

House Bill 345

In The House

January 19, 1981

Introduced and referred
to Committee on Agriculture.

February 21, 1981

Committee recommend bill
do not pass.

1 HOUSE BILL NO. 345
2 INTRODUCED BY Alford

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT AMENDING CERTAIN
5 DEFINITIONS IN THE LIVESTOCK MARKETING ACT; AMENDING SECTION
6 81-8-213, MCA."

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

9 Section 1. Section 81-8-213, MCA, is amended to read:
10 "81-8-213. Definitions. As used in this part, the
11 following definitions apply:

12 (1) "Board" means the board of livestock provided for
13 in 2-15-3102.

14 (2) "Department" means the department of livestock
15 provided for in Title 2, chapter 15, part 31.

16 (3) "Livestock" means cattle, calves, hogs, pigs,
17 horses, mules, sheep, lambs, and goats.

18 (4) "Livestock broker" means a business, not including
19 facilities, conducted for the receiving, handling, and care
20 of livestock and involving livestock purchased or sold by it
21 in commerce for its own account ~~for resale~~, for the account
22 of any principal for delivery to him it, or for slaughter.
23 It does not include a farmer or rancher who buys or sells
24 livestock in the ordinary course of his farming or ranching
25 operation.

1 (5) "Livestock dealer" means a business conducted in
2 such facilities utilized as are necessary for the receiving,
3 handling, and care of livestock purchased by it in commerce
4 for its own account for resale, for the account of any
5 principal for delivery to him it, or for slaughter. It does
6 not include a farmer or rancher who buys or sells livestock
7 in the ordinary course of his farming or ranching operation.

8 (6) "Livestock market" means ~~a place where a person~~
9 ~~for compensation assembles livestock for sale, except~~

10 ~~(a) a place used solely for a dispersal sale of the~~
11 ~~livestock of a farmery, dairyman, livestock breeder, or~~
12 ~~feeder who is discontinuing business and at which no other~~
13 ~~livestock is sold or offered for sale;~~

14 ~~(b) a farm, ranch, or place where livestock either~~
15 ~~raised or kept thereon for the grazing season or for~~
16 ~~fattening is sold and to which no other livestock is brought~~
17 ~~for sale or to be offered for sale;~~

18 ~~(c) the premises of a butchery, peckery, or processor~~
19 ~~who receives animals exclusively for immediate slaughter;~~

20 ~~(d) the premises of a person engaged in the raising of~~
21 ~~livestock for breeding purposes only, who limits his sale to~~
22 ~~livestock of his own production;~~

23 ~~(e) a place where a breeder or an association of~~
24 ~~breeders of livestock of any class assembles and offers for~~
25 ~~sale and sells under his or its own management any~~

1 ~~livestock when the breeder or association of breeders~~
2 ~~assumes all responsibility for the sale and the title of~~
3 ~~livestock sets a business conducted in such facilities as~~
4 ~~are necessary for the receiving, handling, and care of~~
5 ~~livestock consigned to it for sale and sold competitively in~~
6 ~~commerce through the marketing and merchandising services it~~
7 ~~renders or through the facilities it provides, or both.~~

8 (7) "Person" means an individual, firm, association,
9 partnership, or corporation.

10 (8) "Test station sale" means the sale of livestock
11 from a place where livestock is taken to measure rates of
12 gain under uniform feeding conditions when that place is not
13 owned by the owner of the livestock."

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