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2/17/2020

**Proposed 2021 Session
Legislation**

Agency Name & No: Livestock Loss Board (Livestock 56030)

Priority Number: 4 **Filename:** 5603-01-004

Short Title: Tribal Agreement Amendment

Agency Contact Person/Phone: George Edwards/444-5909

1. Purpose:

The purpose of this legislation is to separate the need for a tribal agreement with tribal governments concerning payments made directly to a livestock producer who may or may not be tribal members.

2. Background :

Current law 2-15-3113(2), MCA contains language "and that livestock losses on tribal lands within reservation boundaries are eligible for reimbursement payments pursuant to 2-15-3112. ". Many of the state's tribal governments do not have management plans for wolves, grizzly bears or mountain lions. Mountain lion caused loss was added to the Livestock Loss Board in 2017 which could occur statewide. The board is seeking to separate the requirement of tribal agreements for payments made directly to livestock producers while still requiring an agreement for any funding going directly to a tribal government.

3. Fiscal Impact by Fund Type: *This impact should be as specific as possible.*

None, payments to livestock producers is already established in state law.

4. Summary Checklist [Check & complete all that apply]--

List FTE amount and program

Proposed 2021 Legislation	2/17/2020
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Agency Name & No:	Livestock Loss Board (Livestock 56030)
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Priority Number:	5	Filename:	5603-01-005
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Short Title:	Loss Prevention Funding
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Agency Contact Person/Phone:	George Edwards/444-5909
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1. Purpose:

	The purpose of this legislation is to provide a statutory appropriation for loss prevention due to wolves, grizzly bears or mountain lions. The Livestock Loss Board is tasked by 2-15-3111, MCA to provide funding for loss prevention projects. Since the law was established in 2007, no stable funding source is available for grizzly bear or mountain lion caused loss prevention programs.
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2. Background :

	The Livestock Loss Board does not have the ability to provide a stable funding source for their livestock loss prevention program. Federal funding has been available for wolf only projects but there is no source of funding for grizzly bear loss prevention projects. Grizzly bear caused livestock loss is almost double that of wolves and is increasing each year. The governor's Grizzly Bear Advisory Council has identified this as a current need.
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3. Fiscal Impact by Fund Type:	<i>This impact should be as specific as possible.</i>
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	The Livestock Loss Board is seeking an amendment to 17-7-502 and 15-1-122 for the purpose of making a statutory appropriation of \$100,000 per year from the state general fund. Current state law 2-15-3111 requires the board to provide a program for loss prevention due to wolves, grizzly bears and mountain lions. It is important to note that the board requires a 50 percent cost share so any state funding is matched by grantees.
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4. Summary Checklist [Check & complete all that apply]--

Form last
update
2/17/2020

**Proposed 2021 Session
Legislation**

Agency Name & No:	Livestock Loss Board (Livestock 56030)		
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Priority Number:	6	Filename:	5603-01-006
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Short Title:	Multiplier			
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Agency Contact Person/Phone:	George Edwards/444-5909
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1. Purpose:	The purpose of this legislation is to clarify that the Livestock Loss Board may pay a multiplier for cattle and sheep lost to wolves or grizzly bears.
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2. Background:	Current law 2-15-3112(3), MCA contains language "Other losses may be reimbursed at rates determined by the board". While this section allows the board to pay a multiplier, the general public does not clearly understand this. The Livestock Loss Board simply wants to clarify this within the statute. The Montana Stockgrowers Association has set a policy seeking a multiplier and currently the governor's Grizzly Bear Advisory Council is discussing the need for a multiplier.
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3. Fiscal Impact by Fund Type:	<i>This impact should be as specific as possible.</i>
None at this time. Currently no funding source is available to pay a multiplier. However, the Grizzly Bear Advisory Council is discussing funding from multiple sources.	

4. Summary Checklist [Check & complete all that apply]--	
List FTE amount and program	

Complete Shaded Areas

Form last update
2/17/2020

Proposed 2021 Session Legislation

Agency Name & No: Livestock (56030)

Priority Number: 1 **Filename:** 5603-04-001

Short Title: Revision to Indemnity Paid for Animals Destroyed Due to Disease

Agency Contact Person/Phone: Marty Zaluski/444-2043

1. Purpose:

Revision to Title 81, Chapter 2, Part 2 updating the process by which the state will pay indemnity for animals destroyed due to disease and creating an indemnity fund to be used for claims.

2. Background:

The Department of Livestock is requesting that MCA Title 81, Chapter 2, Part 2 be revised from current language and that new language be implemented that creates an indemnity fund reserved exclusively for indemnity for depopulation associated with Foreign Animal Diseases or USDA program diseases. The fund would be isolated, would allow the Department of Livestock to contribute a fixed amount to the fund on an annual basis, and would have a monetary of cap, excluding interest, that could be added to the fund. As an example, an annual accrual of \$10,000 per year with a limit of \$100,000 to the fund.

Payment of indemnity from the fund would be based upon an assessed fair-market value of an animals. Indemnity would be restricted to cattle, sheep, goats, poultry, and alternative livestock.

3. Fiscal Impact by Fund Type: *This impact should be as specific as possible.*

Up to 10,000 per year from the Department's budget (per capita fees) would be directed to an indemnity fund.

4. Summary Checklist [Check & complete all that apply]--

List FTE amount and program

Proposed 2021 Session Legislation
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Agency Name & No:	Livestock (56030)
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Priority Number:	2	Filename:	5603-04-002
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Short Title:	Making the Act of Garbage Feeding to Swine Illegal in Montana
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Agency Contact Person/Phone:	Marty Zaluski/444-2043
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1. Purpose:	
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Revision of Title 81 Chapter 5 Part 5 Treatment of Garbage Fed to Swine to make the practice of garbage feeding illegal in the State of Montana, except for the feeding of one's own household garbage to animals owned by them.

2. Background:	
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Garbage feeding is a practice that can contribute to the spread of certain diseases if contaminated meat products are fed to pigs. Examples include Foot and Mouth Disease and African Swine Fever. The Swine Health Protection Act requires owners to be licensed to feed garbage to pigs. The Act also allows states to determine whether garbage feeding is allowed within their state. Currently 23 states prohibit the feeding of garbage.

With the recent impact of African Swine Fever across Asia and Europe, the United States has been working diligently to prevent the introduction of virus into the US. Within Montana, the Department has worked on education of swine producers about good biosecurity practices and has also worked to educate the public about the potential risk materials that could be brought back into the US and Montana from international travel.

Montana has not had a licensed garbage feeder within the state since 2013. As this change would not impact any current livestock producers in the state and it would address one are of potential disease introduction, the Department is requesting this change.

3. Fiscal Impact by Fund Type:	
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None.

Proposed 2021 Session Legislation

Agency Name & No:	Livestock (56030)
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Priority Number:	3	Filename:	5603-04-003
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Short Title:	Regulate Custom Exempt facilities as required by Federal Meat Insp Act
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Agency Contact Person/Phone:	Marty Zaluski/444-2043
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1. Purpose:

Give the Department of Livestock the authority to regulate persons and businesses that perform custom exempt livestock or poultry slaughter or processing operations.

2. Background:

To operate a state meat inspection program, the Department of Livestock must have a state meat inspection law at least equal to the Federal Meat Inspection Act (FMIA) (21 U.S.C. 601-695). The FMIA only exempts custom operations from the requirements for day-to-day inspection but MCA 81-9-218 currently exempts custom operations from all regulatory oversight for the requirement to procure a license from the Department of Livestock. To meet the "at least equal to" standard, the Department of Livestock does currently regulate custom exempt operations, so this statutory change would update code to match existing practices.

3. Fiscal Impact by Fund Type:

This impact should be as specific as possible.

This requested change reflects existing practice, so there is no fiscal impact.

4. Summary Checklist [Check & complete all that apply]--

- Housekeeping
- Federal Requirement