

HOUSE BILL NO. 85

INTRODUCED BY BERTELSEN

BY REQUEST OF THE DEPARTMENT OF LIVESTOCK

IN THE HOUSE

January 5, 1983	Introduced and referred to Committee on Agriculture, Livestock and Irrigation.
January 26, 1983	Committee recommend bill do pass as amended. Report adopted.
January 27, 1983	Bill printed and placed on members' desks.
January 28, 1983	Second reading, do pass.
January 29, 1983	Considered correctly engrossed.
January 31, 1983	Third reading, passed. Transmitted to Senate.

IN THE SENATE

February 1, 1983	Introduced and referred to Committee on Agriculture, Livestock and Irrigation.
February 28, 1983	Committee recommend bill be concurred in. Report adopted.
March 3, 1983	Second reading, concurred in.
March 5, 1983	Third reading, concurred in. Ayes, 49; Noes, 0.

IN THE HOUSE

March 5, 1983

Returned to House.

March 7, 1983

Sent to enrolling

**Reported correctly
enrolled.**

1 House BILL NO. 85
 2 INTRODUCED BY Sen. Tolson
 3 BY REQUEST OF THE DEPARTMENT OF LIVESTOCK
 4
 5 A BILL FOR AN ACT ENTITLED: "AN ACT TO TRANSFER RODENT
 6 CONTROL FUNCTIONS FROM THE DEPARTMENT OF LIVESTOCK TO THE
 7 DEPARTMENT OF AGRICULTURE; TO RENAME AND EXPAND THE PROGRAM
 8 TO INCLUDE VERTEBRATE SPECIES THAT MAY BE INJURIOUS TO
 9 AGRICULTURE, OTHER INDUSTRIES, AND THE PUBLIC; AMENDING
 10 SECTIONS 81-1-401 AND 81-1-403, MCA; AND PROVIDING AN
 11 EFFECTIVE DATE."
 12
 13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
 14 NEW SECTION. Section 1. Transfer of functions --
 15 terminology change. (1) The functions of the department of
 16 livestock relating to rodent control as provided in Title
 17 81, chapter 1, part 4, are transferred to the department of
 18 agriculture under Title 80, chapter 7.
 19 (2) All references in Title 81, chapter 1, part 4, to
 20 the "department", meaning "department of livestock", are
 21 changed to mean "department of agriculture".
 22 Section 2. Section 81-1-401, MCA, is amended to read:
 23 "81-1-401. Department to operate ~~rodent-control~~
 24 vertebrate pest management program. The department may
 25 establish and operate organized and systematic programs for

1 the ~~control management~~ and suppression of vertebrate pests.
 2 Vertebrate pests are defined as jackrabbits, prairie dogs,
 3 ground squirrels, pocket gophers, rats, mice, and ~~other~~
 4 ~~rodents and related animals in this state~~ skunks, raccoons,
 5 bats, and depredatory and nuisance birds such as blackbirds,
 6 cowbirds, starlings, house sparrows, and feral pigeons when
 7 they are injurious to agriculture, other industries, and the
 8 public health. For this purpose, the department may enter
 9 into written agreements with appropriate federal agencies,
 10 other state agencies, counties, associations, corporations,
 11 or individuals covering the methods and procedures to be
 12 followed in the ~~control management~~ and suppression of these
 13 ~~noxious-rodents-and-related-animals~~ vertebrate pests, the
 14 extent of supervision to be exercised by the department, and
 15 the use and expenditure of funds appropriated, when this
 16 cooperation is necessary to promote the ~~control management~~
 17 and suppression of ~~noxious-rodents-and-related-animals~~
 18 vertebrate pests."

19 Section 3. Section 81-1-403, MCA, is amended to read:
 20 "81-1-403. Purchase and sale of ~~rodent-control~~
 21 vertebrate pest management supplies. In addition to the
 22 expenditures authorized in 81-1-402, the department may
 23 purchase ~~rodent-control~~ vertebrate pest management supplies,
 24 including rodent baits, for the use of cooperating
 25 governmental agencies, counties, associations, corporations,

1 or individuals in the control ~~management~~ of noxious rodents
2 ~~and related animals~~ vertebrate pests and to make these
3 supplies and baits available to the cooperators at
4 approximate cost."

5 NEW SECTION. Section 4. Codification instruction. All
6 sections contained in Title 81, chapter 1, part 4, are
7 intended to be renumbered and recodified as an integral part
8 of Title 80, chapter 7, and the provisions of Title 80 apply
9 to those sections.

10 NEW SECTION. Section 5. Effective date. This act is
11 effective July 1, 1983.

-End-

STATE OF MONTANA

REQUEST NO. 054-83

FISCAL NOTE

Form BD-15

In compliance with a written request received January 6, , 19 83 , there is hereby submitted a Fiscal Note for House Bill 85 pursuant to Title 5, Chapter 4, Part 2 of the Montana Code Annotated (MCA).

Background information used in developing this Fiscal Note is available from the Office of Budget and Program Planning, to members of the Legislature upon request.

DESCRIPTION OF PROPOSED LEGISLATION:

House Bill 85 transfers the Rodent Control functions from the Department of Livestock to the Department of Agriculture.

ASSUMPTIONS:

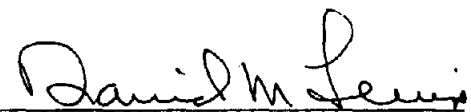
The Rodent Control Program will cost \$72,123 in FY 84 and \$75,904 in FY 85 as projected in the executive budget.

FISCAL IMPACT:

None.

Upon passage of the bill, the above amounts will be transferred from the Department of Livestock to the Department of Agriculture.

FISCAL NOTE2:I/1



BUDGET DIRECTOR

Office of Budget and Program Planning

Date: 1-10-83

Approved by Committee
on Agriculture Livestock
& Irrigation

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

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Section 2. Section 81-1-401, MCA, is amended to read:

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the control ~~management~~ and suppression of vertebrate pests. Vertebrate pests are defined as jackrabbits, prairie dogs, ground squirrels, pocket gophers, rats, mice, and--other ~~rodents--and-related-animals-in-this-state~~ skunks, raccoons, bats, and THE FOLLOWING depredatory and nuisance birds such as: blackbirds, cowbirds, starlings, house sparrows, and feral pigeons when they are injurious to agriculture, other industries, and the public health. For this purpose, the department may enter into written agreements with appropriate federal agencies, other state agencies, counties, associations, corporations, or individuals covering the methods and procedures to be followed in the ~~control management~~ and suppression of these ~~noxious--rodents and---related---animals~~ vertebrate pests, the extent of supervision to be exercised by the department, and the use and expenditure of funds appropriated, when this cooperation is necessary to promote the ~~control management~~ and suppression of ~~noxious---rodents---and---related---animals~~ vertebrate pests. MANAGEMENT IS THE CORRECT IDENTIFICATION OF A VERTEBRATE PEST, RECOGNITION OF ITS BIOLOGY AND ENVIRONMENTAL NEEDS, ASSESSMENT OF THE PEST'S DAMAGE, INJURY, OR NUISANCE TO AGRICULTURE, INDUSTRY, OR THE PUBLIC PRIOR TO SELECTING AND IMPLEMENTING ANY INTEGRATED OR INDIVIDUAL CONTROL METHODS TO REDUCE, PREVENT, OR SUPPRESS THESE DAMAGES, NUISANCES, OR INJURIES, AND EVALUATING THE

1 EFFECTS OF THESE CONTROL METHODS."

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9 or individuals in the control ~~management~~ of ~~noxious-rodents~~
10 ~~and-related-animals~~ vertebrate pests and to make these
11 supplies and baits available to the cooperators at
12 approximate cost."

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