

HOUSE BILL NO. 331
INTRODUCED BY BRADLEY

IN THE HOUSE

JANUARY 20, 1987 INTRODUCED AND REFERRED TO COMMITTEE
ON AGRICULTURE, LIVESTOCK & IRRIGATION.

JANUARY 23, 1987 COMMITTEE RECOMMEND BILL
DO PASS. REPORT ADOPTED.

JANUARY 24, 1987 PRINTING REPORT.

JANUARY 27, 1987 SECOND READING, DO PASS.

JANUARY 28, 1987 ENGROSSING REPORT.

 THIRD READING, PASSED.

 TRANSMITTED TO SENATE.

IN THE SENATE

JANUARY 29, 1987 INTRODUCED AND REFERRED TO COMMITTEE
ON AGRICULTURE, LIVESTOCK & IRRIGATION.

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, 50; NOES, 0.

 RETURNED TO HOUSE.

IN THE HOUSE

FEBRUARY 16, 1987 RECEIVED FROM SENATE.

 SENT TO ENROLLING.

1 House BILL NO. 331
2 INTRODUCED BY Bradley
3

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO EXCLUDE AN
5 APPLICANT'S FINANCIAL STATEMENT FROM THE CONTENTS OF AN
6 APPLICATION ACCOMPANYING A NOTICE FOR A HEARING INVOLVING A
7 REQUEST FOR A CERTIFICATE TO OPERATE A LIVESTOCK MARKET; AND
8 AMENDING SECTION 81-8-252, MCA."

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

11 Section 1. Section 81-8-252, MCA, is amended to read:
12 "81-8-252. Hearing on application for certificate --
13 decision. (1) Upon the filing of the application, the
14 department shall fix a time and place for a hearing thereon,
15 which may not be less than 10 days after the filing. The
16 department shall have a copy of the application, excluding
17 the financial statement described in 81-8-251(2)(h), and
18 notice of the hearing served by mail upon:

19 (a) the operators of any other livestock markets that
20 in the opinion of the department might be affected by the
21 granting of any such certificate;

22 (b) the secretaries of the Montana stockgrowers
23 association and the Montana woolgrowers association;

24 (c) the secretary of the district livestock
25 association, if any;

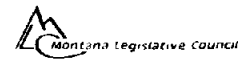
1 (d) the secretary of the livestock association or
2 associations, if any, within the vicinity of the proposed
3 livestock market, if known to the department; and

4 (e) any railroad company operating into or through the
5 town or city in which the proposed livestock market will be
6 located.

7 (2) If, after the hearing on the application, the
8 department finds from the evidence that public convenience
9 and necessity require the authorization of the proposed
10 livestock market, a certificate must be issued to the
11 applicant. In determining whether public convenience and
12 necessity require the livestock market, the department shall
13 give reasonable consideration to the service rendered by
14 other existing livestock markets in this state and the
15 effect upon them if the proposed livestock market is
16 authorized and shall give due consideration to the
17 likelihood of the proposed service being permanent and
18 continuous throughout 12 months of the year."

19 NEW SECTION. Section 2. Extension of authority. Any
20 existing authority of the department of livestock to make
21 rules on the subject of the provisions of this act is
22 extended to the provisions of this act.

-End-



-2- INTRODUCED BILL
HB-331

APPROVED BY COMMITTEE
ON AGRICULTURE LIVESTOCK
& IRRIGATION

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