

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

HOUSE BILL NO. 100

INTRODUCED BY R. FITZGERALD

BY REQUEST OF THE DEPARTMENT OF LIVESTOCK

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

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

NEW SECTION. Section 1. Containment required for inspection. (1) Livestock must be contained
by the owner in a space appropriate for a required regulatory action under 81-2-102.

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

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

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

(ii) TRAVEL, MEALS, AND LODGING EXPENSES.

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

(4) The department may provide a chute and alley as needed to complete inspection or testing.

NEW SECTION. Section 2. Codification instruction. [Section 1] is intended to be codified as an
integral part of Title 81, chapter 2, part 1, and the provisions of Title 81, chapter 2, part 1, apply to [section 1].