

1 *House* BILL NO. *499*
 2 INTRODUCED BY *Fleming by Request Dept Agri*
 3

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION
 5 3-1212, R.C.M. 1947, TO REQUIRE THAT A NURSERYMAN'S LICENSE
 6 BE OBTAINED FOR EACH PLACE OF BUSINESS."

7
 8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

9 Section 1. Section 3-1212, R.C.M. 1947, is amended to
 10 read as follows:

11 "3-1212. License required of nurserymen--application
 12 and payment of fees. (1) A person, before engaging in the
 13 business of selling, dealing in, or importing nursery stock
 14 into this state for sale or distribution; or acting as
 15 agent, salesman, or solicitor for any nurseryman or dealer
 16 in nursery stock; or soliciting orders for the purchase of
 17 nursery stock must obtain a license from the department. A
 18 person may not falsely represent that he is an agent,
 19 salesman, solicitor, or representative of any nurseryman or
 20 dealer in nursery stock.

21 (2) The department shall provide application forms for
 22 prospective licensees. Applications for licenses may be made
 23 at any time before engaging in business, except seasonal
 24 nurserymen must make application at least thirty (30) days
 25 in advance of doing business in this state.

1 (3) ~~licenses~~ A license shall be ~~in--the--name--of--the~~
 2 ~~person--licensed,~~ issued for each place of business, and
 3 shall indicate the purpose for which issued and the name and
 4 location of the nursery or place of business of the
 5 nurseryman or dealer licensed or represented by an agent,
 6 salesman, or solicitor. Licenses, except seasonal
 7 nurserymen's licenses, shall bear the date of issue and
 8 expire July 1 next following the date of issue. Seasonal
 9 nurserymen's licenses shall bear the date of issue and
 10 expire on the date provided on the license by the
 11 department.

12 (4) The license fee is fifteen dollars (\$15) a year for
 13 a general nursery, dealing in all kinds of nursery products;
 14 ten dollars (\$10) a year for a nursery dealing in small
 15 fruits, ornamental shrubs, bulbs, and perennials; five
 16 dollars (\$5) a year for a nursery dealing in bulbs and
 17 perennials only; and fifteen dollars (\$15) a year for
 18 seasonal nurserymen. Agents, salesmen, and solicitors for
 19 licensed nurseries shall be granted salesmen's licenses,
 20 free of charge, upon the request of the licensee."

-End-

-2- HB 499

Approved by Committee
on Agriculture Livestock
& Irrigation

HOUSE BILL NO. 499

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(BY REQUEST OF DEPARTMENT OF AGRICULTURE)

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expire July 1 next following the date of issue. Seasonal
nurserymen's licenses shall bear the date of issue and
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(4) The license fee is fifteen dollars (\$15) a year for
a general nursery, dealing in all kinds of nursery products;
ten dollars (\$10) a year for a nursery dealing in small
fruits, ornamental shrubs, bulbs, and perennials; five
dollars (\$5) a year for a nursery dealing in bulbs and
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(4) The license fee is fifteen dollars (\$15) a year for a general nursery, dealing in all kinds of nursery products; ten dollars (\$10) a year for a nursery dealing in small fruits, ornamental shrubs, bulbs, and perennials; five dollars (\$5) a year for a nursery dealing in bulbs and perennials only; and fifteen dollars (\$15) a year for seasonal nurserymen. Agents, salesmen, and solicitors for licensed nurseries shall be granted salesmen's licenses, free of charge, upon the request of the licensee."

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