

1 *House* BILL NO. 390  
 2 INTRODUCED BY *Wardley*  
 3

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION  
 5 46-804, R.C.M. 1947, TO PROVIDE THAT INSPECTION FEES  
 6 COLLECTED BY THE SHERIFF OR DEPUTY SHERIFF BE PUT IN AN  
 7 EARMARKED FUND FOR CERTAIN EXPENSES AND THAT THE SURPLUS BE  
 8 PAID INTO THE COUNTY GENERAL FUND."  
 9

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

11 Section 1. Section 46-804, R.C.M. 1947, is amended to  
 12 read as follows:

13 "46-804. Fees for inspection and livestock  
 14 transportation permits. (1) For the service of inspection  
 15 before removal from a county, or before change of ownership,  
 16 the inspector making the inspections shall receive  
 17 twenty-five cents (\$.25) per head for twelve (12) head or  
 18 less, or three dollars (\$3) for from twelve (12) head to  
 19 twenty (20) head and shall receive twenty cents (\$.20) per  
 20 head for each head over twenty (20) head. For the issuance  
 21 of a market consignment permit or transportation permit  
 22 (other than a permanent permit) before removal from a  
 23 county, the inspector, sheriff or deputy sheriff issuing the  
 24 permits shall receive twenty-five cents (\$.25) for each  
 25 permit issued for twelve (12) head or less; fifty cents

1 (\$.50) for each permit for twelve (12) to thirty (30) head  
 2 and one dollar (\$1) for each permit issued for over thirty  
 3 (30) head and shall receive in addition his necessary actual  
 4 expenses, to be paid by the owner or the person for whom the  
 5 inspection is made or permit issued. For the issuance of a  
 6 permanent horse transportation permit, the state stock  
 7 inspector taking the application for permit shall receive  
 8 five dollars (\$5) per head for each permit issued. All  
 9 inspection and permit fees and expenses shall be collected  
 10 by the inspector, sheriff, or deputy sheriff at the time of  
 11 inspection or issuance of permit and all the fees and  
 12 expenses collected by a deputy state stock inspector,  
 13 sheriff or deputy sheriff shall be retained by him and all  
 14 such fees and expenses collected by a state stock inspector  
 15 shall be sent by him to the department for deposit in the  
 16 state treasury to the credit of the earmarked revenue fund  
 17 for the use of the department.

18 (2) For the service of inspection before livestock is  
 19 sold or offered for sale at a licensed public market, a  
 20 state stock inspector making the inspection shall receive  
 21 twenty cents (\$.20) per head for an animal originating  
 22 within the county in the state in which the market is  
 23 maintained, or transported under a market consignment  
 24 permit, and ten cents (\$.10) per head for an animal  
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12 All inspection fees and expenses shall be paid to the  
13 department for deposit in the state treasury to the credit  
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15 State stock inspectors shall be paid for their services and  
16 receive their expenses as fixed by the department. Fees  
17 collected by the sheriff or deputy sheriff pursuant to this  
18 section shall be retained by the sheriff in an earmarked  
19 fund to pay the expenses of operating the sheriff's office  
20 not provided for in the general budget. The sheriff shall  
21 make an accounting to the county auditor at the end of each  
22 county fiscal year and surplus moneys shall be paid into the  
23 county general fund."

-End-

Objection Raised to  
Adverse Committee Report

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21 make an accounting to the county auditor OR TO THE COUNTY  
22 CLERK AND RECORDER IN COUNTIES THAT DO NOT HAVE A COUNTY  
23 AUDITOR at the end of each county fiscal year and surplus  
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