

HOUSE BILL NO. 887

INTRODUCED BY ASAY, KOLSTAD, TVEIT, BLAYLOCK, GILBERT,
DEVLIN, NEUMAN, CODY, DARKO, RUSSELL, HOFMAN, WEEDING,
MCLANE, BOYLAN, MEYER, E. SMITH, RAPP-SVRCEK, NATHE,
STRATFORD, HIRSCH, SCHYE, MANUEL, DEMARS, BRADLEY

IN THE HOUSE

MARCH 18, 1987 INTRODUCED AND REFERRED TO COMMITTEE
ON AGRICULTURE, LIVESTOCK & IRRIGATION.

MARCH 25, 1987 COMMITTEE RECOMMEND BILL
DO PASS AS AMENDED. REPORT ADOPTED.

MARCH 26, 1987 PRINTING REPORT.

 ON MOTION, TAKEN FROM SECOND READING
AND REREFERRED TO COMMITTEE
ON APPROPRIATIONS.

MARCH 28, 1987 COMMITTEE RECOMMEND BILL
DO PASS AS AMENDED. REPORT ADOPTED.

MARCH 30, 1987 PRINTING REPORT.

MARCH 31, 1987 SECOND READING, DO PASS.

APRIL 1, 1987 ENGROSSING REPORT.

 THIRD READING, PASSED.
AYES, 78; NOES, 15.

 TRANSMITTED TO SENATE.

IN THE SENATE

APRIL 3, 1987 INTRODUCED AND REFERRED TO COMMITTEE
ON AGRICULTURE, LIVESTOCK & IRRIGATION.

APRIL 7, 1987 COMMITTEE RECOMMEND BILL BE
CONCURRED IN AS AMENDED. REPORT
ADOPTED.

APRIL 8, 1987 SECOND READING, CONCURRED IN AS
AMENDED.

APRIL 9, 1987

THIRD READING, CONCURRED IN.
AYES, 45; NOES, 5.

RETURNED TO HOUSE WITH AMENDMENTS.

IN THE HOUSE

APRIL 13, 1987

RECEIVED FROM SENATE.

SECOND READING, AMENDMENTS
CONCURRED IN.

APRIL 14, 1987

THIRD READING, AMENDMENTS
CONCURRED IN.

SENT TO ENROLLING.

1 House BILL NO. 887

2 INTRODUCED BY Clayton Forest Frank Blaylock

3 Silbert David Coyle Will Ulrich Boyer

4 A BILL FOR AN ACT ENTITLED: "AN ACT ESTABLISHING A PROGRAM Smith

5 TO PROVIDE ASSISTANCE AND COUNSELING FOR FINANCIALLY STRATTON Kirsch Debye

6 DISTRESSED FARMERS; PROVIDING FOR FINANCIAL COUNSELING, Maxwell

7 SUPPORT COUNSELING, AND REFERRAL SERVICES; REQUIRING THE Brady

8 DEPARTMENT OF AGRICULTURE TO CONTRACT FOR SERVICES WITH

9 QUALIFIED PEER COUNSELORS TO PROVIDE ASSISTANCE UNDER THE

10 PROGRAM; APPROPRIATING MONEY; AMENDING SECTIONS 80-13-101

11 THROUGH 80-13-104, MCA, AND SECTION 15, CHAPTER 9, SPECIAL

12 LAWS OF MARCH 1986; AND PROVIDING AN IMMEDIATE EFFECTIVE

13 DATE AND A TERMINATION DATE."

14

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

16 Section 1. Section 80-13-101, MCA, is amended to read:

17 "80-13-101. (Temporary) Purpose. It is the declared

18 purpose of this chapter to establish an emergency program to

19 directly assist individual farmers who are financially

20 distressed by providing them assistance and counseling to

21 manage farm credit problems, to avoid or mitigate forced

22 liquidation or farm foreclosure, and to cope with the

23 financial stress resulting from the adverse conditions of

24 agriculture in this state. ~~it is a goal of this program to~~

25 ~~maximize program effectiveness by utilizing peer counselors~~

1 ~~and--by--cooperating--with--the--private-sector. In order to~~

2 ~~fulfill this purpose, the state shall utilize peer~~

3 ~~counselors to provide needed assistance to financially~~

4 ~~distressed farmers. (Terminates July 1, 1987--sec. 15, Ch.~~

5 ~~9, Sp. L. March 1986.)"~~

6 Section 2. Section 80-13-102, MCA, is amended to read:

7 "80-13-102. (Temporary) Definitions. As used in this

8 chapter, unless the context indicates otherwise, the

9 following definitions apply:

10 (1) "Agricultural production" means the production of

11 livestock, poultry, field crops, fruit, or other animal and

12 vegetable matter for food or fiber.

13 ~~(2)--"Agricultural property"--means:~~

14 ~~(a)--real--property--that--is--principally--used--for~~

15 ~~agricultural--production;--and~~

16 ~~(b)--personal--property--that--is--part--of--an--agricultural~~

17 ~~production--operation--or--used--as--security--to--finance--such--an~~

18 ~~operation;--including--equipment;--crops;--livestock;--and--the~~

19 ~~proceeds--of--any--security;~~

20 ~~(3)(2) "Department" means the department of~~

21 ~~agriculture provided for in 2-15-3001.~~

22 ~~(4)(3) "Farmer" means a person who owns or operates a~~

23 ~~farm or ranch primarily for the purpose of agricultural~~

24 ~~production.~~

25 ~~(5)--"Mediator"--means--a--person--authorized--under~~



-2- INTRODUCED BILL
HB-887

1 ~~80-13-202--to--serve--as--a--negotiator--between--a--farmer--and--a~~
2 ~~creditor.~~

3 ~~{6}(4)~~ "Peer counselor" means a person who is or has
4 been involved in production agriculture and who has been
5 trained through the department and others in financial
6 counseling ~~and--mediation--or--negotiation--techniques~~ and who
7 works to aid financially distressed farmers through this
8 program.

9 ~~{7}(5)~~ "Program" means the ~~agricultural--assistance--and~~
10 ~~counseling~~ program provided for in 80-13-103.

11 ~~{8}--"Secured-creditor"--means:~~

12 ~~{a}--the--holder--of--a--mortgage--on--agricultural--property;~~

13 ~~{b}--a--vendor--of--a--contract--for--deed--of--agricultural~~
14 ~~property;~~

15 ~~{c}--a--person--with--a--statutory--lien--or--a--perfected~~
16 ~~security--interest--in--agricultural--property;--or~~

17 ~~{d}--a--judgment--creditor--with--a--judgment--against--a~~
18 ~~debtor--engaged--in--agricultural--production.~~

19 ~~{9}--"Unsecured-creditor"--means--a--person--who--extends~~
20 ~~credit--without--a--perfected--security--interest--to--a--farmer--for~~
21 ~~the--purchase--of--goods--or--services--used--in--agricultural~~
22 ~~production. (Terminates July 1, 1987--sec. 15, Ch. 9, Sp. L.~~
23 ~~March 1986.)"~~

24 Section 3. Section 80-13-103, MCA, is amended to read:

25 "80-13-103. (Temporary) ~~Agricultural--assistance--and~~

1 ~~counseling--program~~ Establishment of program. (1) The
2 department shall establish ~~an--agricultural--assistance--and~~
3 ~~counseling~~ a program to aid financially distressed farmers
4 in this state.

5 (2) Under the program, the department shall make
6 available to farmers the following types of assistance:

7 (a) financial ~~consulting~~ counseling;

8 ~~{b}--farm--management--consulting;~~

9 ~~{c}--legal--information--services;~~

10 ~~{d}--voluntary--debt--mediation--as--provided--for--in~~

11 ~~80-13-201;~~

12 ~~{e}--mental--health--assistance;~~

13 ~~{f}(b)~~ support counseling; and

14 ~~{g}(c)~~ information and referral services. (Terminates

15 July 1, 1987--sec. 15, Ch. 9, Sp. L. March 1986.)"

16 Section 4. Section 80-13-104, MCA, is amended to read:

17 "80-13-104. (Temporary) Powers and duties of

18 department. (1) For the purpose of administering the

19 program, the department shall:

20 ~~{a}--utilize--the--services--of:~~

21 ~~{i}--a--network--of--trained--peer--counselors--who--can~~

22 ~~directly--assist--financially--distressed--farmers;~~

23 ~~{ii}--the--cooperative--extension--service--and--the--college~~

24 ~~of--agriculture--at--Montana--state--university;~~

25 ~~{iii}--state--or--federal--agencies;~~

1 ~~{iv}-legal--service--corporations,--the--university--of~~
 2 ~~Montana-law-school,--or-private-law-firms,~~
 3 ~~{v}-community-service-organizations,~~
 4 ~~{vi}-private-business,~~
 5 ~~{vii}-professional-associations,~~
 6 ~~{viii}-regional-mental-health-corporations,~~
 7 ~~{ix}-volunteer-organizations,--and~~
 8 ~~{x}-any-other-person-or-entity,~~
 9 ~~{b}{a}~~ contract for services with qualified personnel,
 10 including peer counselors,~~--farm--management--specialists,~~
 11 ~~accountants,--attorneys,--and-mental-health-professionals,~~ to
 12 provide the assistance required under 80-13-103;
 13 ~~{c}{b}~~ hire a ~~coordinator--and~~ necessary staff to
 14 implement ~~and--manage~~ assist in administration of the
 15 program;
 16 ~~{d}{c}~~ provide training for ~~interested-and-qualified~~
 17 ~~persons,--including~~ peer counselors, to assist farmers
 18 needing help with farm financial management problems; and
 19 ~~{e}{d}~~ establish a toll-free telephone line to receive
 20 requests for assistance, counseling, and referral of
 21 services; and,
 22 ~~{f}-compile-a-directory-of-services-available--through~~
 23 ~~the-program.~~
 24 (2) The department may:
 25 ~~{a}~~ establish an advisory board to assist the

1 department in determining policy and in developing plans for
 2 administration of the program; and, Members of the advisory
 3 board shall serve without compensation.
 4 ~~{b}{3}~~ The department may adopt rules necessary for
 5 the administration of the program. (Terminates July 1,
 6 1987--sec. 15, Ch. 9, Sp. L. March 1986.)"
 7 Section 5. Section 15, Chapter 9, Special Laws of
 8 March 1986, is amended to read:
 9 "Section 15. Effective date -- termination. (1) This
 10 act is effective on passage and approval. and-terminates
 11 (2) Sections 6 through 14 terminate July 1, 1987.
 12 (3) Sections 1 through 5 terminate July 1, 1989."
 13 NEW SECTION. Section 6. Extension of authority. Any
 14 existing authority of the department of agriculture to make
 15 rules on the subject of the provisions of this act is
 16 extended to the provisions of this act.
 17 NEW SECTION. Section 7. Appropriation. There is
 18 appropriated to the department of agriculture from the
 19 general fund for the biennium ending June 30, 1989, the
 20 following sums of money to be used to fund the program
 21 provided for under this act.
 22 FY 1988 FY 1989
 23 \$124,175 \$123,814
 24 NEW SECTION. Section 8. Effective date --
 25 termination. This act is effective on passage and approval

LC 1796/01

1 and terminates July 1, 1989.

-End-

STATE OF MONTANA - FISCAL NOTE

Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for HB887, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION:

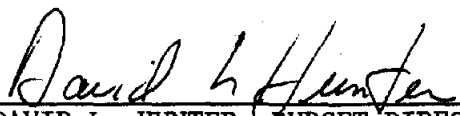
This bill would establish a program to provide assistance and counseling for financially distressed farmers; providing for financial counseling, support counseling, and referral services; requiring the Department of Agriculture to contract for services with qualified peer counselors to provide assistance under the program; appropriating money; amending Section 80-13-101 through 80-13-104, MCA and Section 15, Chapter 9, Special Laws of March 1986; and providing an immediate effective date and termination date.

ASSUMPTIONS:

1. A 24 hour hotline assistance would be available. The line is currently available. Department of Agriculture estimates 600 farmers/ranchers will utilize yearly.
2. Assume that direct one-to-one peer counseling assistance will be utilized by 300 farmers/ranchers per year (Department of Agriculture estimate).
3. Assume that direct financial counseling assistance will be utilized by 60 farmers/ranchers per year at a cost of \$500 per case.
4. Assume that Women in Farm Economics (WIFE) will provide contracted services to answer hotline during non-business hours.
5. Assume that an estimated 40 peer counselors (Department of Agriculture) will receive reimbursement for travel (mileage), lodging, meals, telephone and miscellaneous costs.

FISCAL IMPACT:

| | FY88 | | | FY89 | | |
|--|-------------|--------------|------------|-------------|--------------|------------|
| | Current Law | Proposed Law | Difference | Current Law | Proposed Law | Difference |
| <u>Expenditures:</u> | | | | | | |
| Personal Services | \$ 0 | \$ 65,615 | \$ 65,615 | \$ 0 | \$ 65,504 | \$ 65,504 |
| Operating Expenses | 0 | 83,560 | 83,560 | 0 | 83,310 | 83,310 |
| Equipment | 0 | 0 | 0 | 0 | 0 | 0 |
| TOTAL | \$ 0 | \$ 149,175 | \$ 149,175 | \$ 0 | \$ 148,814 | \$ 148,814 |
| <u>Funding:</u> | | | | | | |
| General Fund | \$ 0 | \$ 124,175 | \$ 124,175 | \$ 0 | \$ 123,814 | \$ 123,814 |
| Grants (Association of Churches and Catholic Conference) | 0 | 15,000 | 15,000 | 0 | 15,000 | 15,000 |
| Fees (Financial Counseling) | 0 | 10,000 | 10,000 | 0 | 10,000 | 10,000 |
| TOTAL | \$ 0 | \$ 149,175 | \$ 149,175 | \$ 0 | \$ 148,814 | \$ 148,814 |


 DAVID L. HUNTER, BUDGET DIRECTOR
 Office of Budget and Program Planning
 DATE 3/25/87


 TOM ASAY, PRIMARY SPONSOR
 DATE

Fiscal Note for HB887, as introduced.

HB 887

HB 0887/03
RE-REFERRED AND
APPROVED BY COMMITTEE
ON APPROPRIATIONS

AS AMENDED

HOUSE BILL NO. 887

INTRODUCED BY ASAY, KOLSTAD, TVEIT, BLAYLOCK, GILBERT,
DEVLIN, NEUMAN, CODY, DARKO, RUSSELL, HOFMAN, WEEDING,
MCLANE, BOYLAN, MEYER, E. SMITH, RAPP-SVRCEK, NATHE,
STRATFORD, HIRSCH, SCHYE, MANUEL, DEMARS, BRADLEY

A BILL FOR AN ACT ENTITLED: "AN ACT ESTABLISHING A REVISED
PROGRAM TO PROVIDE ASSISTANCE AND COUNSELING FOR FINANCIALLY
DISTRESSED FARMERS; PROVIDING FOR FARM FINANCIAL COUNSELING
CONSULTING, SUPPORT COUNSELING, AND REFERRAL SERVICES;
REQUIRING AUTHORIZING THE DEPARTMENT OF AGRICULTURE TO
CONTRACT FOR SERVICES WITH QUALIFIED PEER COUNSELORS TO
PROVIDE ASSISTANCE UNDER THE PROGRAM CHARGE REASONABLE FEES
TO DEFRAY THE COSTS OF PROVIDING FINANCIAL CONSULTING
SERVICES; APPROPRIATING MONEY FOR COUNSELING AND FOR
MEDIATION IN COORDINATION WITH SENATE BILL NO. 321; AMENDING
SECTIONS 80-13-101 THROUGH 80-13-104 AND 80-13-111, MCA, AND
SECTION 15, CHAPTER 9, SPECIAL LAWS OF MARCH 1986; AND
PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A TERMINATION
DATE."

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

Section 1. Section 80-13-101, MCA, is amended to read:

"80-13-101. (Temporary) Purpose. It is the declared
purpose of this chapter to establish an emergency program to

directly assist individual farmers who are financially
distressed by providing them assistance and counseling to
manage farm credit problems, to avoid or mitigate forced
liquidation or farm foreclosure, and to cope with the
financial stress resulting from the adverse conditions of
agriculture in this state. ~~It is a goal of this program to
maximize program effectiveness by utilizing peer counselors
and by cooperating with the private sector. In order to
fulfill this purpose, the state shall utilize peer
counselors to provide needed assistance to financially
distressed farmers.~~ (Terminates July 1, 1987--sec. 15, Ch.
9, Sp. L. March 1986.)"

Section 2. Section 80-13-102, MCA, is amended to read:
"80-13-102. (Temporary) Definitions. As used in this
chapter, unless the context indicates otherwise, the
following definitions apply:

(1) "Agricultural production" means the production of
livestock, poultry, field crops, fruit, or other animal and
vegetable matter for food or fiber.

(2) "Agricultural property" means:

(a) real property that is principally used for
agricultural production; and

(b) personal property that is part of an agricultural
production operation or used as security to finance such an
operation, including equipment, crops, livestock, and the



1 ~~proceeds-of-any-security;~~

2 {3}(2) "Department" means the department of
3 agriculture provided for in 2-15-3001.

4 {4}(3) "Farmer" means a person who owns or operates a
5 farm or ranch primarily for the purpose of agricultural
6 production.

7 {5}--"Mediator"--means--a--person--authorized--under
8 80-13-202--to--serve--as--a--negotiator--between--a--farmer--and--a
9 creditor;

10 {6}(4) "Peer counselor" means a person who is or has
11 been involved in production agriculture and who has been
12 trained through the department and others in financial
13 counseling ~~and--mediation-or-negotiation-techniques~~ and who
14 works to aid financially distressed farmers through this
15 program.

16 {7}(5) "Program" means the ~~agricultural-assistance-and~~
17 ~~counseling~~ program provided for in 80-13-103.

18 {8}--"Secured-creditor"--means:

19 {a)--the-holder-of-a-mortgage-on-agricultural-property;

20 {b)--a--vendor--of--a--contract-for-deed-of-agricultural
21 property;

22 {c)--a--person-with-a--statutory--lien--or--a--perfected
23 security-interest-in-agricultural-property; or

24 {d)--a--judgment--creditor--with--a--judgment--against--a
25 debtor-engaged-in-agricultural-production;

1 {9}--"Unsecured-creditor"--means--a--person--who--extends
2 credit-without-a-perfected-security-interest-to-a-farmer-for
3 the--purchase--of--goods--or--services--used-in-agricultural
4 production; (Terminates July 1, 1987--sec. 15, Ch. 9, Sp. L.
5 March 1986.)"

6 Section 3. Section 80-13-103, MCA, is amended to read:
7 "80-13-103. (Temporary) ~~Agricultural--assistance--and~~
8 ~~counseling--program~~ Establishment of program. (1) The
9 department shall establish ~~an--agricultural--assistance--and~~
10 ~~counseling~~ a program to aid financially distressed farmers
11 in this state.

12 (2) Under the program, the department shall make
13 available to farmers the following types of assistance:

14 (a) FARM financial consulting counseling CONSULTING;

15 {b)--farm-management-consulting;

16 {c)--legal-information-services;

17 {d)--voluntary--debt--mediation--as--provided--for--in
18 80-13-201;

19 {e)--mental-health-assistance;

20 {f}{b} support counseling; and

21 {g}{c} information and referral services. (Terminates
22 July 1, 1987--sec. 15, Ch. 9, Sp. L. March 1986.)"

23 Section 4. Section 80-13-104, MCA, is amended to read:

24 "80-13-104. (Temporary) Powers and duties of
25 department. (1) For the purpose of administering the

1 program, the department shall:

2 ~~{a}--utilize-the-services-of:~~

3 ~~{i}--a-network--of--trained--peer--counselors--who-can~~

4 ~~directly-assist-financially-distressed-farmers;~~

5 ~~{ii}--the-cooperative-extension-service-and-the--college~~

6 ~~of-agriculture-at-Montana-state-university;~~

7 ~~{iii}--state-or-federal-agencies;~~

8 ~~{iv}--legal--service--corporations;--the--university--of~~

9 ~~Montana-law-school;--or--private-law-firms;~~

10 ~~{v}--community-service-organizations;~~

11 ~~{vi}--private-business;~~

12 ~~{vii}--professional-associations;~~

13 ~~{viii}--regional-mental-health-corporations;~~

14 ~~{ix}--volunteer-organizations;--and~~

15 ~~{x}--any-other-person-or-entity;~~

16 (A) UTILIZE THE SERVICES OF:

17 (I) A NETWORK OF TRAINED PEER COUNSELORS WHO CAN

18 DIRECTLY ASSIST FINANCIALLY DISTRESSED FARMERS;

19 (II) THE COOPERATIVE EXTENSION SERVICE AND THE COLLEGE

20 OF AGRICULTURE AT MONTANA STATE UNIVERSITY;

21 (III) STATE OR FEDERAL AGENCIES;

22 (IV) COMMUNITY SERVICE ORGANIZATIONS;

23 (V) PRIVATE BUSINESS;

24 (VI) PROFESSIONAL ORGANIZATIONS;

25 (VII) REGIONAL MENTAL HEALTH CORPORATIONS;

1 (VIII) VOLUNTEER ORGANIZATIONS; AND

2 (IX) ANY OTHER PERSON OR ENTITY CAPABLE OF PROVIDING

3 ASSISTANCE TO FARMERS;

4 ~~{b}{a}{B}~~ contract for services with qualified

5 ~~personnel;--including PERSONNEL, INCLUDING~~ peer counselors;

6 ~~farm--management--specialists;--accountants;--attorneys;--and~~

7 ~~mental-health-professionals; AND FARM FINANCIAL CONSULTANTS,~~

8 to provide the assistance required under 80-13-103;

9 ~~{c}{b}{C}~~ hire a coordinator--and A COORDINATOR AND

10 necessary staff to ~~implement--and--manage~~ assist--in

11 administration-of IMPLEMENT AND MANAGE the program;

12 ~~{d}{c}{D}~~ provide training for interested--and

13 ~~qualified--persons;--including INTERESTED AND QUALIFIED~~

14 PERSONS, INCLUDING peer counselors; to assist farmers

15 needing help with farm financial management problems; and

16 ~~{e}{d}{E}~~ establish a toll-free telephone line to

17 receive requests for assistance, counseling, and referral of

18 services;--and.

19 ~~{f}--compile-a-directory-of-services-available--through~~

20 ~~the-program;~~

21 (2) The department may:

22 ~~{a}~~ establish an advisory board to assist the

23 department in determining policy and in developing plans for

24 administration of the program;--and, Members of the advisory

25 board shall serve without compensation.

(b)(3) The department may adopt rules necessary for the administration of the program. (Terminates July 1, 1987--sec. 15, Ch. 9, Sp. L. March 1986.)"

SECTION 5. SECTION 80-13-111, MCA, IS AMENDED TO READ:
"80-13-111. (Temporary) Gifts and grants to support program. (1) The department may accept monetary or in-kind contributions, gifts, and grants provided to support the program.

(2) The department may receive grants on a matching formula basis to be used in accordance with the terms and conditions for receipt of such grants. (Terminates July 1, 1987--sec. 15, Ch. 9, Sp. L. March 1986.)"

NEW SECTION. SECTION 6. AUTHORIZATION FOR COLLECTION OF FEES. THE DEPARTMENT MAY CHARGE REASONABLE FEES TO DEFRAY THE COSTS OF PROVIDING FINANCIAL CONSULTING SERVICES UNDER [THIS ACT].

Section 7. Section 15, Chapter 9, Special Laws of March 1986, is amended to read:

"Section 15. Effective date -- termination. (1) This act is effective on passage and approval, and terminates

(2) Sections 6 through 14 terminate July 1, 1987.

(3) Sections 1 through 5 terminate July 1, 1989."

NEW SECTION. Section 8. Extension of authority. Any existing authority of the department of agriculture to make rules on the subject of the provisions of this act is

extended to the provisions of this act.

NEW SECTION. Section 9. Appropriation FOR COUNSELING -- EXPENDITURE OF FEES AND GRANTS AUTHORIZED. (1) There is appropriated to the department of agriculture from the general fund for the biennium ending June 30, 1989, the following sums of money to be used to fund the program provided for under this act:

| <u>FY 1988</u> | <u>FY 1989</u> |
|----------------|----------------|
| \$124,175 | \$123,814 |

(2) IN ADDITION TO THE APPROPRIATION PROVIDED IN SUBSECTION (1), THE DEPARTMENT OF AGRICULTURE MAY EXPEND \$50,000 IN GRANTS AND FEES DURING THE BIENNIUM. SUCH EXPENDITURE MUST BE MADE FOR PURPOSES OF ADMINISTERING THE PROGRAM ESTABLISHED UNDER [THIS ACT].

NEW SECTION. SECTION 10. APPROPRIATION FOR MEDIATION -- EXPENDITURE AUTHORITY -- COORDINATION WITH SENATE BILL NO. 321. (1) THERE IS APPROPRIATED FROM THE GENERAL FUND TO THE DEPARTMENT OF AGRICULTURE THE SUM OF \$50,000 FOR THE BIENNIUM ENDING JUNE 30, 1989, FOR THE PURPOSE OF PROVIDING MEDIATION SERVICES.

(2) IN ADDITION TO THE APPROPRIATION CONTAINED IN SUBSECTION (2), THERE IS APPROPRIATED TO THE DEPARTMENT OF AGRICULTURE \$25,000 IN AVAILABLE FEES COLLECTED TO DEFRAY THE COSTS OF PROVIDING MEDIATION SERVICES AS AUTHORIZED IN SENATE BILL NO. 321. SUCH FEES MUST BE APPLIED TOWARD THE

1 COSTS OF PROVIDING MEDIATION.

2 (3) IF SENATE BILL NO. 321 IS NOT PASSED AND APPROVED
3 BY THE 50TH LEGISLATURE, THIS SECTION IS VOID.

4 NEW SECTION. Section 11. Effective date --
5 termination. This act is effective on passage and approval
6 and terminates July 1, 1989.

-End-

1 HOUSE BILL NO. 887

2 INTRODUCED BY ASAY, KOLSTAD, TVEIT, BLAYLOCK, GILBERT,
3 DEVLIN, NEUMAN, CODY, DARKO, RUSSELL, HOFMAN, WEEDING,
4 MCLANE, BOYLAN, MEYER, E. SMITH, RAPP-SVRCEK, NATHE,
5 STRATFORD, HIRSCH, SCHYE, MANUEL, DEMARS, BRADLEY
6

7 A BILL FOR AN ACT ENTITLED: "AN ACT ESTABLISHING A REVISED
8 PROGRAM TO PROVIDE ASSISTANCE AND COUNSELING FOR FINANCIALLY
9 DISTRESSED FARMERS; PROVIDING FOR FARM FINANCIAL COUNSELING
10 CONSULTING, SUPPORT COUNSELING, AND REFERRAL SERVICES;
11 REQUIRING AUTHORIZING THE DEPARTMENT OF AGRICULTURE TO
12 CONTRACT FOR SERVICES WITH QUALIFIED PEER COUNSELORS TO
13 PROVIDE ASSISTANCE UNDER THE PROGRAM CHARGE REASONABLE FEES
14 TO DEFRAY THE COSTS OF PROVIDING FINANCIAL CONSULTING
15 SERVICES; APPROPRIATING MONEY FOR COUNSELING AND FOR
16 MEDIATION IN COORDINATION WITH SENATE BILL NO. 321; AMENDING
17 SECTIONS 80-13-101 THROUGH 80-13-104 AND 80-13-111, MCA, AND
18 SECTION 15, CHAPTER 9, SPECIAL LAWS OF MARCH 1986; AND
19 PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A TERMINATION
20 DATE."

21
22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

23 Section 1. Section 80-13-101, MCA, is amended to read:

24 "80-13-101. (Temporary) Purpose. It is the declared
25 purpose of this chapter to establish an emergency program to

1 directly assist individual farmers who are financially
2 distressed by providing them assistance and counseling to
3 manage farm credit problems, to avoid or mitigate forced
4 liquidation or farm foreclosure, and to cope with the
5 financial stress resulting from the adverse conditions of
6 agriculture in this state. ~~It is a goal of this program to~~
7 ~~maximize program effectiveness by utilizing peer counselors~~
8 ~~and by cooperating with the private sector. In order to~~
9 ~~fulfill this purpose, the state shall utilize peer~~
10 ~~counselors to provide needed assistance to financially~~
11 ~~distressed farmers.~~ (Terminates July 1, 1987--sec. 15, Ch.
12 9, Sp. L. March 1986.)"

13 Section 2. Section 80-13-102, MCA, is amended to read:

14 "80-13-102. (Temporary) Definitions. As used in this
15 chapter, unless the context indicates otherwise, the
16 following definitions apply:

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18 livestock, poultry, field crops, fruit, or other animal and
19 vegetable matter for food or fiber.

20 (2) "Agricultural property" means:

21 (a) real property that is principally used for
22 agricultural production; and

23 (b) personal property that is part of an agricultural
24 production operation or used as security to finance such an
25 operation, including equipment, crops, livestock, and the

1 proceeds-of-any-security;

2 {3}(2) "Department" means the department of
3 agriculture provided for in 2-15-3001.

4 {4}(3) "Farmer" means a person who owns or operates a
5 farm or ranch primarily for the purpose of agricultural
6 production.

7 {5}--"Mediator"--means--a--person---authorized---under
8 80-13-202--to--serve--as-a-negotiator-between-a-farmer-and-a
9 creditor;

10 {6}(4) "Peer counselor" means a person who is or has
11 been involved in production agriculture and who has been
12 trained through the department and others in financial
13 counseling and--mediation-or-negotiation-techniques and who
14 works to aid financially distressed farmers through this
15 program.

16 {7}(5) "Program" means the agricultural-assistance-and
17 counseling program provided for in 80-13-103.

18 {8}--"Secured creditor"--means:

19 {a)--the-holder-of-a-mortgage-on-agricultural-property;

20 {b)--a--vendor--of--a--contract-for-deed-of-agricultural
21 property;

22 {c)--a-person-with-a--statutory--lien--or--a--perfected
23 security-interest-in-agricultural-property;-or

24 {d)--a--judgment--creditor--with--a--judgment-against-a
25 debtor-engaged-in-agricultural-production;

1 {9}--"Unsecured creditor"--means-a--person--who--extends
2 credit-without-a-perfected-security-interest-to-a-farmer-for
3 the--purchase--of--goods--or--services--used-in-agricultural
4 production. (Terminates July 1, 1987--sec. 15, Ch. 9, Sp. L.
5 March 1986.)"

6 Section 3. Section 80-13-103, MCA, is amended to read:
7 "80-13-103. (Temporary) Agricultural--assistance--and
8 counseling---program Establishment of program. (1) The
9 department shall establish an--agricultural--assistance--and
10 counseling a program to aid financially distressed farmers
11 in this state.

12 (2) Under the program, the department shall make
13 available to farmers the following types of assistance:

14 {a) FARM financial consulting counseling CONSULTING;

15 {b)--farm-management-consulting;

16 {c)--legal-information-services;

17 {d)--voluntary--debt--mediation--as--provided--for---in

18 80-13-201;

19 {e)--mental-health-assistance;

20 {f}{b) support counseling; and

21 {g}{c) information and referral services. (Terminates

22 July 1, 1987--sec. 15, Ch. 9, Sp. L. March 1986.)"

23 Section 4. Section 80-13-104, MCA, is amended to read:

24 "80-13-104. (Temporary) Powers and duties of
25 department. (1) For the purpose of administering the

1 program, the department shall:

- 2 ~~{a}--utilize-the-services-of:~~
- 3 ~~{i}--a--network--of--trained--peer--counselors--who--can~~
- 4 ~~directly--assist--financially--distressed--farmers;~~
- 5 ~~{ii}--the--cooperative--extension--service--and--the--college~~
- 6 ~~of--agriculture--at--Montana--state--university;~~
- 7 ~~{iii}--state--or--federal--agencies;~~
- 8 ~~{iv}--legal--service--corporations;--the--university--of~~
- 9 ~~Montana--law--school;--or--private--law--firms;~~
- 10 ~~{v}--community--service--organizations;~~
- 11 ~~{vi}--private--business;~~
- 12 ~~{vii}--professional--associations;~~
- 13 ~~{viii}--regional--mental--health--corporations;~~
- 14 ~~{ix}--volunteer--organizations;--and~~
- 15 ~~{x}--any--other--person--or--entity;~~

- 16 {A} UTILIZE THE SERVICES OF:
- 17 {I} A NETWORK OF TRAINED PEER COUNSELORS WHO CAN
- 18 DIRECTLY ASSIST FINANCIALLY DISTRESSED FARMERS;
- 19 {II} THE COOPERATIVE EXTENSION SERVICE AND THE COLLEGE
- 20 OF AGRICULTURE AT MONTANA STATE UNIVERSITY;
- 21 {III} STATE OR FEDERAL AGENCIES;
- 22 {IV} COMMUNITY SERVICE ORGANIZATIONS;
- 23 {V} PRIVATE BUSINESS;
- 24 {VI} PROFESSIONAL ORGANIZATIONS;
- 25 {VII} REGIONAL MENTAL HEALTH CORPORATIONS;

- 1 {VIII} VOLUNTEER ORGANIZATIONS; AND
- 2 {IX} ANY OTHER PERSON OR ENTITY CAPABLE OF PROVIDING
- 3 ASSISTANCE TO FARMERS;
- 4 ~~fb}{a}{B} contract for services with qualified~~
- 5 ~~personnel;--including PERSONNEL, INCLUDING peer counselors;~~
- 6 ~~farm--management--specialists;--accountants;--attorneys;--and~~
- 7 ~~mental--health--professionals; AND FARM FINANCIAL CONSULTANTS,~~
- 8 ~~to provide the assistance required under 80-13-103;~~
- 9 ~~fc}{b}{C} hire a-coordinator--and A COORDINATOR AND~~
- 10 ~~necessary staff to implement---and--manage assist--in~~
- 11 ~~administration-of IMPLEMENT AND MANAGE the program;~~
- 12 ~~fd}{c}{D} provide training for interested----and~~
- 13 ~~qualified---persons;---including INTERESTED AND QUALIFIED~~
- 14 ~~PERSONS, INCLUDING peer counselors; to assist farmers~~
- 15 ~~needing help with farm financial management problems; and~~
- 16 ~~fe}{d}{E} establish a toll-free telephone line to~~
- 17 ~~receive requests for assistance, counseling, and referral of~~
- 18 ~~services;--and.~~
- 19 ~~ff)--compile-a-directory-of-services-available--through~~
- 20 ~~the-program.~~
- 21 (2) The department may:
- 22 ~~fa} establish an advisory board to assist the~~
- 23 ~~department in determining policy and in developing plans for~~
- 24 ~~administration of the program;--and. Members of the advisory~~
- 25 ~~board shall serve without compensation.~~

1 (b)(3) The department may adopt rules necessary for
 2 the administration of the program. (Terminates July 1,
 3 1987--sec. 15, Ch. 9, Sp. L. March 1986.)"

4 SECTION 5. SECTION 80-13-111, MCA, IS AMENDED TO READ:
 5 "80-13-111. (Temporary) Gifts and grants to support
 6 program. (1) The department may accept monetary or in-kind
 7 contributions, gifts, and grants provided to support the
 8 program.

9 (2) The department may receive grants on a matching
 10 formula basis to be used in accordance with the terms and
 11 conditions for receipt of such grants. (Terminates July 1,
 12 1987--sec. 15, Ch. 9, Sp. L. March 1986.)"

13 NEW SECTION. SECTION 6. AUTHORIZATION FOR COLLECTION
 14 OF FEES. THE DEPARTMENT MAY CHARGE REASONABLE FEES TO DEFRAY
 15 THE COSTS OF PROVIDING FINANCIAL CONSULTING SERVICES UNDER
 16 [THIS ACT].

17 Section 7. Section 15, Chapter 9, Special Laws of
 18 March 1986, is amended to read:

19 "Section 15. Effective date -- termination. (1) This
 20 act is effective on passage and approval, and terminates

21 (2) Sections 6 through 14 terminate July 1, 1987.

22 (3) Sections 1 through 5 terminate July 1, 1989."

23 NEW SECTION. Section 8. Extension of authority. Any
 24 existing authority of the department of agriculture to make
 25 rules on the subject of the provisions of this act is

1 extended to the provisions of this act.

2 NEW SECTION. Section 9. Appropriation FOR COUNSELING
 3 -- EXPENDITURE OF FEES AND GRANTS AUTHORIZED. (1) There is
 4 appropriated to the department of agriculture from the
 5 general fund for the biennium ending June 30, 1989, the
 6 following sums of money to be used to fund the program
 7 provided for under this act:

| | | |
|---|----------------|----------------|
| 8 | <u>FY 1988</u> | <u>FY 1989</u> |
| 9 | \$124,175 | \$123,814 |

10 (2) IN ADDITION TO THE APPROPRIATION PROVIDED IN
 11 SUBSECTION (1), THE DEPARTMENT OF AGRICULTURE MAY EXPEND
 12 \$50,000 IN GRANTS AND FEES DURING THE BIENNIUM. SUCH
 13 EXPENDITURE MUST BE MADE FOR PURPOSES OF ADMINISTERING THE
 14 PROGRAM ESTABLISHED UNDER [THIS ACT].

15 NEW SECTION. SECTION 10. APPROPRIATION FOR MEDIATION
 16 -- EXPENDITURE AUTHORITY -- COORDINATION WITH SENATE BILL
 17 NO. 321. (1) THERE IS APPROPRIATED FROM THE GENERAL FUND TO
 18 THE DEPARTMENT OF AGRICULTURE THE SUM OF \$50,000 FOR THE
 19 BIENNIUM ENDING JUNE 30, 1989, FOR THE PURPOSE OF PROVIDING
 20 MEDIATION SERVICES.

21 (2) IN ADDITION TO THE APPROPRIATION CONTAINED IN
 22 SUBSECTION (2), THERE IS APPROPRIATED TO THE DEPARTMENT OF
 23 AGRICULTURE \$25,000 IN AVAILABLE FEES COLLECTED TO DEFRAY
 24 THE COSTS OF PROVIDING MEDIATION SERVICES AS AUTHORIZED IN
 25 SENATE BILL NO. 321. SUCH FEES MUST BE APPLIED TOWARD THE

1 COSTS OF PROVIDING MEDIATION.

2 (3) IF SENATE BILL NO. 321 IS NOT PASSED AND APPROVED

3 BY THE 50TH LEGISLATURE, THIS SECTION IS VOID.

4 NEW SECTION. Section 11. Effective date --

5 termination. This act is effective on passage and approval

6 and terminates July 1, 1989.

-End-

1 HOUSE BILL NO. 887

2 INTRODUCED BY ASAY, KOLSTAD, TVEIT, BLAYLOCK, GILBERT,
3 DEVLIN, NEUMAN, CODY, DARKO, RUSSELL, HOFMAN, WEEDING,
4 MCLANE, BOYLAN, MEYER, E. SMITH, RAPP-SVRCEK, NATHE,
5 STRATFORD, HIRSCH, SCHYE, MANUEL, DEMARS, BRADLEY
6

7 A BILL FOR AN ACT ENTITLED: "AN ACT ESTABLISHING A REVISED
8 PROGRAM TO PROVIDE ASSISTANCE AND COUNSELING FOR FINANCIALLY
9 DISTRESSED FARMERS; PROVIDING FOR FARM FINANCIAL COUNSELING
10 CONSULTING, SUPPORT COUNSELING, AND REFERRAL SERVICES;
11 REQUIRING AUTHORIZING THE DEPARTMENT OF AGRICULTURE TO
12 CONTRACT FOR SERVICES WITH QUALIFIED PEER COUNSELORS TO
13 PROVIDE ASSISTANCE UNDER THE PROGRAM CHARGE REASONABLE FEES
14 TO DEFRAY THE COSTS OF PROVIDING FINANCIAL CONSULTING
15 SERVICES; APPROPRIATING MONEY FOR COUNSELING AND FOR
16 MEDIATION IN COORDINATION WITH SENATE BILL NO. 321; AMENDING
17 SECTIONS 80-13-101 THROUGH 80-13-104 AND 80-13-111, MCA, AND
18 SECTION 15, CHAPTER 9, SPECIAL LAWS OF MARCH 1986; AND
19 PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A TERMINATION
20 DATE."

21
22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

23 Section 1. Section 80-13-101, MCA, is amended to read:

24 "80-13-101. (Temporary) Purpose. It is the declared
25 purpose of this chapter to establish an emergency program to

1 directly assist individual farmers who are financially
2 distressed by providing them assistance and counseling to
3 manage farm credit problems, to avoid or mitigate forced
4 liquidation or farm foreclosure, and to cope with the
5 financial stress resulting from the adverse conditions of
6 agriculture in this state. ~~It is a goal of this program to~~
7 ~~maximize program effectiveness by utilizing peer counselors~~
8 ~~and by cooperating with the private sector. In order to~~
9 ~~fulfill this purpose, the state shall utilize peer~~
10 ~~counselors to provide needed assistance to financially~~
11 ~~distressed farmers.~~ (Terminates July 1, 1987--sec. 15, Ch.
12 9, Sp. L. March 1986.)"

13 Section 2. Section 80-13-102, MCA, is amended to read:

14 "80-13-102. (Temporary) Definitions. As used in this
15 chapter, unless the context indicates otherwise, the
16 following definitions apply:

17 (1) "Agricultural production" means the production of
18 livestock, poultry, field crops, fruit, or other animal and
19 vegetable matter for food or fiber.

20 (2) "Agricultural property" means:

21 (a) real property that is principally used for
22 agricultural production; and

23 (b) personal property that is part of an agricultural
24 production operation or used as security to finance such an
25 operation, including equipment, crops, livestock, and the

1 proceeds-of-any-security;

2 {3}{2} "Department" means the department of
3 agriculture provided for in 2-15-3001.

4 {4}{3} "Farmer" means a person who owns or operates a
5 farm or ranch primarily for the purpose of agricultural
6 production.

7 {5}--"Mediator"---means---a---person---authorized---under
8 80-13-202-to-serve-as-a-negotiator-between-a--farmer--and--a
9 creditor;

10 {6}{4} "Peer counselor" means a person who is or has
11 been involved in production agriculture and who has been
12 trained through the department and others in financial
13 counseling and-mediation-or-negotiation-techniques and who
14 works to aid financially distressed farmers through this
15 program.

16 {7}{5} "Program" means the agricultural-assistance-and
17 counseling program provided for in 80-13-103.

18 {8}--"Secured creditor"---means:

19 {a}--the-holder-of-a-mortgage-on-agricultural-property;

20 {b}--a-vendor-of-a-contract-for--deed--of--agricultural
21 property;

22 {c}--a--person--with--a--statutory--lien-or-a-perfected
23 security-interest-in-agricultural-property; or

24 {d}--a-judgment-creditor--with--a--judgment--against--a
25 debtor-engaged-in-agricultural-production;

1 {9}--"Unsecured creditor"---means---a--person--who--extends
2 credit-without-a-perfected-security-interest-to-a-farmer--for
3 the-purchase-of--goods--or--services--used--in--agricultural
4 production. (Terminates July 1, 1987--sec. 15, Ch. 9, Sp. L.
5 March 1986.)"

6 Section 3. Section 80-13-103, MCA, is amended to read:
7 "80-13-103. (Temporary) Agricultural--assistance--and
8 counseling--program Establishment of program. (1) The
9 department shall establish an-agricultural-assistance-and
10 counseling a program to aid financially distressed farmers
11 in this state.

12 (2) Under the program, the department shall make
13 available to farmers the following types of assistance:

14 (a) FARM financial consulting counseling CONSULTING;

15 {b}--farm-management-consulting;

16 {c}--legal-information-services;

17 {d}--voluntary---debt--mediation--as--provided--for--in
18 80-13-201;

19 {e}--mental-health-assistance;

20 {f}{b} support counseling; and

21 {g}{c} information and referral services. (Terminates
22 July 1, 1987--sec. 15, Ch. 9, Sp. L. March 1986.)"

23 Section 4. Section 80-13-104, MCA, is amended to read:
24 "80-13-104. (Temporary) Powers and duties of
25 department. (1) For the purpose of administering the

1 program, the department shall:

2 ~~(a) utilize the services of:~~

3 ~~(i) a network of trained peer counselors who can~~

4 ~~directly assist financially distressed farmers;~~

5 ~~(ii) the cooperative extension service and the college~~

6 ~~of agriculture at Montana state university;~~

7 ~~(iii) state or federal agencies;~~

8 ~~(iv) legal service corporations, the university of~~

9 ~~Montana law school, or private law firms;~~

10 ~~(v) community service organizations;~~

11 ~~(vi) private business;~~

12 ~~(vii) professional associations;~~

13 ~~(viii) regional mental health corporations;~~

14 ~~(ix) volunteer organizations; and~~

15 ~~(x) any other person or entity;~~

16 (A) UTILIZE THE SERVICES OF:

17 (I) A NETWORK OF TRAINED PEER COUNSELORS WHO CAN

18 DIRECTLY ASSIST FINANCIALLY DISTRESSED FARMERS;

19 (II) THE COOPERATIVE EXTENSION SERVICE AND THE COLLEGE

20 OF AGRICULTURE AT MONTANA STATE UNIVERSITY;

21 (III) STATE OR FEDERAL AGENCIES;

22 (IV) COMMUNITY SERVICE ORGANIZATIONS;

23 (V) PRIVATE BUSINESS;

24 (VI) PROFESSIONAL ORGANIZATIONS;

25 (VII) REGIONAL MENTAL HEALTH CORPORATIONS;

1 (VIII) VOLUNTEER ORGANIZATIONS; AND

2 (IX) ANY OTHER PERSON OR ENTITY CAPABLE OF PROVIDING

3 ASSISTANCE TO FARMERS;

4 ~~(b)(B)~~ contract for services with qualified

5 personnel, including PERSONNEL, INCLUDING peer counselors,

6 farm management specialists, accountants, attorneys, and

7 mental health professionals; AND FARM FINANCIAL CONSULTANTS,

8 to provide the assistance required under 80-13-103;

9 ~~(c)(B)(C)~~ hire a coordinator and A COORDINATOR AND

10 necessary staff to implement and manage assist in

11 administration of IMPLEMENT AND MANAGE the program;

12 ~~(d)(C)(D)~~ provide training for interested and

13 qualified persons, including INTERESTED AND QUALIFIED

14 PERSONS, INCLUDING peer counselors, to assist farmers

15 needing help with farm financial management problems; and

16 ~~(e)(D)(E)~~ establish a toll-free telephone line to

17 receive requests for assistance, counseling, and referral of

18 services; and.

19 ~~(f)~~ compile a directory of services available through

20 the program.

21 (2) The department may:

22 (a) establish an advisory board to assist the

23 department in determining policy and in developing plans for

24 administration of the program; and. Members of the advisory

25 board shall serve without compensation.

1 ~~(b)~~(3) The department may adopt rules necessary for
 2 the administration of the program. (Terminates July 1,
 3 1987--sec. 15, Ch. 9, Sp. L. March 1986.)"

4 SECTION 5. SECTION 80-13-111, MCA, IS AMENDED TO READ:

5 "80-13-111. (Temporary) Gifts and grants to support
 6 program. (1) The department may accept monetary or in-kind
 7 contributions, gifts, and grants provided to support the
 8 program.

9 (2) The department may receive grants on a matching
 10 formula basis to be used in accordance with the terms and
 11 conditions for receipt of such grants. (Terminates July 1,
 12 1987--sec. 15, Ch. 9, Sp. L. March 1986.)"

13 NEW SECTION. SECTION 6. AUTHORIZATION FOR COLLECTION
 14 OF FEES. THE DEPARTMENT MAY CHARGE REASONABLE FEES TO DEFRAY
 15 THE COSTS OF PROVIDING FINANCIAL CONSULTING SERVICES UNDER
 16 [THIS ACT].

17 Section 7. Section 15, Chapter 9, Special Laws of
 18 March 1986, is amended to read:

19 "Section 15. Effective date -- termination. (1) This
 20 act is effective on passage and approval, and terminates

21 (2) Sections 6 through 14 terminate July 1, 1987.

22 (3) Sections 1 through 5 terminate July 1, 1989."

23 NEW SECTION. Section 8. Extension of authority. Any
 24 existing authority of the department of agriculture to make
 25 rules on the subject of the provisions of this act is

1 extended to the provisions of this act.

2 NEW SECTION. Section 9. Appropriation FOR COUNSELING
 3 -- EXPENDITURE OF FEES AND GRANTS AUTHORIZED. (1) There is
 4 appropriated to the department of agriculture from the
 5 general fund for the biennium ending June 30, 1989, the
 6 following sums of money to be used to fund the program
 7 provided for under this act:

| 8 | <u>FY 1988</u> | <u>FY 1989</u> |
|---|------------------|------------------|
| 9 | <u>\$124,175</u> | <u>\$123,814</u> |

10 (2) IN ADDITION TO THE APPROPRIATION PROVIDED IN
 11 SUBSECTION (1), THE DEPARTMENT OF AGRICULTURE MAY EXPEND
 12 \$50,000 IN GRANTS AND FEES DURING THE BIENNIUM. SUCH
 13 EXPENDITURE MUST BE MADE FOR PURPOSES OF ADMINISTERING THE
 14 PROGRAM ESTABLISHED UNDER [THIS ACT].

15 NEW SECTION. SECTION 10. APPROPRIATION FOR MEDIATION
 16 -- EXPENDITURE AUTHORITY -- COORDINATION WITH SENATE BILL
 17 NO. 321. (1) THERE IS APPROPRIATED FROM THE GENERAL FUND TO
 18 THE DEPARTMENT OF AGRICULTURE THE SUM OF \$50,000 FOR THE
 19 BIENNIUM ENDING JUNE 30, 1989, FOR THE PURPOSE OF PROVIDING
 20 MEDIATION SERVICES.

21 (2) IN ADDITION TO THE APPROPRIATION CONTAINED IN
 22 SUBSECTION ~~(2)~~ (1), THERE IS APPROPRIATED TO THE DEPARTMENT
 23 OF AGRICULTURE ~~\$25,000~~ IN \$50,000 FOR THE BIENNIUM ENDING
 24 JUNE 30, 1989, AVAILABLE FROM FEES COLLECTED TO DEFRAY THE
 25 COSTS OF PROVIDING MEDIATION SERVICES AS AUTHORIZED IN

1 SENATE BILL NO. 321. SUCH FEES MUST BE APPLIED TOWARD THE
2 COSTS OF PROVIDING MEDIATION.
3 (3) IF SENATE BILL NO. 321 IS NOT PASSED AND APPROVED
4 BY THE 50TH LEGISLATURE, THIS SECTION IS VOID.
5 NEW SECTION. Section 11. Effective date --
6 termination. This act is effective on passage and approval
7 and terminates July 1, 1989.

-End-

COMMITTEE OF THE WHOLE AMENDMENT

4-8-87

DATE

SENATE

1:30

TIME

MR. CHAIRMAN: I MOVE TO AMEND House Bill No. 887

third reading copy (blue) as follows:
Color

- 1. Page 8, line 23.
- Strike: " \$25,000 IN "
- Insert: " \$50,000 for the biennium ending June 30, 1989,"
- Following: " AVAILABLE "
- Insert: "from"

34

KMC

ADOPT

REJECT

Kolstad

Senator Kolstad

STANDING COMMITTEE REPORT

SENATE

..... April 6 19 87

MR. PRESIDENT

We, your committee on..... AGRICULTURE, LIVESTOCK & IRRIGATION

having had under consideration..... HOUSE BILL No. 887

Third reading copy (blue)
color

ESTABLISH PROGRAM TO PROVIDE ASSISTANCE AND COUNSELING FOR FARMERS

ASAY (KOLSTAD)

Respectfully report as follows: That..... HOUSE BILL No. 887

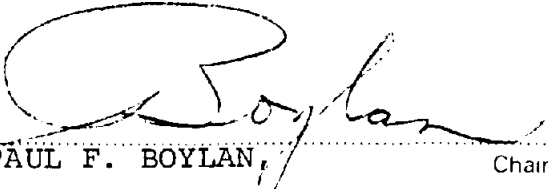
be amended as follows:

- 1. Page 8, line 22.
- Strike: "(2)"
- Insert: "(1)"

AND AS AMENDED,
BE CONCURRED IN

~~XXXXXX~~

~~XXXXXXXXXX~~



 PAUL F. BOYLAN, Chairman.

*4-6-87
3:00
PFB*