

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

- 2023

68th Legislature 2023

Drafter: Erin Sullivan, 406-444-3594

HB0100.002.002

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, agent, or custodian in a space appropriate for a required regulatory action under 81-2-102.

14 ~~(2) THE OWNER SHALL REMAIN PRESENT WITH THE LIVESTOCK AND ASSIST THE DEPARTMENT AS~~
15 ~~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)(2)~~ 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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