

## 1 HOUSE BILL NO. 443

2 INTRODUCED BY B. HAMLETT, C. KNUDSEN, F. MOORE, R. SHAW, S. STEWART-PEREGOY,  
3 J. WELBORN

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5 A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING DEPUTY STATE STOCK INSPECTORS TO PAY A  
6 PORTION OF INSPECTION FEES TO THE DEPARTMENT OF LIVESTOCK; ~~AND~~ AMENDING SECTION  
7 81-3-205, MCA; AND PROVIDING A TERMINATION DATE."

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9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

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11 **Section 1.** Section 81-3-205, MCA, is amended to read:

12 **"81-3-205. Fees for inspection and livestock transportation permits.** (1) (a) For the service of  
13 inspection of all livestock except horses, mules, or asses before removal from a county or before change of  
14 ownership, the inspector making the inspections must receive a fee established by the department for each head  
15 inspected.

16 (b) For the issuance of a market consignment permit or transportation permit, other than a permanent  
17 permit, before removal from a county for all livestock, the inspector issuing the permits must receive a fee  
18 established by the department for each permit issued and must receive in addition the inspector's necessary  
19 actual expenses, to be paid by the owner or the person for whom the inspection is made or permit issued.

20 (c) For the issuance of a permanent horse transportation permit, the state stock inspector taking the  
21 application for permit shall receive a fee established by the department for each permit issued.

22 (d) All inspection and permit fees and expenses must be collected by the inspector at the time of  
23 inspection or issuance of permit, all the fees and expenses collected by a deputy state stock inspector must be  
24 retained by the deputy, and all fees and expenses collected by a state stock inspector must be sent by the  
25 inspector to the department for deposit in the state treasury to the credit of the state special revenue fund for the  
26 use of the department.

27 (2) (a) For the service of inspection before any livestock except a horse, mule, or ass is sold or offered  
28 for sale at a licensed livestock market or slaughtered at a licensed slaughterhouse, a state stock inspector or  
29 deputy state stock inspector making the inspection must receive a fee established by the department for each  
30 head inspected. All fees must be paid by the owner or by the person for whom the inspection is made.

1           **(b)** For releasing an animal so that it may be removed from the premises of a licensed livestock market,  
2 the state stock inspector making the release must receive a fee established by the department for each head  
3 inspected from the owner or the person for whom the release is made. All fees for inspection and release at the  
4 market must be collected at the time the inspection or release is made by the state stock inspector making the  
5 inspection or release and must be sent by the inspector to the department for deposit in the state treasury to the  
6 credit of the state special revenue fund for the use of the department.

7           **(c)** All fees for preslaughter inspection made at a licensed slaughterhouse by the state stock inspector  
8 must be paid to the department for deposit in the state treasury to the credit of the state special revenue fund for  
9 the use of the department. Preslaughter inspection fees paid to a deputy state stock inspector must be retained  
10 by the deputy.

11           **(3) (a)** For the service of inspection of horses, mules, or asses before removal from a county or before  
12 change of ownership, the inspector making the inspection must receive a fee established by the department for  
13 each head inspected and must receive in addition the inspector's necessary actual expenses, to be paid by the  
14 owner or the person for whom the inspection is made. All fees and expenses collected by a state stock inspector  
15 must be sent by the inspector to the department for deposit in the state treasury to the credit of the state special  
16 revenue fund for the use of the department.

17           **(b)** For the service of inspection before a horse, mule, or ass is sold or offered for sale at a licensed  
18 livestock market, a state stock inspector making the inspection must receive a fee established by the department  
19 for each head inspected. All fees must be paid by the owner or the person for whom the inspection is made to  
20 the state stock inspector.

21           **(4)** All inspection and release fees and expenses must be paid to the department for deposit in the state  
22 treasury to the credit of the state special revenue fund for the use of the department unless paid to a deputy state  
23 stock inspector. State stock inspectors must be paid for their services and receive their expenses as fixed by the  
24 department. Subject to subsection (5), a deputy state stock inspector may retain all fees and expenses collected.

25           **(5)** If the department increases any inspection fee under this section after October 1, 2017, half of the  
26 fee increase must be sent by a deputy state stock inspector to the department for deposit in the state treasury  
27 to the credit of the state special revenue fund for the use of the department."

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29           **NEW SECTION. SECTION 2. TERMINATION. [THIS ACT] TERMINATES SEPTEMBER 30, 2021.**

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