

Edited
EXHIBIT 218 / 15
DATE 2/17/05
HB 440

Amendments to House Bill No. 440
1st Reading Copy

Requested by Representative Brady Wiseman
For the House Agriculture Committee

Prepared by Krista Lee Evans
February 8, 2005 (7:57am)

1. Title, page 1, line 6.

Following: "TANK;"

Insert: "PROVIDING THAT A VIOLATION FOR NOT INSTALLING A TANK LOCK MUST BE CONSIDERED A MINOR OFFENSE FOR A CERTAIN PERIOD OF TIME; PROVIDING FOR AN ANHYDROUS AMMONIA TANK LOCK PROGRAM; PROVIDING AN APPROPRIATION;"

2. Title, page 1, line 7.

Strike: "IMMEDIATE"

3. Page 1.

Following: line 25

Insert: "(4) (a) Subject to subsection (4) (b), for purposes of 80-10-303, a violation of the requirement for having a lock on an anhydrous ammonia tank must be considered a minor violation.

(b) If the department is not appropriated enough funds to purchase tank locks for all of the tanks owned by retail vendors in Montana, the department shall disburse the locks in a fair and equitable manner and keep a record of those who received locks and those who did not. Those that did not receive a lock may not be found in violation for the purposes of 80-10-303."

Insert: "NEW SECTION. Section 2. Anhydrous ammonia tank lock program -- purpose. (1) The purpose of the anhydrous ammonia tank lock program is to distribute high quality tank locks to retail vendors of anhydrous ammonia to prevent theft of anhydrous ammonia for the purpose of making methamphetamine.

(2) The department shall purchase and distribute anhydrous ammonia tank locks to retail vendors of anhydrous ammonia in Montana. The department shall ensure 100% distribution and shall encourage 100% use by June 30, 2007.

(3) Whenever possible, the Montana state university cooperative extension service is encouraged to promote the use of anhydrous ammonia tank locks by agriculture producers and retail vendors of anhydrous ammonia."

Insert: "NEW SECTION. Section 3. Appropriation. There is appropriated \$80,000 for the biennium ending June 30, 2007, from the general fund to the department of agriculture to fund the

purchase and distribution of anhydrous ammonia locks."

Insert: "NEW SECTION. **Section 4.** {standard} **Codification instruction.** [Section 2] is intended to be codified as an integral part of Title 80, chapter 10, part 5, and the provisions of Title 80, chapter 10, part 5, apply to [section 2]."

Renumber: subsequent section

4. Page 1, line 27.

Strike: "on passage and approval"

Insert: "July 1, 2005"

- END -