HOUSE BILL NO. 628
INTRODUCED BY J. KASSMIER

A BILL FOR AN ACT ENTITLED: “AN ACT REVISING A CERTAIN LIVESTOCK INSPECTION FEE AND A TRANSPORTATION PERMIT FEE; AMENDING SECTION 81-3-205, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE.”

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

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

“81-3-205. Fees for inspection and livestock transportation permits. (1) For the service of inspection of all livestock except horses, mules, or asses before removal from a county or before change of ownership, the inspector making the inspections must receive a fee established by the department for each head inspected. For the issuance of a market consignment permit or transportation permit, other than a permanent permit, before removal from a county for all livestock, the inspector issuing the permits must receive a fee established by the department for each permit issued and must receive in addition the inspector’s necessary actual expenses, to be paid by the owner or the person for whom the inspection is made or permit issued. For the issuance of a permanent horse transportation permit, the state stock inspector taking the application for permit shall receive a fee established by the department for each permit issued. All inspection and permit fees and expenses must be collected by the inspector at the time of inspection or issuance of permit, all the fees and expenses collected by a deputy state stock inspector must be retained by the deputy, and all fees and expenses collected by a state stock inspector must be sent by the inspector to the department for deposit in the state treasury to the credit of the state special revenue fund for the use of the department.

(2) For the service of inspection before any livestock except a horse, mule, or ass is sold or offered for sale at a licensed livestock market or slaughtered at a licensed slaughterhouse, a state stock inspector or deputy state stock inspector making the inspection must receive a fee established by the department for each head inspected. All fees must be paid by the owner or by the person for whom the inspection is made. For
releasing an animal so that it may be removed from the premises of a licensed livestock market, the state stock
inspector making the release must receive a fee established by the department for each head inspected from
the owner or the person for whom the release is made. All fees for inspection and release at the market must
be collected at the time the inspection or release is made by the state stock inspector making the inspection or
release and must be sent by the inspector to the department for deposit in the state treasury to the credit of the
state special revenue fund for the use of the department. All fees for preslaughter inspection made at a licensed
slaughterhouse by the state stock inspector must be paid to the department for deposit in the state treasury to
the credit of the state special revenue fund for the use of the department. Preslaughter inspection fees paid to a
deputy state stock inspector must be retained by the deputy.

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

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

(4) All inspection and release fees and expenses must be paid to the department for deposit in the
state treasury to the credit of the state special revenue fund for the use of the department unless paid to a
deputy state stock inspector. State stock inspectors must be paid for their services and receive their expenses
as fixed by the department.

(5) For all livestock except horses, mules, and asses: ALL COW-CALF PAIRS:

(a) before the removal to pasture in a nonadjacent county, inspection of each head is not required. A
state stock inspector may issue a transportation permit for a fee established by the department based on a
range of the number of animals. The state stock inspector issuing this permit must receive a fee based on this
range. THE INSPECTOR MAKING THE INSPECTION MUST RECEIVE A FEE OF ONE-HALF THE RATE OF A CHANGE OF
OWNERSHIP INSPECTION FEE in addition to the inspector's necessary expenses.

(b) before the return from pasture in a nonadjacent county, the state stock inspector or deputy stock inspector making the inspection must receive a fee of $1 a head for livestock returning from pasture in addition to the inspector's necessary actual expenses; and

(c) the removal to and return from pasture in a nonadjacent county must be completed within a 6-month period."

NEW SECTION. Section 2. Effective date. [This act] is effective on passage and approval.

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