1	SENITIE BILL NO. 108 INTRODUCED BY Jeneth Ric Holden
2	INTRODUCED BY Senator Rie 1-folden
3	Section .
4	A BILL FOR AN ACT ENTITLED: "AN ACT GENERALLY REVISING THE LAWS RELATING TO ALFALFA
5	LEAF-CUTTING BEES; ELIMINATING THE REQUIREMENT THAT IMPORTED BEES AND BEES FOR SALE BE
6	CERTIFIED; ELIMINATING THE REQUIREMENT FOR ANNUAL REGISTRATION BY BEE GROWERS;
7	REMOVING RESTRICTIONS ON THE MOVEMENT OF BEES BY CUSTOM POLLINATORS; ELIMINATING THE
8	REQUIREMENT THAT A BEE GROWER IDENTIFY EACH BEE SHELTER; REMOVING RESTRICTIONS ON THE
9	ESTABLISHMENT OF AN UNRESTRICTED AREA; AMENDING SECTIONS 80-6-1102, 80-6-1107,
10	80-6-1108, AND 80-6-1111, MCA; AND REPEALING SECTIONS 80-6-1113, 80-6-1114, AND 80-6-1115,
11	MCA."
12	
13	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
14	
15	Section 1. Section 80-6-1102, MCA, is amended to read:
16	"80-6-1102. Definitions. As used in this part, the following definitions apply:
17	(1) "Bee" means any stage in the life cycle of a bee of the species Megachile rotundata (F),
18	commonly known as the alfalfa leaf-cutting bee.
19	(2) "Certification" means the process of analyzing bees and equipment by the committee to
20	determine whether they meet required standards.
21	(3) "Chalkbrood" means a fungal disease that attacks larvae of the alfalfa leaf-cutting bee.
22	(4) "Committee" means the alfalfa leaf-cutting bee committee established in 2-15-3005.
23	(5) "Custom pollinator" means a registered bee grower who for the purpose of pollination moves
24	bees onto property not owned or leased by him.
25	(6)(5) "Department" means the department of agriculture established in 2-15-3001.
26	(7) "Emergency situation" means a situation that requires the untimely movement of bees to a new
27	food source. A situation may include drought, flood, hail damage, and other similar situations as defined
28	by committee rule.
29	(8)(6) "Equipment" means shelters, trays, incubators, cell removers, tumblers, and other apparatus,
30	except nesting materials, used in rearing bees.



LC1072.01

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1	(9)(7) "Nest destroyer" means any organism that competes with the bee larvae for nest provisions.
2	(10)(8) "Nesting materials" means laminates, drilled boards, and other apparatus used in nesting
3	bees.
4	(11)(9) "Parasite" means an organism living in or on any stage of the alfalfa leaf-cutting bee
5	obtaining nutriment from the body of the bee.
6	(12)(10) "Pathogen" means an organism that causes disease in the alfalfa leaf-cutting bee.
7	(13)(11) "Person" means an individual, association, partnership, or corporation.
8	(14)<u>(12)</u> "Predator" means any organism or insect which <u>that</u> preys on, devours, or destroys bees
9	or nests.
10	(15) "Unrestricted area" means an area where a person may use new or used drilled boards;
11	imported used laminates, or any similar material in the rearing of bees.
12	(16)(13) "Wild trap" means to intentionally trap bees on property not owned or leased by the
13	trapper."
14	
15	Section 2. Section 80-6-1107, MCA, is amended to read:
16	"80-6-1107. Restrictions on importing bees. (1) All bees to be imported shall meet importation,
17	quarantine, and certification requirements established under 80-6-1103 and must be registered in ,
18	accordance with 80 6 1111.
19	(2) Prior to the importation of any bee, the importer shall file a completed application form as
20	required in 80-6-1105(2) and arrange an approximate date and time for official sampling.
21	(3) Bees may not be imported except in loose cells or as adults. Bees may not be imported in a
22	drilled board, soda straw, or other equipment that prevents adequate sampling of the bees.
23	(4) A representative sample of the population of bees imported shall be the basis for certification.
24	(5) A bee may not be certified unloss all other requirements for certification provided in 80-6-1105
25	are met."
26	
27	Section 3. Section 80-6-1108, MCA, is amended to read:
28	"80-6-1108. Restrictions on the rearing, moving, selling, and trapping of bees and the movement
29	of used nesting material equipment. (1) A person may not rear any bee in a drilled board or a nesting
30	material from which samples of loose larval colls cannot readily be obtained, except in an unrestricted area



LC1072.01

1	wild trap within 1 mile of registered bees and without the written permission of the registrant.
2	(2) A person may not move any quarantined bee or equipment except by special permit issued by
3	the committee.
4	(3) A person may not wild trap or attempt to wild trap bees unless that person has been issued
5	a permit for such <u>that</u> activity in accordance with rules adopted by the committee. The committee shall by
6	rule establish the permit fee.
7	(4) A person may not sell bees for use in Montana unless the bees are officially certified in
8	accordance with 80.6 1103 and 80.6 1105.
9	(5) Any purchase of used nesting material in the state must be reported to the committee."
10	
11	Section 4. Section 80-6-1111, MCA, is amended to read:
12	"80-6-1111. Alfalfa leaf-cutting bees registration. (1) A person may not possess or control alfalfa
13	leaf-cutting bees in this state unless the bees are registered annually as provided in this section.
14	(2) To register bees, a person must shall file a completed application form provided by the
15	department, together with the registration fee set by rule. The applicant must shall provide the following:
16	(a) the name and place of residence;
17	(b) the general location of bees to be registered; and
18	(c) other relevant information as may be required by committee rule.
19	(3) The committee shall by rule specify the date by which any applicant must apply for
20	reregistration each year. Applications for reregistration received after the date specified must-be assessed
21	a penalty equal to 50% of the applicable registration fee A registration is continuous until the registrant
22	notifies the committee of cancellation."
23	
24	NEW SECTION. Section 5. Repealer. Sections 80-6-1113, 80-6-1114, and 80-6-1115, MCA, are
25	repealed.

26

-END-



1	SENATE BILL NO. 108
2	INTRODUCED BY HOLDEN, KASTEN
3	
4	A BILL FOR AN ACT ENTITLED: "AN ACT GENERALLY REVISING THE LAWS RELATING TO ALFALFA
5	LEAF-CUTTING BEES; ELIMINATING THE REQUIREMENT THAT IMPORTED BEES AND BEES FOR SALE BE
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7	REMOVING RESTRICTIONS ON THE MOVEMENT OF BEES BY CUSTOM POLLINATORS; ELIMINATING THE
8	REQUIREMENT THAT A BEE GROWER IDENTIFY EACH BEE SHELTER; REMOVING RESTRICTIONS ON THE
9	ESTABLISHMENT OF AN UNRESTRICTED AREA; AMENDING SECTIONS 80-6-1102, 80-6-1107,
10	80-6-1108, AND 80-6-1111, MCA; AND REPEALING SECTIONS 80-6-1113, 80-6-1114, AND 80-6-1115,
11	MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."
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13	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
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16	"80-6-1102. Definitions. As used in this part, the following definitions apply:
17	(1) "Bee" means any stage in the life cycle of a bee of the species Megachile rotundata (F),
18	commonly known as the alfalfa leaf-cutting bee.
19	(2) "Certification" means the process of analyzing bees and equipment by the committee to
20	determine whether they meet required standards.
21	(3) "Chalkbrood" means a fungal disease that attacks larvae of the alfalfa leaf-cutting bee.
22	(4) "Committee" means the alfalfa leaf-cutting bee committee established in 2-15-3005.
23	(5) "Custom pollinator" means a registered bee grower who for the purpose of pollination moves
24	bees onto property not owned or leased by him.
25	(6)[5) "Department" means the department of agriculture established in 2-15-3001.
26	(7) "Emorgency situation" means a situation that requires the untimely movement of bees to a new
27	food source. A situation may include drought, flood, hail damage, and other similar situations as defined
28	by committee rule.
29	(8)(6) "Equipment" means shelters, trays, incubators, cell removers, tumblers, and other apparatus,
30	except nesting materials, used in rearing bees.



- 1 -

SB0108.02

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1	$\frac{9}{7}$ "Nest destroyer" means any organism that competes with the bee larvae for nest provisions.
2	(10)(8) "Nesting materials" means laminates, drilled boards, and other apparatus used in nesting
3	bees.
4	(11)(9) "Parasite" means an organism living in or on any stage of the alfalfa leaf-cutting bee
5	obtaining nutriment from the body of the bee.
6	(12)(10) "Pathogen" means an organism that causes disease in the alfalfa leaf-cutting bee.
7	(13)(11) "Person" means an individual, association, partnership, or corporation.
8	(14)(12) "Predator" means any organism or insect which <u>that</u> preys on , devours, or destroys bees
9	or nests.
10	(15) "Unrestricted area" means an area where a person may use new or used drilled boards,
11	imported used laminates, or any similar material in the rearing of bees.
12	(16) (13) "Wild trap" means to intentionally trap bees on property not owned or leased by the
13	trapper."
14	
15	Section 2. Section 80-6-1107, MCA, is amended to read:
16	"80-6-1107. Restrictions on importing bees. (1)-All-bees to be imported shall meet importation,
17	quarantine, and cortification requirements established under 80-6-1103 and must be registered in
18	accordance with 80-6-1111.
19	(2) Prior to the importation of any bee, the importer shall file a completed application form as
20	required in 80-6-1105(2) and arrange an approximate date and time for official sampling.
21	(3) Bees may not be imported except in loose cells or as adults. Bees may not be imported in a
22	drilled board, soda straw, or other equipment that prevents adequate sampling of the bees.
23	(4) A representative sample of the population of bees imported shall be the basis for certification.
24	(5) A bee may not be certified unless all other requirements for certification provided in 80-6-1105
25	are met."
26	
27	Section 3. Section 80-6-1108, MCA, is amended to read:
28	"80-6-1108. Restrictions on the rearing, moving, selling, and trapping of bees and the movement
29	of used nesting material equipment. (1) A person may not rear any bee in a drilled board or a nesting
30	material from which samples of loose larval cells cannot readily be obtained, except in an unrestricted area

Montana Legislative Council

SB 108

SB0108.02

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1	wild trap within 1 mile of registered bees and without the written permission of the registrant.
2	(2) A person may not move any quarantined bee or equipment except by special permit issued by
3	the committee.
4	(3) A person may not wild trap or attempt to wild trap bees unless that person has been issued
5	a permit for such that activity in accordance with rules adopted by the committee. The committee shall by
6	rule establish the permit fee.
7	(4) A person may not sell bees for use in Montana unless the bees are officially certified in
8	accordance with 80 6 1103 and 80 6 1105.
9	(5) Any purchase of used nesting material in the state must be reported to the committee."
10	
11	Section 4. Section 80-6-1111, MCA, is amended to read:
12	"80-6-1111. Alfalfa leaf-cutting bees registration. (1) A person may not possess or control alfalfa
13	leaf-cutting bees in this state unless the bees are registered annually as provided in this section.
14	(2) To register bees, a person must shall file a completed application form provided by the
15	department, together with the registration fee set by rule. The applicant must shall provide the following:
16	(a) the name and place of residence;
17	(b) the general location of bees to be registered; and
18	(c) other relevant information as may be required by committee rule.
19	(3) The committee shall by rule specify the date by which any applicant must apply for
20	reregistration each year. Applications for reregistration received after the date specified must be assessed
21	a penalty equal to 50% of the applicable registration fee <u>A registration is continuous until the registrant</u>
22	notifies the committee of cancellation."
23	
24	NEW SECTION. Section 5. Repealer. Sections 80-6-1113, 80-6-1114, and 80-6-1115, MCA, are
25	repealed.
26	
27	NEW SECTION. SECTION 6. EFFECTIVE DATE. [THIS ACT] IS EFFECTIVE ON PASSAGE AND
28	APPROVAL.
29	-END-



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2	INTRODUCED BY HOLDEN, KASTEN
3	
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5	LEAF-CUTTING BEES; ELIMINATING THE REQUIREMENT THAT IMPORTED BEES AND BEES FOR SALE BE
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11	MCA: AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."
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13	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
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15	Section 1. Section 80-6-1102, MCA, is amended to read:
16	"80-6-1102. Definitions. As used in this part, the following definitions apply:
17	(1) "Bee" means any stage in the life cycle of a bee of the species Megachile rotundata (F),
18	commonly known as the alfalfa leaf-cutting bee.
19	(2) "Certification" means the process of analyzing bees and equipment by the committee to
20	determine whether they meet required standards.
21	(3) "Chalkbrood" means a fungal disease that attacks larvae of the alfalfa leaf-cutting bee.
22	(4) "Committee" means the alfalfa leaf-cutting bee committee established in 2-15-3005.
23	(5) "Custom pollinator" means a registered bee grower who for the purpose of pollination moves
24	bees onto property not owned or leased by him.
25	(6)(5) "Department" means the department of agriculture established in 2-15-3001.
26	(7)—"Emorgency situation" means a situation that requires the untimely movement of bees to a new
27	food source. A situation may include drought, flood, hail-damage, and other similar situations as defined
28	by committee rule.
29	(8)(6) "Equipment" means shelters, trays, incubators, cell removers, tumblers, and other apparatus,
30	except nesting materials, used in rearing bees.

- 1 -



SB 108 THIRD READING

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1	(0)[7) "Nest destroyer" means any organism that competes with the bee larvae for nest provisions.
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7	(13)(11) "Person" means an individual, association, partnership, or corporation.
8	(14)(12) "Predator" means any organism or insect which that preys on, devours, or destroys bees
9	or nests.
10	(15) "Unrestricted area" means an area where a person may use new or used drilled beards,
11	imported used laminates, or any similar material in the rearing of bees,
12	(16)(13) "Wild trap" means to intentionally trap bees on property not owned or leased by the
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15	Section 2. Section 80-6-1107, MCA, is amanded to read:
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SB0108.02

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5	a permit for such that activity in accordance with rules adopted by the committee. The committee shall by
6	rule establish the permit fee.
7	(4)-A person may not cell bees for use in Montana unless the bees are officially certified in
8	accordance with 80 6 1103 and 80 6 1105.
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SB0108.02

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27	Section 3. Section 80-6-1108, MCA, is amended to read:
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