

SENATE BILL NO. 68

INTRODUCED BY JACOBSON

BY REQUEST OF THE DEPARTMENT OF LIVESTOCK

IN THE SENATE

January 7, 1985	Introduced and referred to Committee on Agriculture, Livestock and Irrigation.
January 11, 1985	Committee recommend bill do pass. Report adopted.
January 12, 1985	Bill printed and placed on members' desks.
January 14, 1985	Second reading, do pass.
January 15, 1985	Considered correctly engrossed.
January 16, 1985	Third reading, passed. Ayes, 47; Noes, 1.  Transmitted to House.

IN THE HOUSE

January 18, 1985	Introduced and referred to Committee on Agriculture, Livestock and Irrigation.
March 7, 1985	Committee recommend bill be concurrred in as amended. Report adopted.
March 9, 1985	Second reading, concurrred in.
March 11, 1985	Third reading, concurrred in.  Returned to Senate with amendments.

IN THE SENATE

March 11, 1985

Received from House.

March 13, 1985

Second reading, amendments  
concurrent in.

March 15, 1985

Third reading, amendments  
concurrent in.

Ayes, 48; Noes, 0.

Sent to enrolling.

Reported correctly enrolled.

1                                    SENATE BILL NO. 68  
 2    INTRODUCED BY JACOBSON  
 3                                    BY REQUEST OF THE DEPARTMENT OF LIVESTOCK

4  
 5    A BILL FOR AN ACT ENTITLED: "AN ACT CLARIFYING THE  
 6    EXCEPTIONS TO THE PROHIBITION ON THE SALE OF BABY ANIMALS;  
 7    AMENDING SECTIONS 81-8-401 AND 81-8-402, MCA."

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

10        Section 1. Section 81-8-401, MCA, is amended to read:  
 11        "81-8-401. Certain dealings in baby animals unlawful.  
 12        (1) ~~It~~ Except as provided in subsection (2), it is unlawful  
 13        for any person, firm, or corporation ~~other than a hatchery,~~  
 14        ~~feed-store,-or-breeder-of-fowl-or-rabbits~~ to:

15            (a) sell, offer for sale, barter, or give away for  
 16        commercial purposes baby chickens, ducklings, or other fowl,  
 17        under 3 weeks of age, or rabbits under 2 months of age, as  
 18        pets, toys, premiums, or novelties;

19            (b) color, dye, stain, or otherwise change the natural  
 20        color of baby chickens, ducklings, or other fowl or rabbits;  
 21        or

22            (c) bring or transport the same into the state.

23            (2) This section shall not be construed to prohibit  
 24        the sale, dyeing, staining, or otherwise changing of the  
 25        natural color, or display of such baby chickens, ducklings,

1    or other fowl or such rabbits in proper facilities by  
 2    breeders or stores engaged in the business of selling for  
 3    purposes of avicultural breeding and raising."

4            Section 2. Section 81-8-402, MCA, is amended to read:  
 5            "81-8-402. Penalties. Violation of 81-8-401 is a  
 6        misdemeanor and any person, firm, or corporation, other than  
 7        ~~a--hatchery,--feed--store,-or-breeder-of-fowl-or-rabbits~~ one  
 8        excepted in 81-8-401(2), violating any of the provisions  
 9        thereof is, upon conviction, subject to a fine not exceeding  
 10       the sum of \$100 or imprisonment for a period not exceeding  
 11       30 days, or both."

-End-



-2-            INTRODUCED BILL  
                   **SB 68**

APPROVED BY COMMITTEE  
ON AGRICULTURE LIVESTOCK  
& IRRIGATION

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-End-

SECOND READING  
5368



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-End-

THIRD READING  
 SB 68

HOUSE  
STANDING COMMITTEE REPORT

March 6 19 85

MR. ....SPEAKER.....

We, your committee on.....AGRICULTURE.....

having had under consideration .....SENATE..... Bill No. 68.....

THIRD reading copy ( BLUE )  
color

CLARIFYING EXCEPTIONS TO PROHIBITION ON SALE OF BABY ANIMALS

Respectfully report as follows: That.....SENATE..... Bill No. 68.....  
BE AMENDED AS FOLLOWS:

- 1. Page 2, line 3.  
Strike: "avicultural"

*AS*

AND AS AMENDED,  
BE CONCURRED IN

~~\*\*\*\*\*~~ *See 2/4*

*James W. Schultz*  
.....  
REPRESENTATIVE SCHULTZ. Chairman.

SENATE BILL NO. 68

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BY REQUEST OF THE DEPARTMENT OF LIVESTOCK

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(b) color, dye, stain, or otherwise change the natural color of baby chickens, ducklings, or other fowl or rabbits;

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Section 2. Section 81-8-402, MCA, is amended to read:

"81-8-402. Penalties. Violation of 81-8-401 is a misdemeanor and any person, firm, or corporation, other than ~~a-hatchery,--feed--store,--or-breeder-of-fowl-or-rabbits~~ one excepted in 81-8-401(2), violating any of the provisions thereof is, upon conviction, subject to a fine not exceeding the sum of \$100 or imprisonment for a period not exceeding 30 days, or both."

-End-

