

MINUTES OF THE MEETING
BUSINESS & INDUSTRY COMMITTEE
MONTANA STATE SENATE

March 11, 1985

The thirty fifth meeting of the Business & Industry Committee met on Monday, March 11 in room 410 of the State Capitol, Helena, Montana. The meeting was called to order at 10:00 a.m. by Vice-Chairman Chris Christiaens.

ROLL CALL: All committee members were present.

CONSIDERATION OF SENATE BILLS 208, 425 and 426: Senator Towe distributed a new proposed Statement of Intent for Senate Bill 208, (EXHIBIT 1). He explained that this Statement would give an explanation of the rules and gives the Agricultural Authority Board permission to establish the rules. Banks will be required to participate in the program on an 80/20 basis. The program for guaranteeing existing loans shall be approved providing all other conditions are met, including equity in real estate. Any loan guaranteed under SB 208 shall be supported by a mortgage on real estate or comparable property. An appraisal by a qualified appraiser shall also be required. Before any loan can be guaranteed, the applicant must provide adequate information that they will be having a positive cash flow. The loans will not be for more than ten years. The loan guarantees will be targeted for existing farmers and ranchers who own agricultural land and whose equity is between 40% and 60%. It will also ensure that persons who are qualified in agricultural credit will do the reviews.

Senator Weeding wondered about adding a family farm clause to the Statement of Intent. Senator Towe said that you could add a new sentence or refer to owner-operated facilities.

Senator Goodover asked if you had an appraiser, who would pay for the appraisal. He was told that the applicant would pay for the costs involved. The cost of the administration would be taken care of by fees which would have to be charged.

Senator Thayer asked if this language was similar to the Economic Board Development Program and was told that it was. Senator Towe thought \$12 million in loans had been given out through the Economic Development Program.

Senator Thayer wondered if there was a possibility of just changing this program to include farmers. Senator Towe responded "no" because, the criteria for jobs it would create which would eliminate the farmers and he feels they would not want to part with the programs targeted for Business & Industry to go to agricultural areas.

Senator Christiaens asked Terry Murphy what the overall feelings were when he went back to his people after the last hearing. He felt the results were mixed, but overall was in favor of the entire program three to one.

Bernard Harkness, of Dell, Montana, representing himself and MALA explained that he had been through these crises twice. He feels the situation is deteriorating rapidly and is past the crisis stage and is rapidly going downhill. He cited some examples of the growing numbers of bankruptcies that have been occurring here and in other states. He had a prepared statement which he submitted. (EXHIBIT 2). He feels when rural areas start having problems it soon leads into the cities with eventual breakdowns in social programs everywhere. In commenting on Senate Bill 208, he said he felt it should be extended to assisting lending agencies, and that he felt the same way about Senate Bill 425.

Regarding Senate Bill 426, Mr. Harkness said that he felt the MALA board would be responsible for administering this program and wondered how this would be handled with regard to sales in another state. He thought the rules should be very clear as to how they would like this handled. He had mixed emotions on the ten year limit and felt five years might be a better time limit. He said there were four areas that needed to be addressed. He felt they could attempt to diversify by incorporating other small industries. They could attempt to consolidate to strengthen services such as schools, banks, farm credit systems, and so forth. They could expand their trade areas, or they could just do nothing. If agriculture is affected, it will soon trickle down to the cities small and large.

Senator Goodover wondered if increasing the share of responsibility to 20% by the banks, had resulted in any input from them, and whether or not there should be something in the Statement of Intent concerning shared responsibilities for liquidation.

Senator Neuman stated he had amendments to sunset the check-off. He stated they had talked to some of the bankers and felt they would probably like 100% participation and they came up with the 80/20 figure. Senator Neuman felt we should add the shared responsibilities for liquidation by the banks into the bill.

Senator Weeding had heard on the news that Montana and Oklahoma have the worse predicaments for agricultural banking in the U.S. Senator Weeding asked about the cash flow situation and if it was wise to lock it into a one year period. Terry Murphy also expressed concern in this regard. He is afraid we might not

be helping those who deserve to stay in the business and would defeat the purpose of the bill.

Bernard Harkness explained his debt asset ratio is about 35. He explained the reasons why he had had problems in the past two or three years with disease in his herd of cattle which he had never encountered before.

Senator Christiaens asked Bob Hanson, Administrator of the Economic Development Board, about the 80/20 arrangement they have now. Mr. Hanson explained they had worked out rules of pro-rata if there is a liquidation and would be happy to share these rules with the agricultural authority to administer theirs. He felt they should perhaps consider what should be the upper limit of the loan and what leverage factor they would like to use of the coal tax. Senator Christiaens asked if they were comfortable with the 8 to 1 ratio and said he felt this would be acceptable for guaranty purposes.

Senator Thayer was concerned about the program being targeted to a certain group and if this was perhaps even legal. Senator Neuman felt it was legal and could indeed be targeted as this was the group that would be reasonably secure. They will probably only have leverage of \$200 million or something less to work with and this is not enough money to help everyone. Because of the risk and exposure to the state, they wanted to target it to only one area. Senator Thayer felt that the upper third would be required to participate in the check-off program and the lower third would not be able to afford it.

Senator Williams asked about the Dain Bosworth program if they were to become involved. He thought their figures of 10% or 35% of the gross receipts was pretty high. Senator Gage wondered about the cash flow and hoped it would not preclude those who had a bad year and would then have to provide the board with information that shows that they can reasonably be expected to operate on a cash flow basis. He hoped that the board would look at the situation and assist those people also. Senator Neuman felt the board could look at this more closely. Senator Weeding wondered about the interest rates that would be involved. Senator Neuman stated it was put in so the rate could go up and down and felt under the conditions it would be 10 1/2% to 10 1/4% range.

Senator Goodover wondered if Bernard Harkness would be receptive to the check-off. Some would be against it even if they did participate and he felt because most feel they have to pay something to get some assistance. Senator Gage wondered if anyone had considered making it the same as the wheat checkoff where you get a refund. Senator Neuman felt this would not work out however. The checkoff would be sunsetted after a couple of years and Senator Neuman felt then they could evaluate the program. He felt we should look at the whole package and he felt the costs would not be that high. He cited examples of the milk checkoff and how it has worked.

Senator Kolstad wondered why the timber industry was not included in the checkoff. Senator Neuman stated that this would expand the program above what they had first thought, but it could be considered. Senator Halligan wondered if the bill precludes participation if you do not use the check-off. Senator Neuman felt the agricultural loan authority could write in the rules for this. Senator Kolstad said the agricultural loan authority could write in the rules for this. Senator Kolstad stated that it might be somewhat discriminatory and needed consideration. Senator Halligan noted timber was included in the agricultural loan definition. Senator Weeding asked Bob Hanson from the Economic Development Agency about this and was told timber industry can come under their programs now such as tree farms, sawmill operations, etc.

Senator Thayer asked Bob Stevens from Montana Graingrowers to respond. He stated they are not in favor the the checkoff system. They also are concerned about the cash flow problem because if they don't have a problem with cash flow they can get loans now. He said if the program doesn't go into effect right away, it will just be too late anyway for many people. He feels something should be done but was not sure just what. He did not like the Montana agriculture research funds being tampered with.

Senator Goodover wondered if the Statement of Intent mentions the loan guaranty and what this was based on. Senator Neuman stated it was ten to ten and a quarter percent. Bob Hanson, of the Economic Board, stated they offer an interest rate of 85% to 95% of treasury bonds on their board programs. This would allow the lender to take out a servicing fee up to 2% above this. He felt from the testimony he had heard that when you are guaranteeing the loan to a bank, it is still their money and a variable might be a problem. He wondered what the "carrot" would be to take on a classified credit and felt the interest rate would be a big concern. He stated the real question is on the guaranty and if they are going to set an interest rate or allow that to be determined by market rates. Senator Kolstad hopes the federal government will address the problem of prices the farmers are getting first.

DISPOSITION OF SENATE BILL 208: Senator Fuller moved to PASS the amendments proposing an immediate effective date, (EXHIBIT 3).

Terry Murphy was asked about his survey and he felt it was a reasonable sampling of peoples involved. The immediate date would be so they could start work on the loan programs now and July 1, 1985 would be when the bill would go into effect.

Senator Goodover wondered if they were going to have to apply a fee for the loans and Senator Neuman stated he anticipated that they would have to do what the Economic Board is doing now. Mike Murphy felt it might be 1/2 of a percentage point.

Senator Fuller MOVED THE STATEMENT OF INTENT listing the areas Senator Towe had mentioned earlier.

A new Statement of Intent was distributed by Senator Towe, (EXHIBIT 4) with the changes discussed. There was discussion on family owned farms definition. Senator Halligan thought there might be some problems limiting it to just family owned operations. Senator Neuman envisioned this bill for the smaller farm operations and felt this was not a problem. Senator Kolstad thought they should leave this sentence out of the Statement of Intent. Senator Weeding liked the term owner-operator of the operation.

Senator Neuman MADE A SUBSTITUTE MOTION to Senator Fuller's motion to AMEND THE STATEMENT OF INTENT by striking the last sentence in #7 of the second Statement of Intent. MOTION CARRIED.

Senator Neuman MOVED AN AMENDMENT TO THE STATEMENT OF INTENT to say that a financial institution will be responsible for liquidation, but that the loss will be shared on the same ratio as participation - a new #9, (EXHIBIT 4). MOTION CARRIED.

Senator Neuman MOVED THE STATEMENT OF INTENT BE ADOPTED AS AMENDED. MOTION CARRIED.

Senator Thayer wondered about a sunset for the bill. Senator Neuman was reluctant to set a sunset for it until you could see how the program was going first. Senator Goodover was concerned about the moral obligation on the part of the state. It is the same language as on the economic bill. Senator Towe felt this was a flexible program to allow them to adapt to a number of things because they can adjust to what the federal government might do and whatever private industry might be able to do. Senator Goodover felt if they do accede to this then this is very important. Senator Christiaens felt they should keep these bills as similar to the Economic Development bills as possible.

The MOTION TO ADOPT SENATE BILL 208 AS AMENDED PASSED. Senator Boylan had submitted a "do pass" absentee vote. Senator Goodover abstained from voting because of the moral obligation language.

DISPOSITION OF SENATE BILL 425: Senator Neuman MOVED SENATE BILL 425 DO PASS.

There was some discussion on the bill. Senator Towe explained that they have asked the agricultural loan authority to submit to the banks a particular program in which they are going to participate, and in that event they would have to write down an interest rate they are going to charge. Senator Christiaens wondered if the Statement of Intent was adequate for this bill. Senator Neuman felt it was consistent because it indicates throughout that the agricultural loan authority will make the rules necessary to implement the program. You could say

something about restricting it by saying that in no event should the restrictions be less than those required for loans guaranteed under Senate Bill 208 stated Senator Towe. (See EXHIBIT 5).

Question was called on Senator Neuman's motion that SB 425 Do Pass. MOTION CARRIED.

Senator Neuman MOVED THE STATEMENT OF INTENT TO INCLUDE THE LANGUAGE SUGGESTED BY SENATOR TOWE. MOTION CARRIED.

DISPOSITION OF SENATE BILL 426: This bill has become a gray bill since the last consideration. Senator Neuman stated the purpose of his proposed amendments would be to freeze the checkoff for the wheat research marketing committee on grain and also on livestock. Another amendment puts a termination date on the bill. There was some extension of authority of the existing agricultural loan board. Senator Halligan asked if they were allowing a refund of the checkoff and was told they would not be. (EXHIBIT 6).

Senator Weeding MOVED TO ADOPT SB 426 AS AMENDED.

Senator Fuller wondered what the checkoff was now and was told it is one-half cent per bushel, 25 cents per head on cattle nine months of age or older. Senator Thayer wondered how they controlled checkoff when things were sold out of state. Senator Neuman suggested that it would have to be checked through the brand inspection board. Senator Neuman felt the checkoff was a necessary item. Senator Fuller asked if there were some other method of raising the fee such as a user fee. Senator Neuman suggested that the only other way would be to back it up with general fund. Senator Towe said this is important as other states are getting even tougher. Senator Thayer said that he is troubled about passing a bill that excludes two-thirds of the agricultural community and still requires all of them to participate in a checkoff system. Senator Towe said this will benefit everyone and if they don't do something there will be a major drop in land values. He also feels the agricultural community should help out. Senator Christiaens stated that they first talked about these bills being able to stand on their own and now they are stressing they should be together. Senator Neuman said they will stand by themselves but you will have the general fund at risk if you don't involve this one.

Senator Thayer asked if they were going to collect enough to pay for the checkoff. Senator Towe felt the ag authority would make careful decisions and it would help make the total package more effective. Senator Kolstad said they had a problem obligating future legislators to this and they did not address the timber industry and others that do come under the codes.

A ROLL CALL VOTE WAS TAKEN ON THE "DO PASS" MOTION OF SB 426 made by Senator Weeding. MOTION PASSED. Senators Christiaens, Gage, Goodover, Kolstad and Thayer voted "no" and all other members voted "yes."

There being no further business the meeting adjourned at 12:10 a.m.



CHAIRMAN, SENATOR MIKE HALLIGAN

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ROLL CALL

BUSINESS & INDUSTRY COMMITTEE

49th LEGISLATIVE SESSION -- 1985

Date 3/11/85

SENATE
SEAT
#

NAME	PRESENT	ABSENT	EXCUSED
Chairman Halligan	X		
V-chrm. Christiaens	X		
Senator Boylan	X		
Senator Fuller	X		
Senator Gage	X		
Senator Goodover	X		
Senator Kolstad	X		
Senator Neuman	X		
Senator Thayer	X		
Senator Williams	X		
Senator Weeding	X		

Each day attach to minutes.

STATEMENT OF INTENT

EXHIBIT 1
BUSINESS & INDUSTRY
March 11, 1985

Senate Bill 208

Section 1. A statement of intent is required for Senate Bill 208 because Section 2 of Senate Bill 208 establishes a loan guarantee program and authorizes the agriculture loan authority to administer the program upon the terms and conditions as the authority may prescribe. Section 80-12-103 already authorized the agriculture loan authority to adopt rules governing its procedures.

Section 2. It is the intent of the legislature that the agriculture loan authority prepare rules in establishing the loan guarantee program authorized in Senate Bill 208 by addressing and providing for the following terms and conditions:

- (1) Banks and other institutions shall be required to participate in any guarantee program. It is suggested that the normal participation would be a minimum of 20% by the bank or other financial institution and 80% affected by the state guarantee authorized under Senate Bill 208.
- (2) A program for guaranteeing existing operating loans made by existing banks and other financial institutions shall be considered provided all other conditions are met, including an equity in real estate. The guarantee does not extend beyond ten years and the bank or other financial institution agrees to reduce the interest rate to at least no higher than the rate on federal obligations for comparable maturities.
- (3) Any loan guaranteed under the provisions of Senate Bill 208 shall be supported by a mortgage on real estate or other comparable property.
- (4) An appraisal by qualified appraiser shall be required. The loan, or guarantee, secured by mortgage, on real estate or other comparable property, shall not exceed, when taken in conjunction with any prior mortgages or obligations on the real estate, 65% of the appraised value of the property pledged as security.
- (5) Before any loan can be guaranteed pursuant to Senate Bill 208, the applicant must provide the agriculture loan authority with sufficient information to show that he can reasonably expect a positive cash flow from the normal operation of the agriculture enterprise. The agriculture loan authority may require a surplus cash flow by rules properly adopted.
- (6) The agriculture loan authority shall not guarantee loans that exist for more than ten years.

Statement of Intent

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(7) The guarantees provided in Senate Bill 208 shall be targeted primarily for existing farmers and ranchers who own agricultural land on which their farming or ranching is located and whose total debt from that agricultural operation equals between 40% and 60% of their total farm and ranch assets.

(8) The Department of Agriculture and the Agriculture Loan Authority shall retain persons with sufficient experience in agricultural credit to adequately review any and all applications made for guarantee under Senate Bill 208. They shall take such time in implementing this program as maybe necessary to guarantee that it will operate smoothly and properly without undue exposure or risk of loss. Experienced lenders who know and understand the Montana agricultural situation are absolutely critical to the success of this program.

**Montana's Legislative Response to
the Agricultural Credit Crisis**

The Montana Legislature is currently considering three bills that would provide financial assistance to Montana's farmers and ranchers through a three part financial program consisting of producer contributions, loan guarantees, and bonding. Senators Ted Neuman and Tom Towe are the sponsors of the three bills which in combination may provide up to 200 million dollars in Agricultural loan guarantees.

SB 208 establishes the Montana Agricultural Loan Authority loan guarantee fund. The guarantee program will be closely coordinated with existing financial institutions so as to provide lower interest funding through guarantees to agriculture.

SB 425 provides for an investment in the future of Montana by investing 25% of the unappropriated portion of the Coal Tax Trust Fund in Montana's agricultural community. This provides for participation in agricultural loans through existing financial institutions and establishes a Capital Reserve Account.

- (1) Security to the Coal Trust Fund is provided through the Capital Reserve Account as funded by the check-off in SB 426. All interest is returned to the Trust Fund account for distribution as is all other interest from the Coal Tax Trust Fund. Return on investment to the State of Montana is actually higher than other Trust Fund income if tax revenue from the farmers and ranchers who receive help is considered (i.e. business loans by the Economic Development Board are considered to return an additional 8%.)
- (2) Provides badly needed financing to Montana agriculture which will stabilize our rural communities.
- (3) Provides for a leverage factor if the guarantee program in SB 208 is used in combination with SB 425. If the agricultural investment loans receive a federal guarantee, the entire fund (as invested) can be used as a reserve fund to stand behind a guarantee program of up to 200 million dollars. As fees and check-off money is added to it, the guarantee program could grow or we could reduce reliance on the Coal Trust as a Reserve Fund.

SB 426 establishes an assessment of 00.0015 cents (about 1/2 cent on a bushel wheat and 50 cents on a 500 pound calf) on

agricultural commodities to build the reserve account for the guaranteed portion of SB 425. The assessment would insure that any losses through the investment program would not become a liability of Montana's entire population but would be an obligation of those who use the program. This would provide stabilization through a self-help program with relatively little risk to the Coal Tax Trust Fund.

With all three bills, Montana would have a safe but flexible farm credit program that should be able to work separately or in combination with private investment and federal farm programs.

FARM CREDIT LISASTER

The abrupt change in agriculture loan policy is the most traumatic issue to affect American agriculture in several decades.

In the space of less than one year the lending agencies have changed from a lending policy based on ownership of land and/or commodities to one of positive cash flow.

From the beginning of the relationship between borrower and lender, one of the basic tenants has been the loaning of money using the ownership of various types of property as security for the loan.

The immediate change to a positive cash flow for agriculture plus high interest rates, high dollar value and the grain embargo of 1979 which destroyed over 50% of the farm market leaves agriculture in a negative cash flow position. Many farmers and ranchers with adequate security for a loan are being forced into bankruptcy by the cash flow lending policy.

Presently it doesn't look like there is a workable solution.

The commercial banks are in deep financial trouble and in many cases are unable to maintain their own agricultural customers. The farmers and ranchers that have been left without sources of credit because of bank failures and the collapse of several P. C. A's and the subsequent effect on Federal Land Banks, Intermediate Credit Banks, and the Bank of Cooperatives have very little hope of obtaining credit.

Using the positive cash flow basis for allotting loans, not very many producers are going to receive the necessary credit to keep operating and the interest rates are very likely to be above those obtainable in the private sector. With a higher rate of interest in the P. C. A's and the Land Banks, the farm operators in the best positions will move to the lowest interest rate available, commercial banks, and/or private lenders. Hopefully, five years from now the Farm Credit System may again be an effective force in the financing of agriculture.

There is a large reservoir of credit available in the private sector: Insurance company investments, retirement funds, investment groups and individuals seeking a good rate of return after taxes but these various groups require an investment climate that will protect their investments and project a rate of return a little higher than that available through conventional investment channels.

Politically it doesn't look like very much will be accomplished. Congress may attempt to address the credit disaster but at the present time it looks like a deadlock between Congress and the administration and a good estimate would be that there will be no significant change in ag credit politically.

Not only the lending agencies and agriculture have a high stake in agricultural credit but every person in the U. S. should be vitally interested in the viability of agriculture.

With an optimistic view of the ag credit disaster there are several conclusions that are evident. The rural and smaller communities will be hurt first. There will be fewer machinery dealers, auto dealers, fertilizer dealers, livestock auction yards, grain elevators, banks--large and small, schools both in number and financing, retail establishments of every description, doctors, lawyers and other service employment opportunities.

When the rural areas are unable to support people they tend to move toward the metropolitan areas to look for jobs and also to receive aid and assistance. Many of the larger cities in the nation are having trouble now handling the welfare, job retraining and assistance problems they already have. A high rate of influx into the cities from the more rural areas could lead to a complete breakdown of the country's social programs at a cost the nation will be unable to support.

NAME: Bernard J. Hartness DATE: 3/14/83

ADDRESS: Box 83 Dell Mont. 59724

PHONE: 276-3336

REPRESENTING WHOM? SELF M. A. L. A.

APPEARING ON WHICH PROPOSAL: SB 208 SB 425 SB 426

DO YOU: SUPPORT? AMEND? OPPOSE?

COMMENTS: 208 425 5 yr limit

Functions line 2-5 leading a genuine in
rehab need support

SB 426 needs CLARIFICATION on enforcement
penalties, do help make boat

out of state sales how to collect
assessment

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.

Proposed amendments to SB 208, first reading, white copy.

1. Title, line 7.

Following: "AN"

Insert: "IMMEDIATE"

2. Page 2, line 9.

Following: "chapter"

Insert: "or any other agricultural loan for which a guarant^ye has
been approved by the authority"

3. Page 6, line 18.

Following: "effective"

Strike: "July 1, 1985"

Insert: "on passage and approval"

STATEMENT OF INTENT
Senate Bill 208

Section 1. A statement of intent is required for this bill because it delegates authority to the agricultural loan authority to adopt rules concerning loan guarantees. The legislature intends that in adopting rules the authority look to existing rules established by the Montana economic development board, on which the authority contained in this bill is patterned.

Section 2. It is the intent of the legislature that the agriculture loan authority prepare rules in establishing the loan guarantee program authorized in Senate Bill 208 by addressing and providing for the following terms and conditions:

(1) Banks and other financial institutions shall be required to participate in any guarantee program. It is suggested that the normal participation would be a minimum of 20% by the bank or other financial institution and 80% affected by the state guarantee authorized under Senate Bill 208.

(2) A program for guaranteeing existing operating loans made by existing banks and other financial institutions shall be considered provided all other conditions are met, including (1) an equity in real estate or other comparable property is obtained, (2) the guarantee does not extend beyond ten years, and (3) the bank or other financial institution agrees to reduce the interest rate to at least no higher than the rate on federal obligations for comparable maturities.

(3) Any loan guaranteed under the provisions of Senate Bill 208 shall be supported by a mortgage on real estate or other comparable property.

(4) An appraisal by qualified appraiser shall be required. The loan, or guarantee, secured by mortgage on real estate or other comparable property, shall not exceed, when taken in conjunction with any prior mortgages or obligations on the real estate, 65% of the appraised value of the property pledged as security.

(5) Before any loan can be guaranteed pursuant to Senate Bill 208, the applicant must provide the agriculture loan authority with sufficient information to show that he can reasonably expect a positive cash flow from the normal operation of the agriculture enterprise. The agriculture loan authority may require a surplus cash flow by rules properly adopted.

(6) The agriculture loan authority shall not guarantee loans that exist for more than ten years.

Statement of Intent Senate Bill 208
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(7) The guarantees provided in Senate Bill 208 shall be targeted primarily for existing farmers and ranchers who own agricultural land on which their farming or ranching is located and whose total debt from that agricultural operation equals between 40% and 60% of their total farm and ranch assets. Such guarantees should also be limited to family farms which are owner operated operations.

(8) The Department of Agriculture and the Agriculture Loan Authority shall retain persons with sufficient experience in agricultural credit to adequately review any and all applications made for guarantee under Senate Bill 208. They shall take such time in implementing this program as may be necessary to guarantee that it will operate smoothly and properly without undue exposure or risk of loss. Experienced lenders who know and understand the Montana agricultural situation are absolutely critical to the success of this program.

49th Legislature

LC 1670

STATEMENT OF INTENT

SB BILL NO. 425

A statement of intent is required for this bill because rulemaking authority is granted to the Montana agricultural loan authority (MALA) in sections 5, 6, 8, and 10.

It is the intent of the legislature that MALA adopt rules for the orderly handling and processing of investments made with the coal tax trust money deposited in the agricultural authority investment fund. MALA should operate in a similar fashion as the Montana economic development board. However, the investments must be in agriculture, and the concern must be for economic stabilization as well as economic stimulation. The investments are intended to increase the amount of available capital for farm operations by providing a new source of investment capital.

It is the intent of the legislature that MALA should establish rules for the investment of money in banks, with the agreement that the banks will in turn loan an equal amount of money to farmers at the banks' risk. The investment of money in

the banks should provide the liquidity necessary for the banks to make these loans.

It is the intent of the legislature that the state is morally obligated to back the sale of bonds, as set forth in section 7.

It is the intent of the legislature that MALA establish a separate standard^s for determining eligibility for those persons receiving loans with money backed by the agricultural authority investment fund. [^] The legislature recognizes the overly restrictive regulations placed upon applicants for loans financed by bonds sold by MALA. Therefore, the standards placed upon applicants for loans backed by the investment fund are not limited by federal regulations but by statutory limits enacted by the Montana legislature and interpreted liberally.

However, in no event should the standards be less than those as required for loans guaranteed under ~~the Agricultural Authority Investment Fund Act~~ Senate Bill No. 208.

1 SENATE BILL NO. 426

2 INTRODUCED BY NEUMAN, TOWE

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING FOR AN
5 ASSESSMENT ON AGRICULTURAL PRODUCTS SOLD IN MONTANA TO BE
6 USED TO FUND THE CAPITAL RESERVE ACCOUNT; AMENDING SECTIONS
7 80-11-207, 80-12-312, 81-8-608, AND 81-8-804, MCA; AND
8 PROVIDING A CONTINGENT EFFECTIVE DATE AND A TERMINATION
9 DATE."

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

12 Section 1. Assessment -- procedure for collection. (1)
13 There is levied an annual assessment according to the table
14 contained in [section 4 3] on all cattle, swine, sheep,
15 chickens, wool, eggs, milk and cream, wheat, barley, hay,
16 dry beans, oats, corn, potatoes, sweet cherries, sugar
17 beets, honey, and beeswax produced in the state of Montana
18 and sold through commercial channels. The assessment is
19 levied and imposed on each producer as follows:

20 (a) in the case of a sale, at the time of the sale,
21 the assessment must be collected by the first purchaser from
22 the producer at the time of settlement for the product
23 purchased; or

24 (b) in the case of a pledge or mortgage of a product
25 as security for a loan under any federal price support

1 program, the assessment must be collected by deducting the
2 amount of the assessment from the proceeds of the loan at
3 the time the loan is made by the agency or person making the
4 loan.

5 (2) The assessment levied under the provisions of
6 ~~{this-act}~~ [SECTIONS 1 THROUGH 4] must be deducted and
7 collected as provided in ~~{this-act}~~ [SECTIONS 1 THROUGH 4]
8 whether the product assessed is stored in this or any other
9 state. The assessment attaches to each transaction, but no
10 producer is subject to assessment more than once,
11 irrespective of the number of times the product is the
12 subject of a sale, pledge, mortgage, or other transaction.
13 The assessment is imposed and attaches to the initial sale,
14 pledge, mortgage, or other transaction in which the producer
15 parts with title to the product or creates some interest
16 therein in a pledgee, mortgagee, or other person.

17 Section 2. Purchaser's delivery of invoice to producer
18 -- form -- filing of sworn statement -- payment of
19 assessment. (1) The purchaser of a product subject to
20 assessment, at the time of sale, or the pledgee, mortgagee,
21 or other lender, at the time of the loan or advance, shall
22 give separate invoices for each purchase to the producer.
23 The invoices must be on forms approved by the authority and
24 must show:

25 (a) the name and address of the producer and seller;

1 (b) the name and address of the purchaser or the
 2 lender, mortgagor, or pledgor;

3 (c) the amount in units prescribed by the table in
 4 [section 4 3] of the product sold, mortgaged, or pledged;

5 (d) the date of the purchase, mortgage, or pledge; and

6 (e) the amount of assessment collected and remitted to
 7 the authority.

8 (2) The purchaser, mortgagee, or pledgee shall file
 9 with the authority, on forms prescribed by the authority,
 10 within 20 days after the end of a month in which he
 11 purchases a product subject to assessment or in which a
 12 lender makes a loan or advance on a producer's product, a
 13 sworn statement of the units as prescribed by the table in
 14 [section 4 3] purchased in Montana or the units mortgaged,
 15 pledged, or otherwise transferred as security for a loan
 16 during the preceding calendar month. At the time the sworn
 17 statement is filed, the purchaser or lender shall pay to the
 18 authority the assessment provided for in [section 2 1] for
 19 deposit in the reserve account ~~for-retirement-of-the-general~~
 20 ~~obligation-bonds-authorized-by-[section-1]~~.

21 Section 3. Assessment table. The assessment provided
 22 for in [section 2 1] is computed as follows:

Product	Unit Measure
cattle	pounds
calves	pounds

1	swine	pounds
2	sheep and lambs	pounds
3	wool	pounds
4	chickens	pounds
5	eggs	dozen
6	milk and cream	pounds
7	all wheat	bushel
8	all hay	ton
9	barley	bushel
10	dry beans	hundredweight
11	oats	bushel
12	corn	bushel
13	potatoes	hundredweight
14	sweet cherries	ton
15	sugar beets	ton
16	honey	pounds
17	beeswax	pounds

18 Multiply the number of units marketed (UM) in terms of
19 unit measure by the unit price at the time of sale (P) to
20 determine the price received (PR). Multiply the price
21 received by the assessment percentage (.0015) to determine
22 the assessment amount (A). $UM \times P = PR$; $PR \times .0015 = A$.

23 Section 4. Reserve account. (1) The authority shall
24 pay into the capital reserve account AUTHORIZED UNDER
25 80-12-312 all amounts received from assessments on products

1 under [sections 1 through 3].

2 (2) All funds held in the capital reserve account must
3 be used ~~solely~~ for THE COSTS OF COLLECTION OF THE ASSESSMENT
4 PROVIDED FOR IN [SECTION 1] AND FOR the payment of principal
5 or interest on only obligations for which the agricultural
6 authority investment fund has been pledged for repayment as
7 provided in [Senate Bill No. 425]. Any interest or income
8 earned on the capital reserve account must be redeposited in
9 the capital reserve account.

10 SECTION 5. SECTION 80-12-312, MCA, IS AMENDED TO READ:

11 "80-12-312. Reserve funds and appropriations. (1) The
12 authority shall pay into one or more capital reserve
13 accounts any:

14 (a) money appropriated and made available by the state
15 for the purpose of the fund;

16 (b) proceeds of sale of bonds to the extent provided
17 in the resolutions of the authority authorizing their
18 issuance or in any trust indenture securing their repayment;
19 and

20 (c) other money that may be available to the authority
21 for the purpose of such a fund from any other source.

22 (2) ~~All~~ Except as provided in [section 4], all amounts
23 held in a capital reserve account must be used solely for
24 the payment of principal, interest, and a redemption premium
25 with respect to bonds secured in whole or in part by the

1 account. Funds in an account may not be withdrawn at any
2 time in an amount that reduces the amount of the account to
3 less than the minimum capital reserve requirement
4 established for the account except for the purpose, with
5 respect to bonds secured in whole or in part by the account,
6 of making payment, when due, of principal, interest, or
7 redemption premiums for the payment of which other money
8 pledged is not available."

9 SECTION 6. SECTION 80-11-207, MCA, IS AMENDED TO READ:

10 "80-11-207. Buyer's delivery of invoice to grower --
11 form -- filing of sworn statement -- payment of assessment
12 -- refund. (1) The purchaser of the wheat or barley at the
13 time of sale or the pledgee, mortgagee, or other lender at
14 the time of the loan or advance shall give separate invoices
15 for each purchase to the grower. The invoices shall be on
16 forms approved by the department and shall show:

- 17 (a) the name and address of the grower and seller;
18 (b) the name and address of the purchaser or the
19 lender;
20 (c) the number of bushels of wheat or hundredweights
21 of barley sold, mortgaged, or pledged;
22 (d) the date of the purchase, mortgage, or pledge and
23 the amount of assessment collected and remitted to the
24 department.

25 (2) The purchaser, mortgagee, or pledgee shall file

1 with the department, on forms prescribed by the department,
2 within 20 days after the end of a month in which he
3 purchases a grower's wheat or barley or in which a lender
4 makes a loan or advance on a grower's wheat or barley, a
5 sworn statement of the number of bushels of wheat or
6 hundredweights of barley purchased in Montana or the number
7 of bushels of wheat or hundredweights of barley mortgaged or
8 pledged or otherwise transferred or liened as security for a
9 loan during the preceding calendar month. At the time the
10 sworn statement is filed, the purchaser or lender shall pay
11 to the department the assessment provided for in 80-11-206
12 for deposit in the wheat research and marketing account in
13 the other special revenue funds.

14 (3) The statement referred to in subsections (1) and
15 (2) of this section shall be legibly written and shall be
16 entirely free of any corrections or erasures. A person may
17 not alter any part of a statement.

18 ~~(4) After 30 days and before 90 days following the~~
19 ~~deduction of the assessment by the first purchaser or the~~
20 ~~first lender, the grower may, upon the submission of a~~
21 ~~written, verified request to the department, obtain a refund~~
22 ~~of the assessment. The request shall be accompanied by the~~
23 ~~original invoices received by the grower at the time of~~
24 ~~settlement. The department shall keep complete records of~~
25 ~~all refunds made under the provisions of this section.~~

1 ~~Records-of-refunds-may-be-destroyed-2-years-after-the-refund~~
2 ~~is--made.--All--original--invoices--shall-be-returned-to-the~~
3 ~~grower-with-the-refund-payment."~~

4 SECTION 7. SECTION 81-8-608, MCA, IS AMENDED TO READ:

5 "81-8-608. Purchaser's delivery of invoice to
6 producers -- form -- filing of sworn statement -- payment of
7 assessment. (1) The purchaser of swine at the time of
8 settlement shall make and deliver invoices for each purchase
9 to the producer. Such invoices shall show:

10 (a) the name and address of the producer and
11 purchaser;

12 (b) the number of swine sold;

13 (c) the date of the purchase and the amount of
14 assessment collected and remitted to the department of
15 livestock.

16 (2) The purchaser shall deliver to and have on file
17 with the department on forms prescribed by the committee by
18 the 20th day of each calendar month following any calendar
19 month in which purchaser shall purchase swine of a producer,
20 beginning on August 20, 1975, a sworn statement of the
21 number of swine purchased in Montana during the preceding
22 calendar month. At the time the sworn statement is filed,
23 the purchaser shall pay and remit to the department the
24 assessment provided for in this part for deposit in the
25 swine research and marketing account.

1 (3) The statement referred to in subsections (1) and
 2 (2) of this section shall be legibly written and shall be
 3 entirely free of any corrections or erasures on the face
 4 thereof. Any person who shall alter any part of any
 5 statement shall be guilty of a misdemeanor and, upon
 6 conviction thereof, shall be punished as is provided herein.

7 ~~(4) Any time after 30 days from the deduction of the~~
 8 ~~assessment and before the expiration of 90 days following~~
 9 ~~such deduction by the purchaser, the producer may, upon the~~
 10 ~~submission of a written, verified request therefor to the~~
 11 ~~committee through the department, obtain a refund in the~~
 12 ~~amount of the assessment deducted by said purchaser. The~~
 13 ~~request shall be accompanied by the original invoices~~
 14 ~~received by the producer at the time of settlement. The~~
 15 ~~park research and marketing committee shall keep complete~~
 16 ~~records of all refunds made under the provisions of this~~
 17 ~~part. All original invoices shall be returned to the~~
 18 ~~producer with the refund payments."~~

19 SECTION 8. SECTION 81-8-804, MCA, IS AMENDED TO READ:

20 "81-8-804. Assessments -- refunds. (1) There is
 21 levied, in addition to the tax on livestock prescribed in
 22 Title 15, chapter 24, part 9, a per head tax of 25 cents on
 23 each head of cattle that is more than 9 months of age and is
 24 owned or possessed within a county for the support and
 25 maintenance of research into beef production as provided in

1 this part. The tax shall be paid to the county treasurer of
2 that county on or before March 1 of each year.

3 (2) The tax required in subsection (1) must be paid
4 for each head of cattle that is more than 9 months of age
5 and is brought into the county after March 1 and is subject
6 to taxation and assessment under 15-24-301.

7 (3) Each county is entitled to receive \$250 annually
8 as reimbursement for the administration of this section.

9 ~~(4) A person who has paid the tax required by this
10 section may obtain a refund of the tax upon submission of a
11 written request to the department. The application must be
12 made within 30 days after the payment of the tax and on
13 forms furnished by the department. The department shall,
14 upon receipt of a timely and otherwise properly submitted
15 refund request, refund the tax."~~

16 NEW SECTION. SECTION 9. EXTENSION OF AUTHORITY. ANY
17 EXISTING AUTHORITY OF THE AGRICULTURAL LOAN AUTHORITY TO
18 MAKE RULES ON THE SUBJECT OF THE PROVISIONS OF THIS ACT IS
19 EXTENDED TO THE PROVISIONS OF THIS ACT.

20 Section 10. Codification instruction. ~~This act is~~
21 SECTIONS 1 THROUGH 4 ARE intended to be codified as an
22 integral part of Title 80, chapter 12, and the provisions of
23 Title 80, chapter 12, apply to ~~this act~~ SECTIONS 1 THROUGH
24 4.

25 Section 11. Coordination -- effective date --

1 TERMINATION. (1) If this act and Senate Bill No. 425 are
2 both passed and approved, this act is effective July 1,
3 1985. If Senate Bill No. 425 is not passed and approved,
4 this act is void.

5 (2) THIS ACT TERMINATES ON JULY 1, 1987.

-End-

PROPOSED AMENDMENTS TO SB 426
FIRST READING, WHITE COPY

1. Title, line 6.
Following: "ACCOUNT;"
Insert: "AMENDING SECTIONS 80-11-207, 80-12-312, 81-8-608,
AND 81-8-804, MCA;"
2. Title, line 7.
Following: "DATE"
Insert: "AND A TERMINATION DATE"
3. Page 1, line 12.
Following: "[section"
Strike: "4"
Insert: "3"
4. Page 2, line 4.
Strike: "[this act]"
Insert: "[sections 1 through 4]"
5. Page 2, line 5.
Strike: "[this act]"
Insert: "[sections 1 through 4]"

6. Page 3, line 2.
Following: "[section"
Strike: "4"
Insert: "3"

7. Page 3, line 12.
Following: "[section"
Strike: "4"
Insert: "3"

8. Page 3, line 16.
Following: "[section"
Strike: "2"
Insert: "1"

9. Page 3, lines 17 and 18.
Following: "reserve account"
Strike: "for retirement of the general obligation bonds
authorized by [section 1]"

10. Page 3, line 20.
Following: "[section"
Strike: "2"
Insert: "1"

11. Page 4, line 22.
Following: "account"
Insert: "authorized under 80-12-312"

12. Page 4, line 25.
Following: "used"
Strike: "solely"
Following: "for"
Insert: "the costs of collection of the assessment provided
for in [section 1] and for"

13. Page 5.

Insert: Section 5. Section 80-12-312, MCA, is amended to read:

"80-12-312. Reserve funds and appropriations. (1) The authority shall pay into one or more capital reserve accounts any:

(a) money appropriated and made available by the state for the purpose of the fund;

(b) proceeds of sale of bonds to the extent provided in the resolutions of the authority authorizing their issuance or in any trust indenture securing their repayment; and

(c) other money that may be available to the authority for the purpose of such a fund from any other source.

(2) Except as provided in [section 4], all A±± amounts held in a capital reserve account must be used solely for the payment of principal, interest, and a redemption premium with respect to bonds secured in whole or in part by the account. Funds in an account may not be withdrawn at any time in an amount that reduces the amount of the account to less than the minimum capital reserve requirement established for the account except for the purpose, with respect to bonds secured in whole or in part by the account, of making payment, when due, of principal, interest, or redemption premiums for the payment of which other money pledged is not available."

Section 6. Section 80-11-207, MCA, is amended to read:

"80-11-207. Buyer's delivery of invoice to grower -- form -- filing of sworn statement -- payment of assessment -- refund. (1) The purchaser of the wheat or barley at the time of sale or the pledgee, mortgagee, or other lender at the time of the loan or advance shall give separate invoices for each purchase to the grower. The invoices shall be on forms approved by the department and shall show:

(a) the name and address of the grower and seller;

(b) the name and address of the purchaser or the lender;

(c) the number of bushels of wheat or hundredweights of barley sold, mortgaged, or pledged;

(d) the date of the purchase, mortgage, or pledge and the amount of assessment collected and remitted to the department.

(2) The purchaser, mortgagee, or pledgee shall file with the department, on forms prescribed by the department, within 20 days after the end of a month in which he purchases a grower's wheat or barley or in which a lender makes a loan or advance on a grower's wheat or barley, a sworn statement of the number of bushels of wheat or hundredweights of barley purchased in Montana or the number of bushels of wheat or hundredweights of barley mortgaged or pledged or otherwise transferred or liened as security for a loan during the preceding calendar month. At the time the sworn statement is filed, the purchaser or lender shall pay to the department the assessment provided for in 80-11-206 for deposit in the wheat research and marketing account in the other special revenue funds.

(3) The statement referred to in subsections (1) and (2) of this section shall be legibly written and shall be entirely free of any corrections or erasures. A person may not alter any part of a statement.

~~(4) After 30 days and before 90 days following the deduction of the assessment by the first purchaser or the first lender, the grower may, upon the submission of a written, verified request to the department, obtain a refund of the assessment. The request shall be accompanied by the original invoices received by the grower at the time of settlement. The department shall keep complete records of all refunds made under the provisions of this section. Records of refunds may be destroyed 2 years after the refund is made. All original invoices shall be returned to the grower with the refund payment."~~

Section 7. Section 81-8-608, MCA, is amended to read:

"81-8-608. Purchaser's delivery of invoice to producers -- form -- filing of sworn statement -- payment of assessment. (1) The purchaser of swine at the time of settlement shall make and deliver invoices for each purchase to the producer. Such invoices shall show:

(a) the name and address of the producer and purchaser;

(b) the number of swine sold;

(c) the date of the purchase and the amount of assessment collected and remitted to the department of livestock.

(2) The purchaser shall deliver to and have on file with the department on forms prescribed by the committee by the 20th day of each calendar month following any calendar month in which purchaser shall purchase swine of a producer, beginning on August 20, 1975, a sworn statement of the number of swine purchased in Montana during the preceding calendar month. At the time the sworn statement is filed, the purchaser shall pay and remit to the department the assessment provided for in this part for deposit in the swine research and marketing account.

(3) The statement referred to in subsections (1) and (2) of this section shall be legibly written and shall be entirely free of any corrections or erasures on the face thereof. Any person who shall alter any part of any statement shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished as is provided herein.

~~(4) Any time after 30 days from the deduction of the assessment and before the expiration of 90 days following such deduction by the purchaser, the producer may, upon the submission of a written, verified request therefor to the committee through the department, obtain a refund in the amount of the assessment deducted by said purchaser. The request shall be accompanied by the original invoices received by the producer at the time of settlement. The pork research and marketing committee shall keep complete records of all refunds made under the provisions of this part. All original invoices shall be returned to the producer with the refund payments."~~

Section 8. Section 81-8-804, MCA, is amended to read:

"81-8-804. Assessments -- refunds. (1) There is levied, in addition to the tax on livestock prescribed in Title 15, chapter 24, part 9, a per head tax of 25 cents on each head of cattle that is more than 9 months of age and is owned or possessed within a county for the support and maintenance of research into beef production as provided in this part. The tax shall be paid to the county treasurer of that county on or before March 1 of each year.

(2) The tax required in subsection (1) must be paid for each head of cattle that is more than 9 months of age and is brought into the county after March 1 and is subject to taxation and assessment under 15-24-301.

(3) Each county is entitled to receive \$250 annually as reimbursement for the administration of this section.

~~(4)--A-person-who-has-paid-the-tax-required-by-this section-may-obtain-a-refund-of-the-tax-upon-submission-of-a written-request-to-the-department.--The-application-must-be made-within-30-days-after-the-payment-of-the-tax-and-on forms-furnished-by-the-department.--The-department-shall, upon-receipt-of-a-timely-and-otherwise-properly-submitted refund-request,-refund-the-tax."~~

NEW SECTION. Section 9. Extension of authority. Any existing authority of the agricultural loan authority to make rules on the subject of the provisions of this act is extended to the provisions of this act."

Renumber: subsequent sections

14. Page 5, line 6.

Strike: "This act"

Insert: "Sections 1 through 4"

15. Page 5, line 9.

Strike: "this act"

Insert: "Sections 1 through 4"

16. Page 5, line 10.

Following: "date"

Insert: "-- termination"

Following: "."

Insert: "(1)"

17. Page 5, line 13.

Following: "void."

Insert: "(2) This act terminates on July 1, 1987."

STANDING COMMITTEE REPORT

MARCH 11

85

19.....

MR. PRESIDENT

BUSINESS & INDUSTRY

We, your committee on.....

SENATE BILL

208

having had under consideration.....

No.....

first

reading copy (white)

color

LOAN GUARANTY PROGRAM - AGRICULTURAL LOAN AUTHORITY

SENATE BILL

208

Respectfully report as follows: That.....

No.....

be amended as follows:

1. Title, line 7.

Following: "AN"

Insert: "IMMEDIATE"

2. Page 2, line 9.

Following: "chapter"

Insert: "or any other agricultural loan for which a guaranty has been approved by the authority"

3. Page 6, line 13.

Following: "effective"

Strike: "July 1, 1985"

Insert: "on passage and approval"

AND AS AMENDED

DO PASS

DEVELOPERS

STATEMENT OF INTENT IS ADOPTED AND ATTACHED

Mike Halligan

Chairman.

STANDING COMMITTEE REPORT

MARCH 11

85

..... 19.....

MR. PRESIDENT

BUSINESS & INDUSTRY

We, your committee on.....

having had under consideration.....

SENATE BILL 425

No.....

first reading copy (white)
color

CREATING AGRICULTURAL INVESTMENT FUND WITH ALLOCATION OF COAL TAX TRUST

Respectfully report as follows: That.....

SENATE BILL 425

No.....

DO PASS

~~DO NOT PASS~~

STATEMENT OF INTENT IS ADOPTED AND ATTACHED

.....Mike Halligan.....

Chairman.

STANDING COMMITTEE REPORT

MARCH 11

19 35

Page 1 of 6

MR. PRESIDENT

BUSINESS & INDUSTRY

We, your committee on

having had under consideration

SENATE BILL

No. 426

first

reading copy (white)
color

ASSESSMENT ON AGRICULTURE PRODUCTS TO FUND G.O. BOND FOR LOAN GUARANTY

Respectfully report as follows: That

SENATE BILL

No. 426

be amended as follows:

1. Title, line 6.

Following: "ACCOUNT;"

Insert: "AMENDING SECTIONS 80-11-207, 80-12-312, 81-8-608,
AND 81-8-804, MCA;"

2. Title, line 7.

Following: "DATE"

Insert: "AND A TERMINATION DATE"

3. Page 1, line 12.

Following: "[section]"

Strike: "4"

Insert: "3"

4. Page 2, line 4.

Strike: "[this act]"

Insert: "[sections 1 through 4]"

5. Page 2, line 5.

Strike: "[this act]"

Insert: "[sections 1 through 4]"

(continued)

~~DETAILS~~

~~DETAILS~~

Chairman.

6. Page 3, line 2.
Following: "[section"
Strike: "4"
Insert: "3"

7. Page 3, line 12.
Following: "[section"
Strike: "4"
Insert: "3"

8. Page 3, line 16.
Following: "[section"
Strike: "2"
Insert: "1"

9. Page 3, lines 17 and 18.
Following: "reserve account" on line 17
Strike: "remainder of line 17 through "[section 1]" on line 18

10. Page 3, line 20.
Following: "[section"
Strike: "2"
Insert: "1"

11. Page 4, line 22.
Following: "account"
Insert: "authorized under 80-12-312"

12. Page 4, line 25.
Following: "used"
Strike: "solely"
Following: "for"
Insert: "the costs of collection of the assessment provided
for in [section 1] and for"

(continued)

13. Page 5.

Insert: Section 5. Section 80-12-312, MCA, is amended to read:

"80-12-312. Reserve funds and appropriations. (1) The authority shall pay into one or more capital reserve accounts any:

(a) money appropriated and made available by the state for the purpose of the fund;

(b) proceeds of sale of bonds to the extent provided in the resolutions of the authority authorizing their issuance or in any trust indenture securing their repayment; and

(c) other money that may be available to the authority for the purpose of such a fund from any other source.

(2) Except as provided in [section 4], all All amounts held in a capital reserve account must be used solely for the payment of principal, interest, and a redemption premium with respect to bonds secured in whole or in part by the account. Funds in an account may not be withdrawn at any time in an amount that reduces the amount of the account to less than the minimum capital reserve requirement established for the account except for the purpose, with respect to bonds secured in whole or in part by the account, of making payment, when due, of principal, interest, or redemption premiums for the payment of which other money pledged is not available."

Section 6. Section 80-11-207, MCA, is amended to read:

"80-11-207. Buyer's delivery of invoice to grower -- form -- filing of sworn statement -- payment of assessment -- refund. (1) The purchaser of the wheat or barley at the time of sale or the pledgee, mortgagee, or other lender at the time of the loan or advance shall give separate invoices for each purchase to the grower. The invoices shall be on forms approved by the department and shall show:

(continued)

- (a) the name and address of the grower and seller;
- (b) the name and address of the purchaser or the lender;
- (c) the number of bushels of wheat or hundredweights of barley sold, mortgaged, or pledged;
- (d) the date of the purchase, mortgage, or pledge and the amount of assessment collected and remitted to the department.

(2) The purchaser, mortgagee, or pledgee shall file with the department, on forms prescribed by the department, within 20 days after the end of a month in which he purchases a grower's wheat or barley or in which a lender makes a loan or advance on a grower's wheat or barley, a sworn statement of the number of bushels of wheat or hundredweights of barley purchased in Montana or the number of bushels of wheat or hundredweights of barley mortgaged or pledged or otherwise transferred or liened as security for a loan during the preceding calendar month. At the time the sworn statement is filed, the purchaser or lender shall pay to the department the assessment provided for in 26-11-206 for deposit in the wheat research and marketing account in the other special revenue funds.

(3) The statement referred to in subsections (1) and (2) of this section shall be legibly written and shall be entirely free of any corrections or erasures. A person may not alter any part of a statement.

~~(4) After 30 days and before 90 days following the deduction of the assessment by the first purchaser or the first lender, the grower may, upon the submission of a written, verified request to the department, obtain a refund of the assessment. The request shall be accompanied by the original invoices received by the grower at the time of settlement. The department shall keep complete records of all refunds made under the provisions of this section. Records of refunds may be destroyed 2 years after the refund is made. All original invoices shall be returned to the grower with the refund payment."~~

(continued)

Section 7. Section 81-8-608, MCA, is amended to read:
"81-8-608. Purchaser's delivery of invoice to producers -- form -- filing of sworn statement -- payment of assessment. (1) The purchaser of swine at the time of settlement shall make and deliver invoices for each purchase to the producer. Such invoices shall show:

(a) the name and address of the producer and purchaser;
(b) the number of swine sold;
(c) the date of the purchase and the amount of assessment collected and remitted to the department of livestock.

(2) The purchaser shall deliver to and have on file with the department on forms prescribed by the committee by the 20th day of each calendar month following any calendar month in which purchaser shall purchase swine of a producer, beginning on August 30, 1975, a sworn statement of the number of swine purchased in Montana during the preceding calendar month. At the time the sworn statement is filed, the purchaser shall pay and remit to the department the assessment provided for in this part for deposit in the swine research and marketing account.

(3) The statement referred to in subsections (1) and (2) of this section shall be legibly written and shall be entirely free of any corrections or erasures on the face thereof. Any person who shall alter any part of any statement shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished as is provided herein.

~~(4) Any time after 30 days from the deduction of the assessment and before the expiration of 90 days following such deduction by the purchaser, the producer may, upon the submission of a written, verified request therefor to the committee through the department, obtain a refund in the amount of the assessment deducted by said purchaser. The request shall be accompanied by the original invoices received by the producer at the time of settlement. The pork research and marketing committee shall keep complete records of all refunds made under the provisions of this part. All original invoices shall be returned to the producer with the refund payments."~~

(continued)

Section 8. Section 81-8-804, MCA, is amended to read:
"81-8-804. Assessments -- refunds. (1) There is levied, in addition to the tax on livestock prescribed in Title 15, chapter 24, part 9, a per head tax of 25 cents on each head of cattle that is more than 9 months of age and is owned or possessed within a county for the support and maintenance of research into beef production as provided in this part. The tax shall be paid to the county treasurer of that county on or before March 1 of each year.

(2) The tax required in subsection (1) must be paid for each head of cattle that is more than 9 months of age and is brought into the county after March 1 and is subject to taxation and assessment under 15-24-301.

(3) Each county is entitled to receive \$750 annually as reimbursement for the administration of this section.

~~(4) -- A person who has paid the tax required by this section may obtain a refund of the tax upon submission of a written request to the department. -- The application must be made within 30 days after the payment of the tax and on forms furnished by the department. -- The department shall, upon receipt of a timely and otherwise properly submitted refund request, refund the tax. "~~

NEW SECTION. Section 9. Extension of authority. Any existing authority of the agricultural loan authority to make rules on the subject of the provisions of this act is extended to the provisions of this act."

Reumber: subsequent sections

14. Page 5, line 6.
Following: "instruction."
Strike: "This act"
Insert: "Sections 1 through 4"

15. Page 5, line 9.
Following: "to"
Strike: "this act"
Insert: "Sections 1 through 4"

16. Page 5, line 10.
Following: "date"
Insert: "-- termination"
Following: "."
Insert: "(1)"

17. Page 5, line 13.
Following: "void."
Insert: "(2) This act terminates on July 1, 1987."

AND AS AMENDED

DO PASS

Mike Halligan, Chairman

ROLL CALL VOTE

SENATE COMMITTEE BUSINESS & INDUSTRY

Date March 11, 1985 SENATE Bill No. 426 Time 11:45 a.m.

NAME	YES	NO
Chairman Mike Halligan	X	
V-Chrm. B. F. Christiaens		X
Senator Paul Boylan	X	
Senator David Fuller	X	
Senator Delwyn Gage		X
Senator Pat Goodover		X
Senator Allen Kolstad		X
Senator Ted Neuman	X	
Senator Gene Thayer		X
Senator Bob Williams	X	
Senator Cecil Weeding	X	

Carol Duval

Secretary

Mike Halligan

Chairman

Motion: Motion by Senator Weeding to adopt gray bill for
Senate Bill 426 passed 6 to 5.

49th

MONTANA

L E G I S L A T I V E S E S S I O N

1985

SENATE BUSINESS AND INDUSTRY COMMITTEE

Volume III

March 12, 1985 through March 19, 1985

SENATE BUSINESS & INDUSTRY COMMITTEE

COMMITTEE MEMBERS

1985

Senator Mike Halligan, Chairman	Senator Chris Christiaens, Vice-Pres.
Senator Paul Boylan	Senator Allen Kolstad
Senator Dave Fuller	Senator Ted Neuman
Senator Delwyn Gage	Senator Gene Thayer
Senator Pat Goodover	Senator Bob Williams

Senator Cecil Weeding

Carol Duval, Committee Secretary	Mary McCue, Legislative Council
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ROLL CALL

BUSINESS & INDUSTRY COMMITTEE

49th LEGISLATIVE SESSION, 1985

MONTH JANUARY

DATE-----	8	10	11	14	15	16	17	18	21	22	23
NAME:											
Chrm. Mike Halligan	X	X	X	X			X	X		X	X
V-Chr. Christiaens	X	X	X	X			X	X		X	X
Senator Boylan	A	X	X	X			X	X		X	X
Senator Fuller	X	X	X	X			X	X		X	X
Senator Gage	X	E	E	E			X	X		E	X
Senator Goodover	X	X	X	X			X	X		X	X
Senator Kolstad	A	X	X	X			X	X		X	X
Senator Neuman	A	X	X	E			X	X		X	X
Senator Thayer	X	X	X	X			X	X		X	X
Senator Williams	X	X	X	X			X	X		X	X

KEY: X--Present
 A--Absent
 E--Excused

ROLL CALL
 BUSINESS & INDUSTRY
 COMMITTEE

49th LEGISLATIVE SESSION, 1985

MONTH JANUARY

DATE-----	24	25	28	29	30	31					
NAME:											
Chrm. Mike Halligan	X	X		X	X	X					
V-Chr. Christiaens	X	X		X	X	X					
Senator Boylan	X	X		X	X	X					
Senator Fuller	E	X		X	X	X					
Senator Gage	E	X		X	X	X					
Senator Goodover	X	X		X	X	X					
Senator Kolstad	X	X		X	X	X					
Senator Neuman	X	X		X	X	X					
Senator Thayer	X	X		X	X	X					
Senator Williams	X	X		X	X	X					

KEY: X--Present
 A--Absent
 E--Excused

ROLL CALL

BUSINESS & INDUSTRY COMMITTEE

49th LEGISLATIVE SESSION, 1985

MONTH FEBRUARY

DATE-----	1	4	5	6	7	8	11	12	13	14	15
NAME:											
Chrm. Mike Halligan	X		X	X	X	X		X	X	X	X
V-Chr. Christiaens	X		E	X	X	X		X	X	X	X
Senator Boylan	X		X	X	X	X		X	X	X	X
Senator Fuller	X		X	X	X	X		X	X	X	X
Senator Gage	X		E	X	X	X		X	X	X	X
Senator Goodover	X		X	X	X	X		X	X	X	X
Senator Kolstad	X		X	X	X	X		X	X	X	X
Senator Neuman	X		X	E	E	X		X	X	X	E
Senator Thayer	X		X	X	X	X		X	X	X	X
Senator Williams	X		X	X	X	X		X	X	X	X
Senator Weeding								X	X	X	X

KEY: X--Present
 A--Absent
 E--Excused

ROLL CALL

BUSINESS & INDUSTRY COMMITTEE

49 LEGISLATIVE SESSION, 198 5

MONTH FEBRUARY

DATE-----	18	19	20	21	21	22	22	25			
NAME:				10am	5pm	10am	2:30 pm				
Chrm. Halligan	X	X	X	X	X	X	X	X			
V-Chr. Christiaens	X	X	X	X	X	X	X	X			
Senator Boylan	X	X	X	X	X	X	X	X			
Senator Fuller	X	X	X	X	X	X	E	X			
Senator Gage	X	X	X	X	X	X	X	X			
Senator Goodover	X	X	X	X	X	X	X	X			
Senator Kolstad	X	X	X	X	X	X	X	X			
Senator Neuman	X	E	E	E	E	E	E	X			
Senator Thayer	X	X	X	X	X	X	X	X			
Senator Williams	X	X	X	X	X	X	X	X			
Senator Weeding	X	X	X	X	X	X	X	X			

KEY: X--Present
 A--Absent
 E--Excused

ROLL CALL

BUSINESS & INDUSTRY COMMITTEE

49th LEGISLATIVE SESSION, 198⁵

MONTH MARCH

DATE-----	5	6	7	8	11	12	13	14	15		
NAME:											
Chrm. Halligan	X	X	X	X	X	X	X	X	X		
V-Chr. Christiaens	X	X	X	X	X	X	X	X	X		
Senator Boylan	X	X	X	X	X	X	X	X	X		
Senator Fuller	X	X	X	X	X	X	X	X	X		
Senator Gage	X	E	E	X	X	X	X	X	X		
Senator Goodover	X	X	X	X	X	X	X	X	E		
Senator Kolstad	X	X	X	X	X	X	X	X	X		
Senator Neuman	X	X	X	X	X	X	X	X	X		
Senator Thayer	X	X	X	X	X	X	X	X	X		
Senator Williams	X	X	X	X	X	X	X	X	X		
Senator Weeding	X	X	X	X	X	X	X	X	X		

KEY: X--Present
 A--Absent
 E--Excused

ROLL CALL

BUSINESS & INDUSTRY COMMITTEE

49th LEGISLATIVE SESSION, 1985

MONTH MARCH

DATE-----	18	19	20	21	22	25	26	27	28	29	29
NAME:										10am	4pm
Chrm. Halligan	X	X	X	X	X	X	X	X	X	X	X
V-Chr. Christiaens	X	X	X	X	X	X	X	X	X	X	X
Senator Boylan	X	X	X	X	X	X	X	X	X	X	X
Senator Fuller	X	X	X	X	X	X	X	X	X	X	X
Senator Gage	X	X	X	X	X	X	X	X	X	X	X
Senator Goodover	X	X	X	X	E	X	X	X	X	X	X
Senator Kolstad	X	X	X	X	X	X	X	X	X	X	X
Senator Neuman	X	X	E	E	E	X	X	X	X	X	X
Senator Thayer	X	X	X	X	X	X	X	X	X	X	X
Senator Williams	X	X	X	X	X	X	X	X	X	X	X
Senator Weeding	X	X	X	X	X	X	X	X	X	X	X

KEY: X--Present
 A--Absent
 E--Excused

ROLL CALL

BUSINESS & INDUSTRY

COMMITTEE

49th LEGISLATIVE SESSION, 198 5

MONTH APRIL

DATE-----	2	3	4	18							
NAME:											
Chrm. Halligan	X	X	X	E							
V-Chr. Christiaens	E	X	X	X							
Senator Boylan	X	X	X	E							
Senator Fuller	X	X	X	X							
Senator Gage	X	X	X	X							
Senator Goodover	X	X	X	X							
Senator Kolstad	X	X	X	X							
Senator Neuman	X	X	X	E							
Senator Thayer	X	X	X	X							
Senator Williams	X	X	X	X							
Senator Weeding	X	X	X	X							

KEY: X--Present
 A--Absent
 E--Excused

CHAIRMAN--HALLIGAN, MIKE
NORMAL SCHEDULE=> SITE: ROOM 410

DAYS: M-TU-W-TH-F TIME: 10:00 A.M.-12 NOON

SECRETARY-DUVAL, CAROL

BILL NO	REFER DATE	HEARING DATE	CONSIDERATION DATES	COMMITTEE ACTION	REFERRED TO COMM	DATE OUT
HB0029	1/14	1/18	1/18	CONCUR		1/18
WILLIAMS, J. MELVIN (MEL)				MOVING CONTRACTOR RESIDENCY DETERMINATION FROM DEPT. OF REVENUE TO COMMERCE		
HB0043	1/22	1/30	1/30 3/05	CONCUR		3/5
HARPER, HAL				UNIFORM TRADE SECRETS ACT		
HB0072	1/24	2/06	2/06 3/05	CONCUR AS AMENDED		3/5
KITSELMAN, LES				REGULATION OF INTEREST RATES ON LIFE INSURANCE POLICY LOANS		
HB0085	2/19	3/08		CONCUR		3/8
LORY, EARL C.				STATE ELIGIBLE FOR PUBLICLY OWNED GOLF COURSE BEER AND WINE LICENSES		
HB0121	3/04	3/27		CONCUR AS AMENDED		3/27
NATHE, DENNIS G.				UTILITY RATE CLASSIFICATION FOR AREAS LACKING AN ALTERNATIVE TO ELECTRICITY		
HB0127	1/30	2/07	2/07 3/05 3/28	CONCUR AS AMENDED		3/28
KEYSER, KERRY R.				REVISE LAW ON PRIVATE INVESTIGATORS AND SECURITY PATROLMEN		
HB0175	2/04	2/07	2/07 3/05	ADVERSE REPORT		3/5
KADAS, MIKE				INCREASING MEMBERSHIP OF BOARD OF PRIVATE SECURITY PATROLMEN		
HB0183	2/12	3/19	3/21 3/22 3/29	CONCUR AS AMENDED		3/29
ELLERD, ROBERT A.				DESIGNATED NONSMOKING AREA REQUIRED FOR ALL ENCLOSED PUBLIC PLACES		
HB0184	2/11	3/07		CONCUR AS AMENDED		3/7
SCHVE, TED				ALLOW CASH BINGO PRIZES		
HB0195	1/30	2/07	2/07 2/08	CONCUR		2/8
GARCIA, RODNEY L.				REPLACING REFERENCES TO MOBILE HOMES WITH FACTORY-BUILT BUILDINGS		
HB0215	2/07	3/06		CONCUR AS AMENDED		3/6
MILES, JOAN				ALLOW TEMPORARY BEER ADS ON EXTERIOR OF RETAILERS' PREMISES		

CHAIRMAN--HALLIGAN, MIKE
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 DAYS: M-TU-W-TH-F TIME: 10:00 A.M.-12 NOON
 SECRETARY-DUVAL, CAROL

BILL NO	REFER DATE	HEARING DATE	CONSIDERATION DATES	COMMITTEE ACTION	REFERRED TO COMM	DATE OUT
HB0221	2/07	3/06	3/6	ADVERSE REPORT MAKE LAW ON RESIDENTIAL TENANTS' SECURITY DEPOSITS APPLY TO COMMERCIAL		3/6
HB0223	2/04	3/06	3/07	TABLED		3/7
RAMIREZ, JACK				REMEDY FOR LANDLORD IF TENANT VACATES WITHOUT GIVING PROPER NOTICE		
HB0236	2/15	3/12	3/28	CONCUR AS AMENDED	BUSINESS & LABOR	3/28
PAVLOVICH, ROBERT J. (BOB)				REDEFINE "CARD GAMES" TO INCLUDE VIDEO GAME MACHINES		
HB0236	3/28		4/04 4/3	CONCUR AS AMENDED		4/4
PAVLOVICH, ROBERT J. (BOB)				REDEFINE "CARD GAMES" TO INCLUDE VIDEO GAME MACHINES		
HB0264	1/30				JUDICIARY	
PISTORIA, PAUL G.				REQUIRING BUILDING CONTRACTORS TO PROMPTLY PAY SUBCONTRACTORS, SUPPLIERS		
HB0266	2/07	3/07	3/7	CONCUR		3/7
HARBIN, RAYMOND K.				REQUIRE TAX PAYMENTS OVER \$500,000 TO BE MADE BY ELECTRONIC FUNDS TRANSFER		
HB0268	2/07	3/08	3/8	CONCUR		3/8
HARBIN, RAYMOND K.				AGENCY LETTING CONTRACT TO HOLD SECURITY IN LIEU OF RETAINED PAYMENTS		
HB0321	2/07	3/05	3/5	CONCUR		3/5
PECK, RAY				REVISE DEFINITION OF DEMAND AND TIME DEPOSITS		
HB0334	2/07	3/08	3/13	CONCUR		3/13
GOULD, R. BUDD				RENTAL OF PORTABLE BEER DISPENSERS BY BEER WHOLESALERS TO RETAILERS		
HB0338	2/22	3/13	3/26 3/27	CONCUR AS AMENDED		3/27
ADDY, KELLY				GENERALLY REVISE TITLE INSURANCE LAWS		
HB0359	2/12	3/12	3/13	CONCUR		3/13
NISBET, GERALD D. (JERRY)				LOANS GUARANTEED BY STATE AGENCY EXEMPT FROM BANK LOAN LIMIT		

CHAIRMAN--HALLIGAN, MIKE
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 DAYS: M-TU-W-TH-F TIME: 10:00 A.M.-12 NOON
 SECRETARY-DUVAL, CAROL

BILL NO	REFER DATE	HEARING DATE	CONSIDERATION DATES	COMMITTEE ACTION	REFERRED TO COMM	DATE OUT
HB0360	2/21	3/13	3/13	CONCUR		3/13
HAMMOND, JOE				INCREASE NOTICE PERIOD FOR EVICTING SPACE RENTER WHO FAILS TO PAY RENT DUE		
HB0366	2/25				JUDICIARY	
RAMIREZ, JACK				REVISING LAW RELATING TO DISCRIMINATION IN INSURANCE & RETIREMENT PLANS		
HB0380	2/21	3/14	3/14	CONCUR		3/14
BRADLEY, DOROTHY				ELIMINATING NONDUPLICATING PROVISION FROM RURAL COOPERATIVE UTILITIES LAW		
HB0395	2/07	3/15	3/20 3/21 3/27	TABLED		3/27
BROWN, DAVE				NO CIVIL LIABILITY OF PURVEYORS OF ALCOHOL FOR DAMAGE DONE BY CONSUMER		
HB0420	2/25	3/26	3/29	CONCUR AS AMENDED		3/29
SCHVE, TED				RAISING LICENSE FEES FOR AIRCRAFT, AIRMEN, INSTRUCTORS, CHANGING AIRPORT FEE		
HB0460	2/14	3/18	3/20 3/22	CONCUR AS AMENDED	BUSINESS & LABOR	3/20
THOMAS, FRED				FEES TO COVER COSTS OF EXAMINING STATE FINANCIAL INSTITUTIONS		
HB0460	3/22		3/25	CONCUR AS AMENDED		3/25
THOMAS, FRED				FEES TO COVER COSTS OF EXAMINING STATE FINANCIAL INSTITUTIONS		
HB0462	2/12	3/22	3/28	CONCUR AS AMENDED		3/28
DONALDSON, GENE				LIMITING THE MARKETING OF INSTITUTIONAL INDUSTRY PRODUCTS		
HB0468	2/13	3/13		CONCUR		3/13
ADDY, KELLY				AUTHORIZE CASH WITHDRAWAL AND ACCOUNT INQUIRY AT SATELLITE TERMINAL		
HB0475	2/19	3/26	3/28	CONCUR AS AMENDED		3/28
MANUEL, REX				REVISION OF LAW REGULATING CREDIT UNIONS		
HB0532	3/11	3/28	3/29	TABLED		3/29
PISTORIA, PAUL G.				LIMITATION ON PENALTIES THAT MAY BE IMPOSED BY A PRIVATE PARKING SERVICE		

CHAIRMAN--HALLIGAN, MIKE
 NORMAL SCHEDULE=> SITE: ROOM 410
 DAYS: M-TU-W-TH-F
 TIME: 10:00 A.M.-12 NOON
 SECRETARY-DUVAL, CAROL

BILL NO	REFER DATE	HEARING DATE	CONSIDERATION DATES	COMMITTEE ACTION	REFERRED TO COMM	DATE OUT
HB0567	3/05	3/21	3/26	CONCUR AS AMENDED		3/26
SCHULTZ, JAMES M. REQUIRE WRITTEN NOTICE OF CANCELLATION OF LIFE & HEALTH INSURANCE POLICIES						
HB0568	3/04	3/07		CONCUR		3/7
MOORE, JACK K. 7-DAY CREDIT LIMIT ON TOBACCO SALES						
HB0571	3/08	3/20	3/25 3/27	CONCUR AS AMENDED		3/27
BERGENE, TONI R. MANDATORY LICENSING & REGULATION OF PROFESSIONAL COUNSELORS						
HB0574	2/19	3/18	3/27	CONCUR AS AMENDED		3/27
THOMAS, FRED LETS PUBLIC UTILITIES CORRECT CUSTOMER BILLING ERRORS BY BACKBILLING 6 MOS.						
HB0577	2/22	3/14	3/21	CONCUR AS AMENDED		3/21
BRADLEY, DOROTHY DEFINE REGULATED TELECOMMUNICATION SERVICE; ALLOW TRANSITION TO COMPETITION						
HB0598	2/21	3/26	3/27	ADVERSE REPORT		3/27
ASAY, TOM GIVES PETROLEUM WHOLESALE DISTRIBUTORS SEMI-ANNUAL OPTION ON PRODUCT MEASURE						
HB0602	2/13	3/13	3/14 3/19	CONCUR AS AMENDED		3/19
FRITZ, HARRY ARTIST-ART DEALER RELATIONSHIP						
HB0606	2/21	3/21		CONCUR		3/21
CAMPBELL, BUD CLARIFY LAWS ON SALE & DISTRIBUTION OF MOTOR VEHICLES; PROVIDE CIVIL PENALTY						
HB0618	2/19	3/15		CONCUR		3/15
SANDS, JACK TO RAISE THE LEGAL INTEREST RATE FROM SIX PERCENT TO TEN PERCENT						
HB0658	2/21	3/21		CONCUR		3/21
RAMIREZ, JACK CREATE JOINT UNDERWRITING ASSOCIATION FOR MEDICAL LIABILITY INSURANCE						
HB0662	2/21	3/21		CONCUR		3/21
KEYSER, KERRY R. DEFINING SCOPE OF MONTANA SECURITIES LAW						

CHAIRMAN--HALLIGAN, MIKE SECRETARY-DUVAL, CAROL
 NORMAL SCHEDULE=> SITE: ROOM 410 DAYS: M-TU-W-TH-F TIME: 10:00 A.M.-12 NOON

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HB0707	3/04	3/18	3/19 3/22 3/25	CONCUR AS AMENDED		3/20
JENKINS, LOREN			REVISE PLUMBING LAW EXCEPTIONS			
HB0721	2/22	3/27		CONCUR		3/27
COBB, JOHN			GENERALLY REVISE AND CLARIFY BUSINESS AND NONPROFIT CORPORATION LAWS			
HB0759	2/21				FINANCE & CLAIMS	
LORY, EARL C.			SPECIAL REVENUE ACCOUNT FOR OPERATIONS OF INSURANCE DIVISION - STATE AUDITOR			
HB0852	3/04	3/14		CONCUR		3/14
HARP, JOHN G.			EXCLUDE CERTAIN PERSONS FROM DEFINITION OF PUBLIC UTILITY			
HB0858	3/19	3/27	3/29	CONCUR		3/29
HARRINGTON, DAN W.			MUNICIPAL AND REGIONAL PORT AUTHORITIES			
HB0877	3/05	3/25		TABLED		3/25
PAVLOVICH, ROBERT J. (BOB)			REQUIRING APPROVAL OF FIRE ALARMS AND PROTECTION EQUIPMENT			
HB0880	3/05	3/25	3/28	TABLED		3/28
PAVLOVICH, ROBERT J. (BOB)			INSURING ALARM AND SUPPRESSION EQUIPMENT DEALERS			
HB0895	3/05	3/25	3/28	TABLED		3/28
PAVLOVICH, ROBERT J. (BOB)			BOARD OF FIRE ALARM, SECURITY ALARM, FIRE SUPPRESSION INSTALLERS EXAMINERS			
HB0901	3/05	3/25			TAXATION	
BROWN, DAVE			EXEMPTS CONTRACTORS WHO WORK ON FEDERAL FACILITIES FROM ADD'L LICENSE TAX			
HB0901	3/22	3/25		CONCUR		3/25
BROWN, DAVE			EXEMPTS CONTRACTORS WHO WORK ON FEDERAL FACILITIES FROM ADD'L LICENSE TAX			
HJ0013	3/06	3/26	3/28	TABLED		3/28
WINSLOW, CAL			RESOLUTION ASKING BN TO CUT COAL FREIGHT RATE TO CONFORM WITH TAX CUT			

CHAIRMAN--HALLIGAN, MIKE
 NORMAL SCHEDULE=> SITE: ROOM 410

DAYS: M-TU-W-TH-F TIME: 10:00 A.M.-12 NOON

SECRETARY--DUVAL, CAROL

BILL NO	REFER DATE	HEARING DATE	CONSIDERATION DATES	COMMITTEE ACTION	REFERRED TO COMM	DATE OUT
HJ0038	3/05	3/22		CONCUR		3/22
BACHINI, BOB RESOLUTION REQUESTING CONTINUED FUNDING OF AMTRAK						
HJ0039	3/06	3/26	3/28	TABLED		3/28
MENAHAN, WILLIAM (RED) URGES LOWER COAL FREIGHT RATES						
HJ0051	4/15	4/18		CONCUR		4/18
CONNELLY, MARY ELLEN JOINT RESOLUTION ASKING LOWER BPA RATES FOR ALUMINUM INDUSTRY						

CHAIRMAN--HALLIGAN, MIKE SECRETARY-DUVAL, CAROL
 NORMAL SCHEDULE=> SITE: ROOM 410 DAYS: M-TU-W-TH-F TIME: 10:00 A.M.-12 NOON

BILL NO	REFER DATE	HEARING DATE	CONSIDERATION DATES	COMMITTEE ACTION	REFERRED TO COMM	DATE OUT
SB0006	1/07	1/11	1/14	DO PASS		1/14
DANIELS, M.K. REVISION OF CHAPTERS 8 AND 9 OF THE U.C.C.						
SB0039	1/07	1/10	1/11	DO PASS		1/11
MAZUREK, JOSEPH P. SECURED PARTY/LICENSEE OWNERSHIP IN OTHER ALL-BEVERAGES LICENSE						
SB0040	1/07	1/11	1/11	DO PASS		1/11
MAZUREK, JOSEPH P. RELATING TO THE RESALE OR DESTRUCTION OF SEIZED ALCOHOLIC BEVERAGES						
SB0045	1/07	1/10	1/11 1/17	ADVERSE REPORT		1/17
TOWE, THOMAS E. PROCEDURES FOR FILING SECURITY INTERESTS IN LIQUOR LICENSES						
SB0052	1/07				TAXATION	
CRIPPEN, BRUCE D. REVISING ALL-BEVERAGES LICENSE TRANSFERS AND CATERING PROVISIONS						
SB0053	1/07				TAXATION	
CRIPPEN, BRUCE D. WAIVER OF CATERING ENDORSEMENT AND SPECIAL PERMIT FILING REQUIREMENTS						
SB0066	1/07				JUDICIARY	
HALLIGAN, MIKE REQUIRING PLAIN LANGUAGE IN CONSUMER CONTRACTS						
SB0096	1/12	1/18	1/18	PASS AS AMENDED		1/18
GAGE, DELWYN PROVIDE FOR GEOPHYSICAL EXPLORATION BY MEANS OTHER THAN EXPLOSIVES						
SB0103	1/14	1/18	1/18 1/22	DO PASS		1/22
JACOBSON, JUDY H. INCLUDE SOCIAL WORKERS IN INSUR. LAWS RE COVERAGE FOR MENTAL ILLNESS						
SB0120	1/16	1/22	1/22 1/24 1/25 1/29	DO PASS		1/29
BOYLAN, PAUL F. REMOVE RESTRICTION ON BIDDING WHEN WORKING BEYOND CONTRACT TIME						
SB0139	1/18	1/25	1/25 1/29	DO PASS		1/29
THAYER, GENE OPTIONAL USE OF STATE OR FEDERAL DISCLOSURE LANGUAGE						

SECRETARY-DUVAL, CAROL

DAYS: M-TU-W-TH-F TIME: 10:00 A.M.-12 NOON

BILL NO	REFER DATE	HEARING DATE	CONSIDERATION DATES	COMMITTEE ACTION	REFERRED TO COMM	DATE OUT
SB0141	1/18	1/25	1/25 1/29	DO PASS		1/29
KEATING, THOMAS F. EXEMPT FROM REGULATION TRANSPORT OF A COMMODITY BY MOTOR CARRIER FOR U.S.						
SB0143	1/18	1/24	1/24 1/25	DO PASS		1/25
MAZUREK, JOSEPH P. CHANGING THE LIMIT ON LOANS TO DEVELOPMENT CORPORATIONS						
SB0145	1/18	1/24	1/24 1/25	PASS AS AMENDED		1/25
MAZUREK, JOSEPH P. STOCK OWNERSHIP, NUMBER, AND MEETINGS OF DIRECTORS OF BANKS						
SB0146	1/18	1/23	1/23 1/25 1/30	PASS AS AMENDED	BUSINESS & LABOR	1/25
FULLER, DAVID E. EXPANDING LICENSING REQUIREMENTS FOR REAL ESTATE BROKERS AND SALESMEN						
SB0146	1/30		2/08	PASS AS AMENDED		2/8
FULLER, DAVID E. EXPANDING LICENSING REQUIREMENTS FOR REAL ESTATE BROKERS AND SALESMEN						
SB0165	1/19	1/24	1/24 1/25	PASS AS AMENDED		1/25
GOODOVER, PAT M. INCREASE LOAN DURATION FOR EXEMPT CREDIT LIFE & DISABILITY INSURANCE						
SB0190	1/22	2/05	2/05 2/08	PASS AS AMENDED		2/5
MAZUREK, JOSEPH P. BREWERS TO SELL BEER FOR CONSUMPTION ON BREWERY PREMISES						
SB0191	1/22	1/29	1/29	DO PASS		1/29
WILLIAMS, BOB EXTENDING FROM 5 TO 30 DAYS PERIOD FOR SUBMISSION BY BANKS OF CALL REPORTS						
SB0192	1/22	1/30	1/30	DO PASS		1/30
CHRISTIAENS, B.F. CHRIS PURCHASE MONEY SECURITY INTEREST FILING TIME INCREASED TO 20 DAYS						
SB0206	1/23	1/30	1/30 2/07	PASS AS AMENDED	JUDICIARY	2/7
HAFFEY, JACK REVISION OF FILING SECURITY INTERESTS IN MOTOR VEHICLES						
SB0208	1/24	2/18	2/18 3/05 3/11 3/13	PASS AS AMENDED		3/13
TOWE, THOMAS E. LOAN GUARANTY PROGRAM - AGRICULTURAL LOAN AUTHORITY						

CHAIRMAN--HALLIGAN, MIKE
 NORMAL SCHEDULE=> SITE: ROOM 410
 DAYS: M-TU-W-TH-F TIME: 10:00 A.M.-12 NOON
 SECRETARY--DUVAL, CAROL

BILL NO	REFER DATE	HEARING DATE	CONSIDERATION DATES	COMMITTEE ACTION	REFERRED TO COMM	DATE OUT
SB0212	1/24	2/05	2/05 2/08	ADVERSE REPORT AUTHORIZING AGREEMENTS TO AUGMENT AMTRAK SERVICE		2/8
SB0216	1/23	1/31	1/31	PASS AS AMENDED GENERAL REVISION OF CONSUMER LOAN LAW		1/31
SB0232	1/23	2/01	2/01 2/08	DO PASS MERGING BANKS MAY CONTINUE TO OPERATE MAIN OFFICES		2/8
SB0233	1/23	1/31	1/31 2/06	PASS AS AMENDED PROVIDE 30-DAY LIFE INSURANCE SETTLEMENT PERIOD OR INTEREST WILL ACCRUE		2/6
SB0239	1/24	2/06	2/06 2/08	DO PASS FUTURE ADVANCES; MORTGAGE TO SECURE LINE OF CREDIT; VARYING BALANCES		2/8
SB0250	1/26	2/07	2/08 2/08 2/13	ADVERSE REPORT REAL ESTATE RECOVERY ACCOUNT FOR UNSATISFIED JUDGMENTS		2/13
SB0252	1/26	2/05	2/05 2/13 2/15	TABLED UNFAIR TRADE PRACTICES - CEASE AND DESIST ORDERS		2/15
SB0297	2/01	2/12	2/15	ADVERSE REPORT ALLOW PSC TO ORDER INDEPENDENT UTILITY AUDIT TO BE PAID FOR BY UTILITY		2/15
SB0303	2/01	2/08		PASS AS AMENDED CLARIFY PSC AUTHORITY REGARDING NATURAL GAS PIPELINE SAFETY ACT VIOLATIONS		2/8
SB0306	2/02	2/13	2/15	PASS AS AMENDED AUDITS OF ECONOMIC DEVELOPMENT BOARD BY BANK EXAMINERS & LEGISLATIVE AUDIT		2/15
SB0317	2/04	2/13	2/21	TABLED ACT ALLOWING PSC TO PREVENT UTILITY FROM ACTING PENDING PSC INVESTIGATION		2/21

SECRETARY-DUVAL, CAROL
 TIME: 10:00 A.M.-12 NOON
 DAYS: M-TU-W-TH-F

BILL NO	REFER DATE	HEARING DATE	CONSIDERATION DATES	COMMITTEE ACTION	REFERRED TO COMM	DATE OUT
SB0318	2/04	2/12	2/15	ADVERSE REPORT		2/15
KEATING, THOMAS F. PUBLIC SERV. COMM. MAY PERMIT CLOSURE OF NONESSENTIAL RAILROAD FACILITIES						
SB0333	2/07	2/12	2/15	PASS AS AMENDED		2/15
CHRISTIAENS, B.F. CHRIS SECURED PARTY OR CREDITOR MAY TRANSFER TITLE AND RECORD LIEN AFTER 20-DAYS						
SB0335	2/07	2/13		TABLED		2/13
MANNING, RICHARD E. REGISTRATION OF CONTRACTORS - POSTING OF SURETY BOND						
SB0340	2/07	2/14	2/15 2/22	DO PASS		2/22
BROWN, BOB AUTHORIZE DEPOSIT OF PUBLIC MONEY IN CREDIT UNIONS & SAVINGS AND LOANS						
SB0343	2/07	2/13		DO PASS		2/13
HALLIGAN, MIKE STATUTE OF LIMITATIONS FOR CONTRACTORS GROSS RECEIPTS TAX						
SB0349	2/08	2/14	2/21	PASS AS AMENDED		2/21
MAZUREK, JOSEPH P. AUTHORIZE ECONOMIC DEVELOPMENT BOARD TO GUARANTEE BONDS OR LOANS						
SB0350	2/08	2/14		PASS AS AMENDED		2/14
CRIPPEN, BRUCE D. IMPOSITION OF FINES FOR VIOLATIONS OF MONTANA SECURITIES ACT						
SB0353	2/08	2/20	2/22	PASS AS AMENDED		2/22
LYBECK, RAY PREFERENCE TO EMPLOYEE-OWNED FIRMS FOR LOANS UNDER IN-STATE INVESTMENT ACT						
SB0355	2/08	2/20	2/21	ADVERSE REPORT		2/21
MAZUREK, JOSEPH P. REGULATION OF TIME SHARE INDUSTRY PROVIDING FOR REGISTRATION AND LICENSE						
SB0357	2/08	2/15		PASS AS AMENDED		2/15
WILLIAMS, BOB PORTION OF BUSINESS SELLING BEER NEED NOT BE CLOSED OFF DURING CLOSING HOURS						
SB0363	2/08	2/19	2/20	PASS AS AMENDED		2/20
SMITH, ED B. REPURCHASE OF INVENTORY - CANCELLED DISTRIBUTION CONTRACTS						

CHAIRMAN--HALLIGAN, MIKE
 NORMAL SCHEDULE=> SITE: ROOM 410
 DAYS: M-TU-W-TH-F TIME: 10:00 A.M.-12 NOON
 SECRETARY-DUVAL, CAROL

BILL NO	REFER DATE	HEARING DATE	CONSIDERATION DATES	COMMITTEE ACTION	REFERRED TO COMM	DATE OUT
SB0380	2/11	2/20		PASS AS AMENDED		2/20
THAYER, GENE				"CENTENNIAL ACRE" - SALE OF DEEDS TO SQUARE INCHES FOR CENTENNIAL FUNDING		
SB0391	2/12	2/21	3/07 3/14 3/15	PASS AS AMENDED	BUSINESS & LABOR	3/18
BOYLAN, PAUL F.				LICENSING AND PLACEMENT OF VIDEO DRAW POKER MACHINES		
SB0391	3/20					
BOYLAN, PAUL F.				LICENSING AND PLACEMENT OF VIDEO DRAW POKER MACHINES		
SB0394	2/13	2/20	2/22	DO PASS		2/22
LYNCH, J.D.				LOCAL GOVERNMENT ELECTRIC GENERATION OUTSIDE OF BOUNDARIES		
SB0399	2/12	2/14		PASS AS AMENDED		2/14
CRIPPEN, BRUCE D.				GENERAL REVISION OF SECURITIES LAWS		
SB0403	2/13	2/19	2/20	TABLED		2/20
HALLIGAN, MIKE				MONTANA COMMUNITY DEVELOPMENT BOARD CREATION - POWERS AND DUTIES		
SB0404	2/13	2/18	2/18 2/20	DO PASS		2/20
YELLOWTAIL JR, WILLIAM P.				PERMITTING BOARD OF REALTY REGULATION TO CHANGE LICENSE RENEWAL DATE		
SB0408			1/29 2/13			
THAYER, GENE				EXEMPT CAPITAL COMP. FROM DUTY TO REGISTER AS SECURITIES SALESMAN, ISSUER		
SB0408	2/13	2/19		DO PASS		2/19
THAYER, GENE				EXEMPT CAPITAL COMP. FROM DUTY TO REGISTER AS SECURITIES SALESMAN, ISSUER		
SB0413	2/14	2/19	2/20 3/07	TABLED		2/20
HALLIGAN, MIKE				LOCAL GOVERNMENT REVENUE BONDS - GUARANTEE BY IN-STATE INVESTMENT FUND		
SB0423	2/15	2/22		PASS AS AMENDED		2/22
HALLIGAN, MIKE				LIMIT BANK DELAY IN MAKING FUNDS AVAILABLE TO DEPOSITOR; REQUIRE NOTICE		

CHAIRMAN--HALLIGAN, MIKE
 NORMAL SCHEDULE=> SITE: ROOM 410
 DAYS: M-TU-W-TH-F TIME: 10:00 A.M.-12 NOON
 SECRETARY-DUVAL, CAROL

BILL NO	REFER DATE	HEARING DATE	CONSIDERATION DATES	COMMITTEE ACTION	REFERRED TO COMM	DATE OUT
SB0425	2/15	2/18	2/18 2/21 3/05 3/11 3/14	DO PASS		3/14
NEUMAN, TED				CREATING AGRICULTURAL INVESTMENT FUND WITH ALLOCATION OF COAL TAX TRUST		
SB0426	2/15	2/18	2/18 2/21 3/05 3/11 3/14	PASS AS AMENDED		3/14
NEUMAN, TED				ASSESSMENT ON AGRICULTURE PRODUCTS TO FUND G.O. BOND FOR LOAN GUARANTY		
SB0428	2/16	2/21	2/22	TABLED		2/22
CHRISTIAENS, B.F. CHRIS				CONTROLS LIQUEFIED PETROLEUM AND INDUSTRIAL GAS CONTAINERS		
SB0438	2/16	2/22		PASS AS AMENDED		2/22
TOWE, THOMAS E.				CHANGES ELIGIBILITY FOR BEGINNING FARMER LOANS AND REDUCES BOND AUTHORITY		
SB0442	3/20					
BROWN, BOB				INCREASING CIGARETTE TAX TO EQUALIZE FINANCING OF SCHOOL DIST. RETIRE. LEVY		
SB0445	2/18	2/22		TABLED		2/22
CHRISTIAENS, B.F. CHRIS				EXEMPT CERTAIN NONPROFIT ORGANIZATIONS FROM CERTAIN GAMBLING LAWS		
SB0450	2/20	2/22		PASS AS AMENDED		2/22
CHRISTIAENS, B.F. CHRIS				CONSUMER LOAN LICENSEES INCLUDED AS REGULATED LENDERS		
SJ0002	1/07	1/14	1/14 1/17	ADVERSE REPORT		1/17
LYBECK, RAY				JOINT RESOLUTION REQUESTING EMPLOYEE- OWNED BUSINESSES GET GRANT PRIORITY		
SJ0030			2/14			
CHRISTIAENS, B.F. CHRIS				HONORING RURAL ELECTRIFICATION ADMINISTRATION ON FIFTIETH ANNIVERSARY		
SJ0030	2/25	2/25		DO PASS		2/25
CHRISTIAENS, B.F. CHRIS				HONORING RURAL ELECTRIFICATION ADMINISTRATION ON FIFTIETH ANNIVERSARY		
SJ0036	3/29	4/02		DO PASS		4/2
SMITH, ED B.				RESOLUTION CALLING FOR REPEAL OF U.S. CARGO PREFERENCE ACT		

CHAIRMAN--HALLIGAN, MIKE
SECRETARY-DUVAL, CAROL
NORMAL SCHEDULE=> SITE: ROOM 410

STATE OF MONTANA
MONTANA LEGISLATIVE COUNCIL BILL STATUS SYSTEM
CURRENT STATUS OF REFERRED BILLS OUT OF COMMITTEE

COMMITTEE--(S) BUSINESS & INDUSTRY
DAYS: M-TU-W-TH-F TIME: 10:00 A.M.-12 NOON

BILLS REPORTED OUT

* BILL NO ** DATE *** CURRENT STATUS *****

- SB 6 03/18 (S) CHAPTER NUMBER
- SPONSOR-DANIELS, M.K.
- SB 39 10/01 (S) CHAPTER NUMBER
- SPONSOR-MAZUREK, JOSEPH P.
- SB 40 10/01 (S) CHAPTER NUMBER
- SPONSOR-MAZUREK, JOSEPH P.
- SB 45 01/17 (S) BILL KILLED
- SPONSOR-TOWE, THOMAS E.
- SB 52 01/26 (S) TABLED IN COMMITTEE
- SPONSOR-CRIPPEN, BRUCE D.
- SB 53 03/21 (H) BILL KILLED
- SPONSOR-CRIPPEN, BRUCE D.
- SB 66 04/23 (S) TRANSMITTED TO GOVERNOR
- SPONSOR-HALLIGAN, MIKE
- SB 96 10/01 (S) CHAPTER NUMBER
- SPONSOR-GAGE, DELWYN
- SB 103 10/01 (S) CHAPTER NUMBER
- SPONSOR-JACOBSON, JUDY H.
- SB 120 03/18 (S) CHAPTER NUMBER
- SPONSOR-BOYLAN, PAUL F.
- SB 139 10/01 (S) CHAPTER NUMBER
- SPONSOR-THAYER, GENE
- SB 141 10/01 (S) CHAPTER NUMBER
- SPONSOR-KEATING, THOMAS F.
- SB 143 10/01 (S) CHAPTER NUMBER
- SPONSOR-MAZUREK, JOSEPH P.
- SB 145 10/01 (S) CHAPTER NUMBER
- SPONSOR-MAZUREK, JOSEPH P.
- SB 146 10/01 (S) CHAPTER NUMBER
- SPONSOR-FULLER, DAVID E.
- SB 146 10/01 (S) CHAPTER NUMBER
- SPONSOR-FULLER, DAVID E.
- SB 165 04/23 (S) TRANSMITTED TO GOVERNOR
- SPONSOR-GOODOVER, PAT M.
- SB 190 03/22 (S) CHAPTER NUMBER
- SPONSOR-MAZUREK, JOSEPH P.
- SB 191 10/01 (S) CHAPTER NUMBER
- SPONSOR-WILLIAMS, BOB
- SB 192 10/01 (S) CHAPTER NUMBER
- SPONSOR-CHRISTIAENS, B.F. CHRIS
- SB 206 10/01 (S) CHAPTER NUMBER
- SPONSOR-HAFFEY, JACK
- SB 208 04/12 (S) CHAPTER NUMBER
- SPONSOR-TOWE, THOMAS E.
- SB 212 07/01 (S) CHAPTER NUMBER
- SPONSOR-ECK, DOROTHY
- SB 216 10/01 (S) CHAPTER NUMBER
- SPONSOR-BOYLAN, PAUL F.
- SB 232 02/15 (S) 2ND READ INDEFINITE POSTPONED
- SPONSOR-THAYER, GENE
- SB 233 10/01 (S) CHAPTER NUMBER
- SPONSOR-REGAN, PAT
- SB 239 10/01 (S) CHAPTER NUMBER
- SPONSOR-LYBECK, RAY
- SB 250 04/23 (H) SIGNED BY SPEAKER
SPONSOR-MAZUREK, JOSEPH P.

- TITLE-REVISION OF CHAPTERS 8 AND 9 OF THE U.C.C.
- TITLE-SECURED PARTY/LICENSEE OWNERSHIP IN OTHER ALL-BEVERAGES LICENSE
- TITLE-RELATING TO THE RESALE OR DESTRUCTION OF SEIZED ALCOHOLIC BEVERAGES
- TITLE-PROCEDURES FOR FILING SECURITY INTERESTS IN LIQUOR LICENSES
- TITLE-REVISING ALL-BEVERAGES LICENSE TRANSFERS AND CATERING PROVISIONS
- TITLE-WAIVER OF CATERING ENDORSEMENT AND SPECIAL PERMIT FILING REQUIREMENTS
- TITLE-REQUIRING PLAIN LANGUAGE IN CONSUMER CONTRACTS
- TITLE-PROVIDE FOR GEOPHYSICAL EXPLORATION BY MEANS OTHER THAN EXPLOSIVES
- TITLE-INCLUDE SOCIAL WORKERS IN INSUR. LAWS RE COVERAGE FOR MENTAL ILLNESS
- TITLE-REMOVE RESTRICTION ON BIDDING WHEN WORKING BEYOND CONTRACT TIME
- TITLE-OPTIONAL USE OF STATE OR FEDERAL DISCLOSURE LANGUAGE
- TITLE-EXEMPT FROM REGULATION TRANSPORT OF A COMMODITY BY MOTOR CARRIER FOR U.S.
- TITLE-CHANGING THE LIMIT ON LOANS TO DEVELOPMENT CORPORATIONS
- TITLE-STOCK OWNERSHIP, NUMBER, AND MEETINGS OF DIRECTORS OF BANKS
- TITLE-EXPANDING LICENSING REQUIREMENTS FOR REAL ESTATE BROKERS AND SALESMEN
- TITLE-EXPANDING LICENSING REQUIREMENTS FOR REAL ESTATE BROKERS AND SALESMEN
- TITLE-INCREASE LOAN DURATION FOR EXEMPT CREDIT LIFE & DISABILITY INSURANCE
- TITLE-BREWERS TO SELL BEER FOR CONSUMPTION ON BREWERY PREMISES
- TITLE-EXTENDING FROM 5 TO 30 DAYS PERIOD FOR SUBMISSION BY BANKS OF CALL REPORTS
- TITLE-PURCHASE MONEY SECURITY INTEREST FILING TIME INCREASED TO 20 DAYS
- TITLE-REVISION OF FILING SECURITY INTERESTS IN MOTOR VEHICLES
- TITLE-LOAN GUARANTY PROGRAM - AGRICULTURAL LOAN AUTHORITY
- TITLE-AUTHORIZING AGREEMENTS TO AUGMENT AMTRAK SERVICE
- TITLE-GENERAL REVISION OF CONSUMER LOAN LAW
- TITLE-MERGING BANKS MAY CONTINUE TO OPERATE MAIN OFFICES
- TITLE-PROVIDE 30-DAY LIFE INSURANCE SETTLEMENT PERIOD OR INTEREST WILL ACCRUE
- TITLE-FUTURE ADVANCES: MORTGAGE TO SECURE LINE OF CREDIT; VARYING BALANCES
- TITLE-REAL ESTATE RECOVERY ACCOUNT FOR UNSATISFIED JUDGMENTS

STATE OF MONTANA
MONTANA LEGISLATIVE COUNCIL BILL STATUS SYSTEM
CURRENT STATUS OF REFERRED BILLS OUT OF COMMITTEE

BILL STATUS SYSTEM
REPORT NBR. LCCINNEW

CHAIRMAN--HALLIGAN, MIKE
SECRETARY-DUVAL, CAROL
NORMAL SCHEDULE=> SITE: ROOM 410
COMMITTEE--(S) BUSINESS & INDUSTRY
DAYS: M-TU-W-TH-F TIME: 10:00 A.M.-12 NOON

BILL NO	DATE	CURRENT STATUS	*****	*****	*****	*****	*****	*****	*****
SB 297	02/16	(S) BILL KILLED	TITLE-ALLOW PSC TO ORDER INDEPENDENT UTILITY AUDIT TO BE PAID FOR BY UTILITY						
SB 303	03/25	SPONSOR-ECK, DOROTHY (S) CHAPTER NUMBER	TITLE-CLARIFY PSC AUTHORITY REGARDING NATURAL GAS PIPELINE SAFETY ACT VIOLATIONS						
SB 306	10/01	SPONSOR-MANNING, RICHARD E. (S) CHAPTER NUMBER	TITLE-AUDITS OF ECONOMIC DEVELOPMENT BOARD BY BANK EXAMINERS & LEGISLATIVE AUDIT						
SB 318	02/18	SPONSOR-HAFFEV, JACK (S) BILL KILLED	TITLE-PUBLIC SERV. COMM. MAY PERMIT CLOSURE OF NONESSENTIAL RAILROAD FACILITIES						
SB 333	10/01	SPONSOR-KEATING, THOMAS F. (S) CHAPTER NUMBER	TITLE-SECURED PARTY OR CREDITOR MAY TRANSFER TITLE AND RECORD LIEN AFTER 20-DAYS						
SB 340	10/01	SPONSOR-CHRISTIAENS,B.F. CHRIS (S) CHAPTER NUMBER	TITLE-AUTHORIZE DEPOSIT OF PUBLIC MONEY IN CREDIT UNIONS & SAVINGS AND LOANS						
SB 343	04/11	SPONSOR-BROWN, BOB (S) CHAPTER NUMBER	TITLE-STATUTE OF LIMITATIONS FOR CONTRACTORS GROSS RECEIPTS TAX						
SB 349	04/18	SPONSOR-HALLIGAN, MIKE (S) 3RD READ FCC ADOPTED	TITLE-AUTHORIZE ECONOMIC DEVELOPMENT BOARD TO GUARANTEE BONDS OR LOANS						
SB 350	04/10	SPONSOR-MAZUREK, JOSEPH P. (S) CHAPTER NUMBER	TITLE-IMPOSITION OF FINES FOR VIOLATIONS OF MONTANA SECURITIES ACT						
SB 353	10/01	SPONSOR-CRIPPEN, BRUCE D. (S) CHAPTER NUMBER	TITLE-PREFERENCE TO EMPLOYEE-OWNED FIRMS FOR LOANS UNDER IN-STATE INVESTMENT ACT						
SB 355	02/21	SPONSOR-LYBECK, RAY (S) BILL KILLED	TITLE-REGULATION OF TIME SHARE INDUSTRY PROVIDING FOR REGISTRATION AND LICENSE						
SB 357	04/03	SPONSOR-MAZUREK, JOSEPH P. (S) CHAPTER NUMBER	TITLE-PORITION OF BUSINESS SELLING BEER NEED NOT BE CLOSED OFF DURING CLOSING HOURS						
SB 363	10/01	SPONSOR-WILLIAMS, BOB (S) CHAPTER NUMBER	TITLE-REPURCHASE OF INVENTORY - CANCELLED DISTRIBUTION CONTRACTS						
SB 380	04/15	SPONSOR-SMITH, ED B. (S) CHAPTER NUMBER	TITLE-"CENTENNIAL ACRE" - SALE OF DEEDS TO SQUARE INCHES FOR CENTENNIAL FUNDING						
SB 391	03/20	SPONSOR-THAYER, GENE (S) REREFERRED	TITLE-LICENSING AND PLACEMENT OF VIDEO DRAW POKER MACHINES						
SB 394	02/27	SPONSOR-BOYLAN, PAUL F. (S) BILL KILLED	TITLE-LOCAL GOVERNMENT ELECTRIC GENERATION OUTSIDE OF BOUNDARIES						
SB 399	04/15	SPONSOR-LYNCH, J.D. (S) CHAPTER NUMBER	TITLE-GENERAL REVISION OF SECURITIES LAWS						
SB 404	10/01	SPONSOR-CRIPPEN, BRUCE D. (S) CHAPTER NUMBER	TITLE-PERMITTING BOARD OF REALTY REGULATION TO CHANGE LICENSE RENEWAL DATE						
SB 408	04/15	SPONSOR-YELLOWTAIL JR, WILLIAM P. (S) CHAPTER NUMBER	TITLE-EXEMPT CAPITAL COMP. FROM DUTY TO REGISTER AS SECURITIES SALESMAN, ISSUER						
SB 423	10/01	SPONSOR-THAYER, GENE (S) CHAPTER NUMBER	TITLE-LIMIT BANK DELAY IN MAKING FUNDS AVAILABLE TO DEPOSITOR; REQUIRE NOTICE						
SB 425	03/19	SPONSOR-HALLIGAN, MIKE (S) BILL KILLED	TITLE-CREATING AGRICULTURAL INVESTMENT FUND WITH ALLOCATION OF COAL TAX TRUST						
SB 426	03/19	SPONSOR-NEUMAN, TED (S) 2ND READ INDEFINITE POSTPONED	TITLE-ASSESSMENT ON AGRICULTURE PRODUCTS TO FUND G.O. BOND FOR LOAN GUARANTY						
SB 438	04/18	SPONSOR-NEUMAN, TED (S) CHAPTER NUMBER	TITLE-CHANGES ELIGIBILITY FOR BEGINNING FARMER LOANS AND REDUCES BOND AUTHORITY						
SB 450	10/01	SPONSOR-TOWE, THOMAS E. (S) CHAPTER NUMBER	TITLE-CONSUMER LOAN LICENSEES INCLUDED AS REGULATED LENDERS						
SJ 2	01/17	SPONSOR-CHRISTIAENS,B.F. CHRIS (S) RESOLUTION KILLED	TITLE-JOINT RESOLUTION REQUESTING EMPLOYEE- OWNED BUSINESSES GET GRANT PRIORITY						
SJ 30	04/09	SPONSOR-LYBECK, RAY (H) SIGNED BY SPEAKER	TITLE-HONORING RURAL ELECTRIFICATION ADMINISTRATION ON FIFTIETH ANNIVERSARY						
SJ 36	04/22	SPONSOR-CHRISTIAENS,B.F. CHRIS (H) RETURNED TO SENATE WITH AMEND	TITLE-RESOLUTION CALLING FOR REPEAL OF U.S. CARGO PREFERENCE ACT						
HB 49	01/25	SPONSOR-SMITH, ED B. (H) CHAPTER NUMBER	TITLE-MOVING CONTRACTOR RESIDENCY DETERMINATION FROM DEPT. OF REVENUE TO COMMERCE						

CHAIRMAN--HALLIGAN, MIKE
SECRETARY-DUVAL, CAROL
NORMAL SCHEDULE=> SITE: ROOM 410
COMMITTEE--(S) BUSINESS & INDUSTRY
DAYS: M-TU-W-TH-F TIME: 10:00 A.M.-12 NOON

* BILL NO	** DATE	*** CURRENT STATUS	*****
HB 43	10/01	(H) CHAPTER NUMBER	TITLE-UNIFORM TRADE SECRETS ACT
HB 72	SPONSOR-HARPER, HAL	(H) CHAPTER NUMBER	TITLE-REGULATION OF INTEREST RATES ON LIFE INSURANCE POLICY LOANS
HB 85	SPONSOR-KITSELMAN, LES	(H) CHAPTER NUMBER	TITLE-STATE ELIGIBLE FOR PUBLICLY OWNED GOLF COURSE BEER AND WINE LICENSES
HB 121	SPONSOR-LORY, EARL C.	(H) CHAPTER NUMBER	TITLE-UTILITY RATE CLASSIFICATION FOR AREAS LACKING AN ALTERNATIVE TO ELECTRICITY
HB 127	SPONSOR-NATHE, DENNIS G.	(S) 3RD READ FCC ADOPTED	TITLE-REVISE LAW ON PRIVATE INVESTIGATORS AND SECURITY PATROLMEN
HB 175	SPONSOR-KEYSER, KERRY R.	(S) BILL KILLED	TITLE-INCREASING MEMBERSHIP OF BOARD OF PRIVATE SECURITY PATROLMEN
HB 183	SPONSOR-KADAS, MIKE	(H) CHAPTER NUMBER	TITLE-DESIGNATED NONSMOKING AREA REQUIRED FOR ALL ENCLOSED PUBLIC PLACES
HB 184	SPONSOR-ELLERD, ROBERT A.	(H) CHAPTER NUMBER	TITLE-ALLOW CASH BINGO PRIZES
HB 195	SPONSOR-SCHYE, TED	(H) CHAPTER NUMBER	TITLE-REPLACING REFERENCES TO MOBILE HOMES WITH FACTORY-BUILT BUILDINGS
HB 215	SPONSOR-GARCIA, RODNEY L.	(H) CHAPTER NUMBER	TITLE-ALLOW TEMPORARY BEER ADS ON EXTERIOR OF RETAILERS' PREMISES
HB 221	SPONSOR-MILES, JOAN	(S) BILL KILLED	TITLE-MAKE LAW ON RESIDENTIAL TENANTS' SECURITY DEPOSITS APPLY TO COMMERCIAL
HB 236	SPONSOR-GARCIA, RODNEY L.	(H) 3RD READ FCC ADOPTED	TITLE-REDEFINE "CARD GAMES" TO INCLUDE VIDEO GAME MACHINES
HB 236	SPONSOR-PAVLOVICH, ROBERT J. (BOB)	(H) 3RD READ FCC ADOPTED	TITLE-REDEFINE "CARD GAMES" TO INCLUDE VIDEO GAME MACHINES
HB 264	SPONSOR-PAVLOVICH, ROBERT J. (BOB)	(S) BILL KILLED	TITLE-REQUIRING BUILDING CONTRACTORS TO PROMPTLY PAY SUBCONTRACTORS, SUPPLIERS
HB 266	SPONSOR-PISTORIA, PAUL G.	(H) CHAPTER NUMBER	TITLE-REQUIRE TAX PAYMENTS OVER \$500,000 TO BE MADE BY ELECTRONIC FUNDS TRANSFER
HB 268	SPONSOR-HARBIN, RAYMOND K.	(H) CHAPTER NUMBER	TITLE-AGENCY LETTING CONTRACT TO HOLD SECURITY IN LIEU OF RETAINED PAYMENTS
HB 321	SPONSOR-HARBIN, RAYMOND K.	(H) CHAPTER NUMBER	TITLE-REVISE DEFINITION OF DEMAND AND TIME DEPOSITS
HB 334	SPONSOR-PECK, RAY	(H) CHAPTER NUMBER	TITLE-RENTAL OF PORTABLE BEER DISPENSERS BY BEER WHOLESALERS TO RETAILERS
HB 338	SPONSOR-GOULD, R. BUDD	(H) CHAPTER NUMBER	TITLE-GENERALLY REVISE TITLE INSURANCE LAWS
HB 359	SPONSOR-ADDY, KELLY	(H) CHAPTER NUMBER	(JERRY) TITLE-LOANS GUARANTEED BY STATE AGENCY EXEMPT FROM BANK LOAN LIMIT
HB 360	SPONSOR-NISBET, GERALD D.	(H) CHAPTER NUMBER	TITLE-INCREASE NOTICE PERIOD FOR EVICTING SPACE RENTER WHO FAILS TO PAY RENT DUE
HB 366	SPONSOR-HAMMOND, JOE	(S) BILL KILLED	TITLE-REVISING LAW RELATING TO DISCRIMINATION IN INSURANCE & RETIREMENT PLANS
HB 380	SPONSOR-RAMIREZ, JACK	(H) CHAPTER NUMBER	TITLE-ELIMINATING NONDUPLICATING PROVISION FROM RURAL COOPERATIVE UTILITIES LAW
HB 420	SPONSOR-BRADLEY, DOROTHY	(H) CHAPTER NUMBER	TITLE-RAISING LICENSE FEES FOR AIRCRAFT, AIRMEN, INSTRUCTORS, CHANGING AIRPORT FEE
HB 460	SPONSOR-SCHYE, TED	(H) CHAPTER NUMBER	TITLE-FEES TO COVER COSTS OF EXAMINING STATE FINANCIAL INSTITUTIONS
HB 460	SPONSOR-THOMAS, FRED	(H) CHAPTER NUMBER	TITLE-FEES TO COVER COSTS OF EXAMINING STATE FINANCIAL INSTITUTIONS
HB 462	SPONSOR-THOMAS, FRED	(H) CHAPTER NUMBER	TITLE-LIMITING THE MARKETING OF INSTITUTIONAL INDUSTRY PRODUCTS
HB 462	SPONSOR-DONALDSON, GENE	(H) CHAPTER NUMBER	TITLE-AUTHORIZE CASH WITHDRAWAL AND ACCOUNT INQUIRY AT SATELLITE TERMINAL
HB 468	SPONSOR-ADDY, KELLY	(H) CHAPTER NUMBER	

CHAIRMAN--HALLIGAN, MIKE
SECRETARY-DUVAL, CAROL
NORMAL SCHEDULE=> SITE: ROOM 410

STATE OF MONTANA
MONTANA LEGISLATIVE COUNCIL BILL STATUS SYSTEM
CURRENT STATUS OF REFERRED BILLS OUT OF COMMITTEE

COMMITTEE--(S) BUSINESS & INDUSTRY
DAYS: M-TU-W-TH-F TIME: 10:00 A.M.-12 NOON

* BILL NO ** DATE *** CURRENT STATUS *****

HB 475 10/01 (H) CHAPTER NUMBER TITLE-REVISION OF LAW REGULATING CREDIT UNIONS

SPONSOR-MANUEL, REX GOVERNOR'S AMENDMENTS

HB 567 04/24 (S) SCHEDULED FOR 2ND READING TITLE-REQUIRE WRITTEN NOTICE OF CANCELLATION OF LIFE & HEALTH INSURANCE POLICIES

SPONSOR-SCHULTZ, JAMES M.

HB 568 10/01 (H) CHAPTER NUMBER TITLE-7-DAY CREDIT LIMIT ON TOBACCO SALES

SPONSOR-MOORE, JACK K.

HB 571 07/01 (H) CHAPTER NUMBER TITLE-MANDATORY LICENSING & REGULATION OF PROFESSIONAL COUNSELORS

SPONSOR-BERGANE, TONI R.

HB 574 04/22 (H) CHAPTER NUMBER TITLE-LETS PUBLIC UTILITIES CORRECT CUSTOMER BILLING ERRORS BY BACKBILLING 6 MOS.

SPONSOR-THOMAS, FRED

HB 577 04/18 (H) CHAPTER NUMBER TITLE-DEFINE REGULATED TELECOMMUNICATION SERVICE; ALLOW TRANSITION TO COMPETITION

SPONSOR-BRADLEY, DOROTHY

HB 598 03/27 (S) BILL KILLED TITLE-GIVES PETROLEUM WHOLESALE DISTRIBUTORS SEMI-ANNUAL OPTION ON PRODUCT MEASURE

SPONSOR-ASAY, TOM

HB 602 10/01 (H) CHAPTER NUMBER TITLE-ARTIST-ART DEALER RELATIONSHIP

SPONSOR-FRITZ, HARRY

HB 606 10/01 (H) CHAPTER NUMBER TITLE-CLARIFY LAWS ON SALE & DISTRIBUTION OF MOTOR VEHICLES; PROVIDE CIVIL PENALTY

SPONSOR-CAMPBELL, BUD

HB 618 10/01 (H) CHAPTER NUMBER TITLE-TO RAISE THE LEGAL INTEREST RATE FROM SIX PERCENT TO TEN PERCENT

SPONSOR-SANDS, JACK

HB 658 10/01 (H) CHAPTER NUMBER TITLE-CREATE JOINT UNDERWRITING ASSOCIATION FOR MEDICAL LIABILITY INSURANCE

SPONSOR-RAMIREZ, JACK

HB 662 04/01 (H) CHAPTER NUMBER TITLE-DEFINING SCOPE OF MONTANA SECURITIES LAW

SPONSOR-KEYSER, KERRY R.

HB 707 04/19 (S) 3RD READ FCC ADOPTED

SPONSOR-JENKINS, LOREN

HB 721 10/01 (H) CHAPTER NUMBER TITLE-REVISE PLUMBING LAW EXCEPTIONS

SPONSOR-COBB, JOHN

HB 759 07/01 (H) CHAPTER NUMBER TITLE-GENERALLY REVISE AND CLARIFY BUSINESS AND NONPROFIT CORPORATION LAWS

SPONSOR-LORY, EARL C.

HB 852 03/26 (H) CHAPTER NUMBER TITLE-SPECIAL REVENUE ACCOUNT FOR OPERATIONS OF INSURANCE DIVISION - STATE AUDITOR

SPONSOR-HARP, JOHN G.

HB 858 10/01 (H) CHAPTER NUMBER TITLE-EXCLUDE CERTAIN PERSONS FROM DEFINITION OF PUBLIC UTILITY

SPONSOR-HARRINGTON, DAN W.

HB 901 04/23 (S) RETURNED TO HOUSE

SPONSOR-BROWN, DAVE

HB 901 04/23 (S) RETURNED TO HOUSE

SPONSOR-BROWN, DAVE

HJ 38 03/28 (S) SIGNED BY PRESIDENT

SPONSOR-BACHINI, BOB

HJ 51 04/23 (S) SIGNED BY PRESIDENT

SPONSOR-CONNELLY, MARY ELLEN

TITLE-JOINT RESOLUTION ASKING LOWER BPA RATES FOR ALUMINUM INDUSTRY

CHAIRMAN HEARING REPORT

CHAIRMAN--HALLIGAN, MIKE

SECRETARY-DUVAL, CAROL COMMITTEE--(S) BUSINESS & INDUSTRY

NORMAL SCHEDULE=> SITE: ROOM 410 DAYS: M-TU-W-TH-F TIME: 10:00 A.M.-12 NOON

REFER DT** HEAR DT ** BILL NO ** SHORT TITLE ***** PRIMARY SPONSOR *****

TABLED ON--02/15 SB 252 UNFAIR TRADE PRACTICES - CEASE AND DESIST ORDERS FULLER, DAVID E.

TABLED ON--02/22 SB 317 ACT ALLOWING PSC TO PREVENT UTILITY FROM ACTING PENDING PSC INVESTIGATION ECK, DOROTHY

TABLED ON--02/13 SB 335 REGISTRATION OF CONTRACTORS - POSTING OF SURETY BOND MANNING, RICHARD E.

TABLED ON--02/20 SB 403 MONTANA COMMUNITY DEVELOPMENT BOARD CREATION - POWERS AND DUTIES HALLIGAN, MIKE

TABLED ON--02/20 SB 413 LOCAL GOVERNMENT REVENUE BONDS - GUARANTEE BY IN-STATE INVESTMENT FUND HALLIGAN, MIKE

TABLED ON--02/22 SB 428 CONTROLS LIQUEFIED PETROLEUM AND INDUSTRIAL GAS CONTAINERS CHRISTIAENS,B.F. CHRIS

TABLED ON--02/22 SB 445 EXEMPT CERTAIN NONPROFIT ORGANIZATIONS FROM CERTAIN GAMBLING LAWS CHRISTIAENS,B.F. CHRIS

TABLED ON--03/07 HB 223 REMEDY FOR LANDLORD IF TENANT VACATES WITHOUT GIVING PROPER NOTICE RAMIREZ, JACK

TABLED ON--03/27 HB 395 NO CIVIL LIABILITY OF PURVEYORS OF ALCOHOL FOR DAMAGE DONE BY CONSUMER BROWN, DAVE

TABLED ON--03/29 HB 532 LIMITATION ON PENALTIES THAT MAY BE IMPOSED BY A PRIVATE PARKING SERVICE PISTORIA, PAUL G.

TABLED ON--03/25 HB 877 REQUIRING APPROVAL OF FIRE ALARMS AND PROTECTION EQUIPMENT PAVLOVICH, ROBERT J. (B

TABLED ON--03/28 HB 880 INSURING ALARM AND SUPPRESSION EQUIPMENT DEALERS PAVLOVICH, ROBERT J. (B

TABLED ON--03/27 HB 895 BOARD OF FIRE ALARM, SECURITY ALARM, FIRE SUPPRESSION INSTALLERS EXAMINERS PAVLOVICH, ROBERT J. (B

TABLED ON--03/28 HJ 13 RESOLUTION ASKING BN TO CUT COAL FREIGHT RATE TO CONFORM WITH TAX CUT WINSLOW, CAL

CHAIRMAN--HALLIGAN, MIKE

SECRETARY-DUVAL, CAROL

COMMITTEE--(S) BUSINESS & INDUSTRY

NORMAL SCHEDULE=> SITE: ROOM 410

DAYS: M-TU-W-TH-F TIME: 10:00 A.M.-12 NOON

REFER DT** HEAR DT ** BILL NO ** SHORT TITLE ***** PRIMARY SPONSOR *****

TABLED ON--03/28 HJ 39 URGES LOWER COAL FREIGHT RATES MENAHAN, WILLIAM (RED)
