state of 19 Montana for the purpose of protecting such livestock by all 20 means of effective predatory animal destruction, extermination and control, including systematic hunting, 21 trapping in planned campaigns, or otherwise, and payment of 22 23 bounties, against destruction, depredation and injury by 24 wild animals, whether on lands in private ownership, in the 25 ownership of the state, or in the ownership of the United

States, including open ranges and all lands in or of the 1 public domain. The tax levy shall not exceed in any one (1) 2 3 year (a) one and one-half $(1 \ 1/2)$ mills on the assessed 4 valuation of all sheep, and (b) one (1) mill on the assessed 5 valuation of other livestock. The moneys received from such 6 tax levies shall be transmitted monthly with other taxes for 7 state purposes, by the county treasurer of each county, to 8 the state treasury, and be by the state treasurer placed in 9 and to the credit of the earmarked revenue fund (with other 10 moneys in that fund under the provisions of section 46-1901) 11 and such moneys shall thereafter be paid out only on claims 12 duly and regularly presented to the Montana--livestock 13 commission department of livestock. and thereafter approved 14 by said commission department, in accordance with the law 15 applicable either to claims for bounties, when such claims 16 are approved, or to claims for other expenditures necessary 17 and proper for predatory animal control by other means and 18 methods than payment of bounties, as may be determined by 19 the Montana--livesteck--commission department of livestock. All such moneys shall be available for the payment of bounty 20 21 claims and for expenditures in and for planned, seasonal, or 22 other campaigns directed, or operated by the commission 23 department in cooperation with other agencies, for the 24 systematic destruction, extermination and control of 25 predatory wild animals, as may be determined by the -4-

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1 commission department and the advisory committee thereto. No
2 claims shall be approved in excess of moneys available for
3 such purposes, and no warrants shall be registered against
4 such moneys."

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5 Section 4. Section 84-5215, R.C.M. 1947, is amended to 6 read as follows:

7 *84-5215. Bounties, when paid. The livestock
8 commission department of livestock may7-at-their
9 discretion, pay such a bounty for the destruction of wild
10 animals at such those times of the year as they deem
11 consider advisable."

-End-

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A BILL FOR AN ACT ENTITLED: "AN ACT AMENDING SECTIONS
84-5211, 84-5212, 84-5214, AND 84-5215, R.C.M. 1947, TO
UPDATE ARCHAIC LANGUAGE AND TO INCREASE THE MAXIMUM
PERMISSIBLE LIMITS OF THE SPECIAL LEVIES ON LIVESTOCK USED
TO FUND THE DEPARTMENT OF LIVESTOCK."

9

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
Section 1. Section 84-5211, R.C.M. 1947, is amended to
read as follows:

13 "&4-5211. Limitation of levies--livestock moneys. The 14 amount of such levy shall not in any event exceed ene-mill two (2) mills upon the assessed valuation of sheep and one 15 16 and--ene-half three (3) mills upon the assessed valuation of 17 other livestock, which shall be levied to aid in the payment 18 of the general expense of the livestock--commission--of 19 brands-enforcement division of the department of Montana 20 livestock, including salaries, office expense, detective 21 expense, expense of prosecution, travel, and all incidental 22 expense, and a separate levy of not exceeding one--and 23 one-half threa (3) mills on all livestock for the use of the livestock--sanitary--beard animal health division of the 24 25 department of livestock to be placed in the earmarked

THIRD READING

1 revenue fund for the payment of indemnity for animals slaughtered, and for salaries and expenses incurred in investigating, controlling and suppressing diseases. including expenses of quarantine and salaries and expenses 5 incurred for such purposes, and for laboratory maintenance; 6 provided further that the state treasurer and state 7 controller, at the written request of the livesteck-samitary 8 beard department of livestock shall set aside in a separate account in the earmarked revenue fund such moneys as may be 9 available and requested, which moneys shall be expended only 10 11 when the livestock--sanitary-beard department of livestock 12 determines that a livestock disease emergency exists 13 requiring its expenditure, and they shall then be expended 14 for such purposes as the livestock-sanitary-board department 15 of livestock may order and direct."

16 Section 2. Section 84-5212, R.C.M. 1947, is amended to 17 read as follows:

18 *84-5212. Use of moneys arising from taxes prescribed in preceding section. The money received from the tax levied 19 20 on sheep, as provided in the first part of the preceding section, shall be placed to the credit of the earmarked 21 revenue fund, and shall be used to aid in the payment of the 22 23 general expenses, salaries, office expense, detective 24 expense, expenses of prosecution, travel, and other expense 25 of the livestock-commission brands-enforcement division of

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the department of livestock, and the moneys received from 1 2 the tax on all other stock, as provided in the preceding section, shall be placed to the credit of the earmarked 3 revenue fund, to be used for like purposes for--said 4 5 livestock-commission by the department of livestock. The moneys received from the tax levied by the second division 6 7 of the preceding section, shall be placed in the earmarked revenue fund, to be used by the livesteck-sanitary-beard 8 9 animal health division of the department of livestock for 10 the payment of indemnity for animals slaughtered and for the 11 payment of expenses in investigating and suppressing diseases, including guarantine and all expenses connected 12 therewith." 13

14 Section 3. Section 84-5214, R.C.M. 1947, is amended to 15 read as follows:

16 "84-5214. Levy for bounty moneys--use of proceeds. The 17 department of revenue shall, annually prescribe, make and levy an ad valorem tax on all livestock in the state of 18 19 Montana for the purpose of protecting such livestock by all 20 of effective predatory animal destruction, means extermination and control, including systematic hunting, 21 trapping in planned campaigns, or otherwise, and payment of 22 bounties, against destruction, depredation and injury by 23 wild animals, whether on lands in private ownership, in the 24 25 ownership of the state, or in the ownership of the United

States, including open ranges and all lands in or of the 1 public domain. The tax levy shall not exceed in any one (1) 2 vear (a) one and one-half $(1 \ 1/2)$ mills on the assessed 3 valuation of all sheep, and (b) one (1) mill on the assessed 4 valuation of other livestock. The moneys received from such 5 6 tax levies shall be transmitted monthly with other taxes for 7 state purposes, by the county treasurer of each county, to 8 the state treasury, and be by the state treasurer placed in 9 and to the credit of the earmarked revenue fund (with other 10 moneys in that fund under the provisions of section 46-1901) 11 and such moneys shall thereafter be paid out only on claims 12 duly and regularly presented to the Montana--livestock 13 commission department of livestock, and thereafter approved 14 by said commission department, in accordance with the law applicable either to claims for bounties, when such claims 15 are approved, or to claims for other expenditures necessary 16 17 and proper for predatory animal control by other means and 18 methods than payment of bounties, as may be determined by 19 the Montana--livestock--commission department of livestock. 20 All such moneys shall be available for the payment of bounty 21 claims and for expenditures in and for planned, seasonal, or 22 other campaigns directed, or operated by the commission 23 department in cooperation with other agencies, for the 24 systematic destruction, extermination and control of 25 predatory wild animals, as may be determined by the

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1 commission <u>department</u> and the advisory committee thereto. No
2 claims shall be approved in excess of moneys available for
3 such purposes, and no warrants shall be registered against
4 such moneys."

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5 Section 4. Section 84-5215, R.C.M. 1947, is amended to 6 read as follows:

7 "84-5215. Bounties, when paid. The livestock
8 commission department of livestock may7-at-their
9 discretion7 pay such a bounty for the destruction of wild
10 animals at such those times of the year as they deem
11 consider advisable."

-End-

HB 338

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HB 0333/02

1 HOUSE BILL NO. 333 INTRODUCED BY J. ANDERSON, LIEN 2 3 A BILL FOR AN ACT ENTITLED: "AN ACT AMENDING SECTIONS 4 84-5211, 84-5212, 84-5214, AND 84-5215, R.C.M. 1947, TO 5 UPDATE ARCHAIC LANGUAGE AND TO INCREASE THE MAXIMUM 6 PERMISSIBLE LIMITS OF THE SPECIAL LEVIES ON LIVESTOCK USED 7 TO FUND THE DEPARTMENT OF LIVESTOCK." 8 9

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
Section 1. Section 84-5211, R.C.M. 1947, is amended to
read as follows:

13 "84-5211. Limitation of levies--livestock moneys. The amount of such levy shall not in any event exceed one-mill 14 15 two (2) mills upon the assessed valuation of sheep and one and--one-half three (3) mills upon the assessed valuation of 16 17 other livestock, which shall be levied to aid in the payment of the general expense of the livestock--commission--of 18 19 Montana brands-enforcement division of the department of 20 livestock, including salaries, office expense, detective expense, expense of prosecution, travel, and all incidental 21 22 expense, and a separate levy of not exceeding one--and 23 one-half three (3) mills on all livestock for the use of the 24 tivestock--sanitary--board animal health division of the 25 department of livestock to be placed in the earmarked

1 revenue fund for the payment of indemnity for animals 2 slaughtered, and for salaries and expenses incurred in 3 investigating, controlling and suppressing diseases, including expenses of guarantine and salaries and expenses Δ 5 incurred for such purposes, and for laboratory maintenance; 6 provided further that the state treasurer and state 7 controller, at the written request of the livestock-senitary 3 board department of livestock shall set aside in a separate 9 account in the earmarked revenue fund such moneys as may be 10 available and requested, which moneys shall be expended only 11 when the livestock--sanitary-board department of livestock 12 determines that a livestock disease emergency exists 13 requiring its expenditure, and they shall then be expended 14 for such purposes as the livestock-sanitary-board department 15 of livestock may order and direct." 16 Section 2. Section 84-5212, R.C.M. 1947, is amended to 17 read as follows: 13 "84-5212. Use of moneys arising from taxes prescribed

19 in preceding section. The money received from the tax levied 20 on sheep, as provided in the first part of the preceding 21 section, shall be placed to the credit of the earmarked 22 revenue fund, and shall be used to aid in the payment of the 23 general expenses, salaries, office expense, detective expense, expenses of prosecution, travel, and other expense 24 25 of the livestock-commission brands-enforcement division of

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REFERENCE BILL

1 the department of livestock, and the moneys received from 2 the tax on all other stock, as provided in the preceding 3 section, shall be placed to the credit of the earmarked 4 revenue fund, to be used for like purposes for--said 5 livestock-commission by the department of livestock. The 6 moneys received from the tax levied by the second division of the preceding section, shall be placed in the earmarked 7 8 revenue fund, to be used by the livestock-sanitary-board Э animal health division of the department of livestock for 10 the payment of indemnity for animals slaughtered and for the 11 payment of expenses in investigating and suppressing 12 diseases, including quarantine and all expenses connected 13 therewith."

14 Section 3. Section 34-5214, R.C.M. 1947, is amended to 15 read as follows:

16 "84-5214. Levy for bounty moneys--use of proceeds. The 17 department of revenue shall, annually prescribe, make and 13 levy an ad valorem tax on all livestock in the state of 19 Montana for the purpose of protecting such livestock by all 20 means of effective predatory animal destruction. 21 extermination and control, including systematic hunting, 22 trapping in planned campaigns, or otherwise, and payment of 23 bounties, against destruction, depredation and injury by 24 wild animals, whether on lands in private ownership, in the 25 ownership of the state, or in the ownership of the United -3-HB 338

States, including open ranges and all lands in or of the 1 2 public domain. The tax levy shall not exceed in any one (1) 3 year (a) one and one-half $(1 \ 1/2)$ mills on the assessed 4 valuation of all sheep, and (b) one (1) mill on the assessed 5 valuation of other livestock. The moneys received from such 6 tax levies shall be transmitted monthly with other taxes for 7 state purposes, by the county treasurer of each county, to 8 the state treasury, and be by the state treasurer placed in 9 and to the credit of the earmarked revenue fund (with other 10 moneys in that fund under the provisions of section 46-1901) 11 and such moneys shall thereafter be paid out only on claims 12 duly and regularly presented to the Montana--livestock commission department of livestock, and thereafter approved 13 14 by said commission department, in accordance with the law applicable either to claims for bounties, when such claims 15 16 are approved, or to claims for other expenditures necessary 17 proper for predatory animal control by other means and and methods than payment of bounties, as may be determined by 18 19 the Montane--livestock--commission department of livestock. 20 All such moneys shall be available for the payment of bounty claims and for expenditures in and for planned, seasonal, or 21 other campaigns directed, or operated by the commission 22 department in cooperation with other agencies, for the 23 systematic destruction, extermination and control of 24 25 predatory wild animals, as may be determined by the -4-HB 338

HB 0338/02

1 commission department and the advisory committee thereto. No
2 claims shall be approved in excess of moneys available for
3 such purposes, and no warrants shall be registered against
4 such moneys."

5 Section 4. Section 34-5215, R.C.M. 1947, is amended to 6 read as follows:

7 "84-5215. Bounties, when paid. The livestock
8 commission department of livestock may7-at-their
9 discretion7 pay such a bounty for the destruction of wild
10 animals at such those times of the year as they deem
11 consider advisable."

-End-