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12 13 A BILL FOR AN ACT ENTITLED: "AN ACT TO CLARIFY THE AUTHORITY OF A COOPERATIVE STATE GRAZING DISTRICT TO POSSESS, MANAGE, AND CONTROL AGRICULTURAL LANDS; AMENDING SECTION 46-2312, R.C.M. 1947." BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: Section 1. Section 46-2312, R.C.M. 1947, is amended to read as follows: "46-2312. Powers of state districts. A state district may:

14 (1) Purchase or market livestock and livestock
15 products, and purchase supplies and equipment. These
16 supplies may include among other things grass, grass seed,
17 or forage, whether attached to and upon or severed from the
18 land.

19 (2) Sue or be sued in its corporate name.

(3) Acquire forage producing lands<u>, including</u>
<u>agricultural lands when necessary to comply with the</u>
<u>purposes and directives of this chapters</u> by lease, purchase,
cooperative agreements, or otherwise, either from the United
States, the state of Montana, county or counties in which
the lands are located, or from private owners. All lands to

INTRODUCED BILL

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1 which a state district may acquire title may be disposed of

2 by exchange. sale or otherwise.

3 (4) Manage and control the use of its range and such 4 agricultural lands. This power includes the right to determine the size of preferences and permit according to a 5 fixed method which shall be stated in the bylaws and which 6 7 shall take into consideration the rating of dependent 8 commensurate property and the carrying capacity of the 9 range, and may be subject to reservations, regulations and 10 limitations under the terms of agreements between the state · 11 district and any agency of the United States. The state 12 district may also allot range to members or nonmembers. and 13 decrease or increase the size of permits if the range carrying capacity changes. 14 15 (5) Acquire or construct fences, reservoirs, or other 16 facilities for the care of livestock, and lease or purchase 17 lands for such purposes. 18 (6) Fix and determine the amount of grazing fees to be 19 imposed on members or nonmembers for the purpose of paying leases and operating expenses and fix and determine the 20 21 amount of assessments to be made on members on an animal 22 unit basis for the purpose of acquiring lands by purchase, 23 or for the purpose of constructing improvements in the state 24 district.

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(7) Specify the breed, guality, and number of male

HRHS

1 breeding animals which each member must furnish when stock 2 is grazing in common in the state district. 3 (8) Employ and discharge employees, riders, and other 4 persons necessary to properly manage the state district. 5 (9) Set up and maintain a reasonable reserve fund. 6 (10) Borrow money, and if necessary mortgage the 7 physical assets of a state district to provide for operation 8 and development, provided that at least eighty per cent 9 (80%) of the permittee members of the state district consent 10 in writing to the borrowing and the borrowing has been 11 approved by the department. This subsection does not confer 12 power upon a state district to mortgage the property of the 13 individual members of the district.

14 (11) Change the boundaries of a district, merge with
15 another state district organized under this act, or
16 subdivide.

17 (a) A merger may not be made unless consented to by a
18 majority of the members of each merging state district and
19 approved by the board after a hearing thereon before the
20 department.

(b) A subdivision may not be made unless consented to
by a majority of the members in the affected area and
approved by the board after a hearing thereon before the
department.

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25 (12) Regulate the driving of stock over, across, into,

or through the range, and collect fees therefor. A state
 district may impose sanitary provisions, regulations and
 practices.

4 (13) Undertake reseeding and other approved conservation and improvement practices of depleted range 5 6 areas or abandon farm lands and enter into cooperativa agreements with the federal government or any other person 7 8 for the reseeding or conservation and improvement 9 practices."

-End-

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45th Legislature

Approved by Committee on Agrigulture Livestock & Irrigation

INTRODUCED BY Jen L. Hinch Man 1 2 3 4 A BILL FOR AN ACT ENTITLED: MAN ACT TO CLARIFY THE

AUTHORITY OF A COOPERATIVE STATE GRAZING DISTRICT TO 5 POSSESS, MANAGE, AND CONTROL AGRICULTURAL LANDS; AMENDING 6 7 SECTION 46-2312+ R+C+M+ 1947+*

8

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

10 Section 1. Section 46-2312, R.C.M. 1947, is amended to 11 read as follows:

12 #46-2312. Powers of state districts. A state district 13 may:

(1) Purchase or market livestock and livestock 14 products, and purchase supplies and equipment. These 15 supplies may include among other things grass, grass seed, 16 17 or forage, whether attached to and upon or severed from the 18 land.

19 (2) Sue or be sued in its corporate name.

20 (3) Acquire forage producing lands, including 21 agricultural lands when necessary to comply with the 22 purposes and directives of this chapter, by lease, purchase, cooperative agreements, or otherwise, either from the United 23 States, the state of Montana, county or counties in which 24 the lands are located, or from private owners. All lands to 25

SECOND READING

which a state district may acquire title may be disposed of 1 2 by exchange, sale or otherwise.

3 (4) Manage and control the use of its range and such agricultural lands. This power includes the right to determine the size of preferences and permit according to a -5 6 fixed method which shall be stated in the bylaws and which 7 shall take into consideration the rating of dependent 8 commensurate property and the carrying capacity of the 9 range, and may be subject to reservations, regulations and 10 limitations under the terms of agreements between the state · 11 district and any agency of the United States. The state 12 district may also allot range to members or nonmembers, and 13 decrease or increase the size of permits if the range 14 carrying capacity changes.

15 (5) Acquire or construct fences, reservoirs, or other facilities for the care of livestock, and lease or purchase 16 17 lands for such purposes.

18 (6) Fix and determine the amount of grazing fees to be 19 imposed on members or nonmembers for the purpose of paving leases and operating expenses and fix and determine the 20 21 amount of assessments to be made on members on an animal unit basis for the purpose of acquiring lands by purchase. 22 23 or for the purpose of constructing improvements in the state 24 district.

25 (7) Specify the breed, quality, and number of male

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LC 1196/01

breeding animals which each member must furnish when stock
 is grazing in common in the state district.

3 (8) Employ and discharge employees, riders, and other
 4 persons necessary to properly manage the state district.

5 (9) Set up and maintain a reasonable reserve fund.

6 (10) Borrow money, and, if necessary mortgage the physical assets of a state district to provide for operation 7 and development, provided that at least eighty per cent 8 9 (80%) of the permittee members of the state district consent 10 in writing to the borrowing and the borrowing has been 11 approved by the department. This subsection does not confer 12 power upon a state district to mortgage the property of the 13 individual members of the district.

(11) Change the boundaries of a district, merge with
another state district organized under this act, or
subdivide.

17 (a) A merger may not be made unless consented to by a
18 majority of the members of each merging scate district and
19 approved by the board after a hearing thereon before the
20 department.

(b) A subdivision may not be made unless consented to
by a majority of the members in the affected area and
approved by the board after a hearing thereon before the
department.

25 (12) Regulate the driving of stock over, across, into,

or through the range, and collect fees therefor. A state
 district may impose sanitary provisions, regulations and
 practices.

4 (13) Undertake reseeding and other approved 5 conservation and improvement practices of depleted range areas or abandon farm lands and enter into cooperative 6 7 agreements with the federal government or any other person for the reseeding or conservation and improvement 8 9 practices."

-End-

LC 1196/01

INTRODUCED BY Len L. Hind Manne 1 2 3 4 A BILL FOR AN ACT ENTITLED: MAN ACT TO CLARIFY THE 5 AUTHORITY OF A COOPERATIVE STATE GRAZING DISTRICT TO POSSESS, MANAGE, AND CONTROL AGRICULTURAL "LANDS; AMENDING 6 7 SECTION 46-2312, R.C.M. 1947." 8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: 9 Section 1. Section 46-2312, R.C.M. 1947; is amended to 10 read as follows: 11 12 #46-2312. Powers of state districts. A state district 13 may: (1) Purchase or market livestock and livestock 14 products, and purchase supplies and equipment. These 15 supplies may include among other things grass, grass seed, 16 17 or forage, whether attached to and upon or severed from the 18 land. (2) Sue or be sued in its corporate name. 19 (3) Acquire forage producing lands, including 20 agricultural lands when necessary to comply with the 21 purposes and directives of this chapter, by lease, purchase, 22 cooperative agreements, or otherwise, either from the United 23 States, the state of Montana, county or counties in which 24 25 the lands are located, or from private owners. All lands to

THIRD READING

1 which a state district may acquire title may be disposed of

2 by exchange, sale or otherwise.

(4) Manage and control the use of its range and such 3 4 agricultural lands. This power includes the right to 5 determine the size of preferences and permit according to a 6 fixed method which shall be stated in the bylaws and which 7 shall take into consideration the rating of dependent 8 commensurate property and the carrying capacity of the 9 range, and may be subject to reservations, regulations and 10 limitations under the terms of agreements between the state · 11 district and any agency of the United States. The state 12 district may also allot range to members or nonmembers, and 13 decrease or increase the size of permits if the range 14 carrying capacity changes. 15 (5) Acquire or construct fences, reservoirs, or other facilities for the care of livestock, and lease or purchase 16

17 lands for such purposes.

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18 (6) Fix and determine the amount of grazing fees to be 19 imposed on members or nonmembers for the purpose of paying 20 leases and operating expenses and fix and determine the 21 amount of assessments to be made on members on an animal 22 unit basis for the purpose of acquiring lands by purchase, 23 or for the purpose of constructing improvements in the state 24 district.

(7) Specify the breed, quality, and number of male

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HB451

LC 1196/01

1 breeding animals which each member must furnish when stock 2 is grazing in common in the state district. (8) Employ and discharge employees, riders, and other 3 persons necessary to properly manage the state district. 4 5 (9) Set up and maintain a reasonable reserve fund. 6 (10) Borrow money, and, if necessary mortgage the 7 physical assets of a state district to provide for operation 8 and development, provided that at least eighty per cent (80%) of the permittee members of the state district consent 9 10 in writing to the borrowing and the borrowing has been 11 approved by the department. This subsection does not confer power upon a state district to mortgage the property of the 12 13 individual members of the district.

14 (11) Change the boundaries of a district, merge with
15 another state district organized under this act, or
16 subdivide.

17 (a) A merger may not be made unless consented to by a
18 majority of the members of each merging state district and
19 approved by the board after a hearing thereon before the
20 department.

(b) A subdivision may not be made unless consented to
by a majority of the members in the affected area and
approved by the board after a hearing thereon before the
department.

25 (12) Regulate the driving of stock over, across, into,

or through the range, and collect fees therefor. A state
 district may impose sanitary provisions, regulations and
 practices.

4 (13) Undertake reseading and other approved 5 conservation and improvement practices of depleted range 6 areas or abandon farm lands and enter into cooperative 7 agreements with the federal government or any other person 8 for the reseading or conservation and improvement

practices."

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HB 0452/02

2 3 A BILL FOR AN ACT ENTITLED: "AN ACT TO CLARIFY THE 4 AUTHORITY OF A COOPERATIVE STATE GRAZING DISTRICT TO 5 POSSESS, MANAGE, AND CONTROL AGRICULTURAL LANDS; AMENDING 6 7 8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HONTANA: 9

10 Section 1. Section 46-2312, R.C.M. 1947, is amended to 11 read as follows:

SECTION 46-2312+ R+C+M+ 1947+*

HOUSE BILL NO. 452

INTRODUCED BY LIEN+ HIRSCH+ MANUEL

12 #46-2312. Powers of state districts. A state district 13 may:

14 (1) Purchase or market livestock and livestock products, and purchase supplies and equipment. These 15 supplies may include among other things grass, grass seed, 16 or forage, whether attached to and upon or severed from the 17 land. 15

17 (c) Sue or be sued in its corporate name.

20 (3) Acquire forage producing lands. ____including agricultural lands when necessary to comply with the 21 purposes and directives of this chapter, by lease, purchase, 22 23 cooperative agreements, or otherwise, either from the United States, the state of Montana, county or counties in which 24 the lands are located, or from private owners, All lands to 20

REFERENCE BILL

1 which a state district may acquire title may be disposed of

by exchange, sale or otherwise.

(4) Manage and control the use of its range and such agricultural lands. This power includes the right to determine the size of preferences and permit according to a fixed method which shall be stated in the bylaws and which shall take into consideration the rating of dependent commensurate property and the carrying capacity of the range, and may be subject to reservations, regulations and 10 limitations under the terms of agreements between the state 11 district and any agency of the United States. The state 12 district may also allot range to members or nonmembers. and 13 decrease or increase the size of permits if the range 14 carrying capacity changes. 15 (5) Acquire or construct fences, reservoirs, or other 16 facilities for the care of livestock, and lease or purchase 17 lands for such purposes. 18 (6) Fix and determine the amount of grazing fees to be 19 imposed on members or nonmembers for the purpose of paying 20 leases and operating expenses and fix and determine the amount of assessments to be made on members on an animal 21 22 unit basis for the purpose of acquiring lands by purchase. 23 or for the purpose of constructing improvements in the state district. 24 (7) Specify the breed, quality, and number of male 25

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HB 452

H6 0452/02

1	breeding animals which each member must furnish when stock
2	is grazing in common in the state district.
3	(%) Employ and discharge employees, riders, and other
4	persons necessary to properly manage the state district.
5	(9) Set up and maintain a reasonable reserve fund.
6	(10) Borrow money, and if necessary mortgage the
7	physical assets of a state district to provide for operation
8	and development, provided that at least eighty per cent
Я	(80%) of the permittee members of the state district consent
10	in writing to the borrowing and the borrowing has been
11	approved by the department. This subsection does not confer
12	power upon a state district to mortgage the property of the
13	individual members of the district.
14	(11) Change the boundaries of a district, merge with
15	another state district organized under this act, or
16	subdivide.

17 (a) A merger may not be made unless consented to by a
18 majority of the members of each merging state district and
19 approved by the board after a hearing thereon before the
20 department.

(b) A subdivision may not be made unless consented to
by a majority of the members in the affected area and
approved by the board after a hearing thereon before the
department.

25 (12) Regulate the driving of stock over, across, into,

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or through the range, and collect fees therefor. A state
 district may impose sanitary provisions, regulations and
 practices.

4 (13) Undertake reseeding and other approved 5 conservation and improvement practices of depleted range areas or abandon farm lands and enter into cooperative ь 7 agreements with the federal government or any other person the reseeding or conservation and improvement 8 for practices." 9

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HB 452