

HOUSE BILL NO. 218

INTRODUCED BY BRANDEWIE, MERCER, DARKO, NELSON

IN THE HOUSE

JANUARY 15, 1987                   INTRODUCED AND REFERRED TO COMMITTEE  
ON BUSINESS & LABOR.

JANUARY 26, 1987                   COMMITTEE RECOMMEND BILL  
DO PASS. REPORT ADOPTED.

JANUARY 27, 1987                   PRINTING REPORT.

JANUARY 28, 1987                   SECOND READING, DO PASS.

JANUARY 29, 1987                   ENGROSSING REPORT.

                                     THIRD READING, PASSED.

                                     TRANSMITTED TO SENATE.

IN THE SENATE

JANUARY 30, 1987                   INTRODUCED AND REFERRED TO COMMITTEE  
ON BUSINESS & INDUSTRY.

FEBRUARY 7, 1987                   COMMITTEE RECOMMEND BILL BE  
CONCURRED IN. REPORT ADOPTED.

FEBRUARY 11, 1987                   SECOND READING, CONCURRED IN.

FEBRUARY 13, 1987                   THIRD READING, CONCURRED IN.  
AYES, 47; NOES, 3.

                                     RETURNED TO HOUSE.

IN THE HOUSE

FEBRUARY 16, 1987                   RECEIVED FROM SENATE.

                                     SENT TO ENROLLING.

1 INTRODUCTION BY HB BILL NO. 218  
2 Donna Marie Mercer Alaska Native

3  
4 A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING EVIDENCE OF  
5 OWNERSHIP OF CERTAIN FOREST PRODUCTS TO BE SHOWN TO LAW  
6 ENFORCEMENT OFFICERS UPON REQUEST; AND AMENDING SECTION  
7 76-13-601, MCA."

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

10 Section 1. Section 76-13-601, MCA, is amended to read:

11 "76-13-601. Unlawful transportation of trees and  
12 boughs. (1) No person may transport on the ways of this  
13 state more than five coniferous trees without having in his  
14 possession a bill of sale showing his ownership of the  
15 trees. The bill of sale shall specify:

- 16 (a) the date of its execution;
- 17 (b) the name and address of the vendor or donor of the
- 18 trees;
- 19 (c) the name and address of the vendee or donee of the
- 20 trees;
- 21 (d) the number of trees, by species, sold or
- 22 transferred by the bill of sale; and
- 23 (e) the shipping yards or the property from which the
- 24 trees were taken.
- 25 (2) Subsection (1) does not apply to:

1 (a) the transportation of trees with their roots  
2 intact;

3 (b) the transportation of logs, poles, pilings, or  
4 other forest products from which substantially all the limbs  
5 and branches have been removed;

6 (c) the transportation of coniferous trees by the  
7 owner of the land from which they were taken or his agent,  
8 provided that agent has in his possession a tax receipt or  
9 other evidence indicating the section, township, and range  
10 from which the trees were harvested;

11 (d) the transportation of coniferous trees by a common  
12 carrier.

13 (3) No person may transport on the ways of this state  
14 more than 200 pounds of boughs from coniferous trees without  
15 written authorization of the owner of the boughs.

16 (4) The bill of sale required in subsection (1) or the  
17 written authorization required in subsection (3) must be  
18 exhibited on request of a law enforcement officer, highway  
19 patrolman, state fish and game warden, an employee of the  
20 department of highways as appointed under 61-12-201, or an  
21 agent of the department of state lands.

22 ~~(4)~~(5) A person who violates this section shall be  
23 punished by a fine not to exceed \$500 or imprisonment not to  
24 exceed 6 months, or both.

25 ~~(5)~~(6) For the purposes of this section, "ways of this



LC 1000/01

1 state" means any highway, road, alley, lane, parking area,  
2 or other public or private place adapted and fitted for  
3 public vehicle travel that is commonly used by the public  
4 with the express or implied consent of the owner."

-End-

APPROVED BY COMM. ON  
BUSINESS AND LABOR

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2 Bernie Mercer

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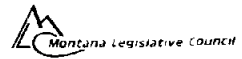
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