

**Amendment - 1st Reading/2nd House-blue - Requested by: Wendy McKamey - (S)
Agriculture, Livestock and Irrigation**

- 2023

68th Legislature 2023

Drafter: Trevor Graff, 406-444-4975

HB0100.002.001

1 HOUSE BILL NO. 100
2 INTRODUCED BY R. FITZGERALD
3 BY REQUEST OF THE DEPARTMENT OF LIVESTOCK
4

5 A BILL FOR AN ACT ENTITLED: "AN ACT REVISING LAWS RELATED TO LIVESTOCK INSPECTIONS;
6 REQUIRING LIVESTOCK OWNERS TO CONTAIN LIVESTOCK FOR ALL INSPECTIONS; REQUIRING
7 LIVESTOCK OWNERS TO REMAIN PRESENT AND ASSIST; PROVIDING A FINE FOR VIOLATIONS; AND
8 PROVIDING AN IMMEDIATE EFFECTIVE DATE."

9
10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
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12 NEW SECTION. Section 1. Containment required for inspection. (1) Livestock must be contained
13 by the owner in a space appropriate for a required regulatory action under 81-2-102.

14 (2) THE OWNER or the owner's appointed agent SHALL REMAIN PRESENT WITH THE LIVESTOCK AND
15 ASSIST THE DEPARTMENT AS NECESSARY FOR THE EFFICIENT COMPLETION OF REGULATORY ACTION UNDER 81-2-102.

16 (3) (A) AN OWNER WHO VIOLATES THE PROVISIONS OF SUBSECTION (1) OR (2) SHALL PAY FOR THE WAGES
17 AND EXPENSES OF EACH DEPARTMENT EMPLOYEE PRESENT FOR THE REQUIRED REGULATORY ACTION UNDER 81-2-102,
18 INCLUDING:

19 (i) THE DEPARTMENT EMPLOYEE'S HOURLY RATE OF PAY; AND

20 (ii) TRAVEL, MEALS, AND LODGING EXPENSES.

21 (B) SUBSECTION (3)(A) DOES NOT PRECLUDE THE DEPARTMENT FROM SEEKING REMEDIES FOR VIOLATION
22 OF SUBSECTION (1) OR (2) AS PROVIDED IN 81-2-109 OR 81-2-113.

23 (4) The department may provide a chute and alley as needed to complete inspection or testing.
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25 NEW SECTION. Section 2. Codification instruction. [Section 1] is intended to be codified as an
26 integral part of Title 81, chapter 2, part 1, and the provisions of Title 81, chapter 2, part 1, apply to [section 1].
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