



# Board of Livestock Meeting

## Agenda Request Form

From: Ethan Wilfore		Division/Program: Brands Enforcement Division			Meeting Date: 11/3/21		
<b><u>Agenda Item:</u> Red Tape Relief Project</b>							
Background Info:							
<ul style="list-style-type: none"> <li>- Review high and medium priority items from 9/20 board meeting</li> <li>- Review MCA 81-5, MCA 81-8, ARM 32.15</li> </ul>							
Recommendation: None							
Time needed: 120 minutes	Attachments:	Yes X	No	Board vote required?	Yes X	No	
<b><u>Agenda Item:</u></b>							
Background Info:							
Recommendation:							
Time needed:	Attachments:	Yes	No	Board vote required	Yes	No	
<b><u>Agenda Item:</u></b>							
Background Info:							
Recommendation:							
Time needed:	Attachments:	Yes	No	Board vote required:	Yes	No	
<b><u>Agenda Item:</u></b>							
Background Info:							
Recommendation:							
Time needed:	Attachments:	Yes	No	Board vote required:	Yes	No	
<b><u>Agenda Item:</u></b>							
Background Info:							
Recommendation:							
Time needed:	Attachments:	Yes	No	Board vote required:	Yes	No	

## Suggested Changes High Priority Items MCA 81-3 and ARM 32.18

**Highlighted** text denotes commentary or clarification of questions from last meeting

**Red text** denotes suggested changes. Underlined = additions, ~~strikethrough~~ = removal

**81-3-107. Fees for department -- deposit requirements.** (1) The department shall establish, charge, and collect a fee for recording a new mark or brand, for recording a mark or brand transfer, or for rerecording a mark or brand. The department shall establish and charge a fee for providing a certified copy of a record and a duplicate certificate. ~~The department may upon request research mark or brand histories and may charge a fee of up to \$50 for each mark or brand, based on time involved in research.~~ All fees collected must be paid into the state special revenue fund for the use of the department. However, not more than 10% of the net rerecording fees after all expenses of rerecording are paid may be expended in any 1 year except in case of an emergency declared by the governor or the board.

(2) Money collected as fees under subsection (1) is subject to the deposit requirements of **17-6-105(6)** unless the department has submitted and received approval for a modified deposit schedule pursuant to **17-6-105(8)**.

**81-3-203. Duties of state stock inspectors and deputy stock inspectors.** (1) State stock inspectors and deputy state stock inspectors, upon the application of the owner or the authorized agent of the owner of livestock, shall inspect livestock that are intended for sale, removal, shipment, or slaughter at a licensed slaughter plant and issue a certificate of inspection for the livestock if it appears with reasonable certainty that the applicant is the owner of the livestock or has the lawful right to possess the livestock.

(2) The inspection must include an examination of the livestock and all marks and brands on the livestock to identify ownership of the livestock. The certificate of inspection ~~must be made in triplicate~~ **and** must specify the date of inspection, the place of origin and place of destination of the shipment, the name and address of the owner of the livestock or of the applicant for inspection and the purchaser or transferee, if applicable, the class of the animal, the marks and brands, if any, on the animal, and any other information on the certificate that the department may require. One copy of the certificate must be retained by the inspector, one copy must be furnished by the inspector to the owner or shipper of the livestock, and one copy must be filed by the inspector with the department within 5 days.

(3) If it appears with reasonable certainty that the applicant is the owner of the livestock or has the lawful right to possess the livestock, the state stock inspectors or deputy state stock inspectors, upon application of an owner or the owner's agent of the livestock to be consigned and delivered directly to a licensed livestock market or licensed livestock slaughterhouse located in another county of the state or delivered directly to a shipping point approved by the department where a livestock inspector is available for inspection in an adjoining county, shall issue to the person a separate market consignment permit or transportation permit for each owner when the owner or owners or their authorized agents sign the permit certifying the brands, description, and destination of the livestock. The market consignment permit or transportation permit ~~must be made in triplicate and~~ must specify the date and time issued, the place of origin and place of destination of the shipment, the name and address of the owner of the livestock and the name and address of the person actually transporting the livestock if different from the owner, the kind of livestock, the marks and brands, if any, on the livestock, a description of the vehicle or vehicles to be used to transport the livestock, including the license number of the vehicles, and any other information on the permit that the department may require. A permit issued is good for shipment within 36 hours from the date and time of issue. However, permits not used within this time limitation must be returned to the issuing officer to be canceled and to release the permittee from performance. One copy of the permit must be retained by the inspector, one copy must be filed by the inspector with the department within 5 days of the date of issue, and

one copy must be furnished by the inspector to the owner or shipper of the livestock. The owner's or shipper's copy of the permit must accompany the shipment and be delivered to the state stock inspector at the livestock market or shipping point where the livestock are delivered.

(4) Upon application of an owner or the owner's agent, when it appears with reasonable certainty that the applicant is the owner of the livestock or has lawful right to possess the livestock, a state stock inspector shall issue a transportation permit that will allow the movement of the livestock for purposes of grazing. The transportation permit must state the breed, description, marks and brands, if any, head count, and description of land to and from which the livestock will be moved. The permit is valid as provided in and subject to **81-3-211(6)(e)**. A state stock inspector may enter the premises where livestock have been transported and inspect any livestock moved under the transportation permit or any livestock commingled with the transported livestock.

(5) A person transporting strays or livestock not lawfully under that person's control is guilty of a misdemeanor and is punishable as provided in **81-3-231**.

**81-3-204. Seizure of livestock -- retention of livestock -- sale -- disposal of proceeds.** (1) All state stock inspectors inspecting any livestock before or after shipment or removal from any county in this state, upon a change of ownership, or at the preslaughter inspection at a licensed slaughterhouse may inspect and seize either at the point of sale, shipment, destination, or slaughter or en route any livestock or proceeds from livestock that the inspector believes are stolen or upon which brands have been altered or obliterated or that does not conform to the description contained on the tally sheet furnished by the shipper or to the description contained in any certificate of inspection or release issued before shipment or removal of the livestock.

(2) Upon taking possession of livestock under this section, a state stock inspector may retain the livestock in the **inspector's department's** possession for 15 days to make further investigation relative to its ownership. A state stock inspector may either at once or at any time within 15 days sell the livestock at a licensed livestock market or in the open market for the best available price and remit the proceeds, less the cost of keeping and sale, to the department together with a full description of the livestock sold, giving marks and brands, if any, and a statement of the reason for the seizure and sale. The proceeds must be deposited by the department with the state treasurer and credited to the department fund, where it is subject to claim by the owner of the livestock in the same manner and for the same length of time as is provided by law for the making of claims for moneys arising from the sale of stray stock.

**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.

**81-3-211. Inspection of livestock before change of ownership or removal from county -- transportation permits.** (1) For the purposes of this section:

(a) "Family business entity" means:

(i) a corporation whose stock is owned solely by members of the same family;

(ii) a partnership in which the partners are all members of the same family;

(iii) an association whose members are all members of the same family; or

(iv) any other entity owned solely by members of the same family.

(b) "Members of the same family" means a group whose membership is determined by including an individual, the individual's spouse, and the individual's parents, children, and grandchildren, and the spouses of each.

(c) "Rodeo producer" means a person who produces or furnishes livestock that are used for rodeo purposes.

(2) Except as otherwise provided in this part, it is unlawful to remove or cause to be removed from a county in this state any livestock or to transfer ownership by sale or otherwise or for an intended purchaser or a purchaser's agent to take possession of any livestock subject to title passing upon meeting or satisfaction of any conditions, unless the livestock have been inspected for brands by a state stock inspector or deputy state stock inspector and a certificate of the inspection has been issued in connection with and for the purpose of the transportation or removal or of the change of ownership as provided in this part. The inspection must be made in daylight. However, the change of ownership inspection requirements of this subsection do not apply when the change of ownership transaction is

accomplished without the livestock changing premises, involves part of a herd to which livestock have not been added other than by natural increase or after brand inspection, and is between:

- (a) members of the same family;
- (b) a member of one family and the same family's business entity; or
- (c) the same family's business entities.

(3) (a) It is unlawful to sell or offer for sale at a livestock market any livestock originating within any county in this state in which a livestock market is maintained or transported under a market consignment permit until the livestock have been inspected for marks and brands by a state stock inspector, as provided in this part.

(b) It is unlawful to slaughter livestock at a licensed livestock slaughterhouse unless the livestock have been inspected for marks or brands by a state or deputy state stock inspector.

(4) It is unlawful to remove or cause to be removed any livestock from the premises of a livestock market in this state unless the livestock have been released by a state stock inspector and a certificate of release for the livestock has been issued in connection with and for the purpose of the removal from the premises of the livestock market. The release obtained pursuant to this subsection permits the movement of the released livestock directly to the destination shown on the certificate.

(5) The person in charge of livestock being removed from a county in this state, when inspection is required by this section, when a change of ownership has occurred, or when moved under a market consignment permit or a market release certificate, must have in the person's possession the certificate of inspection, market consignment permit, transportation permit, or market release certificate and shall exhibit the certificate to any sheriff, deputy sheriff, constable, highway patrol officer, state stock inspector, or deputy state stock inspector upon request. Section **81-3-204** must be extended to livestock transported or sold under the permits.

(6) The following transportation permits may be issued:

(a) If a saddle, work, or show horse is being transported from county to county in this state by the owner for the owner's personal use or business or if cattle are being transported from county to county in this state by their owner for show purposes and there is no change of ownership, the inspection certificate required by this section may be endorsed, as to the purpose and extent of transportation, by the inspector issuing the certificate in order to serve as a travel permit in this state for a period not to exceed 1 year for the horse or cattle described in the certificate. The permit becomes void upon any transfer of ownership or if the horse or cattle are to be removed from the state. If the permit is void, an inspection must be secured for removal and the endorsed certificate must be surrendered.

(b) The owner of a saddle, work, or show horse may apply for a permanent transportation permit valid for both interstate and intrastate transportation of the horse until there is a change of ownership. The horse must have either a registered brand that has been legally cleared ~~or a lip tattoo~~ or the owner is required to present proof of ownership to a state stock inspector or a specially qualified deputy stock inspector. A written application, on forms to be provided by the department, must be completed by the owner and presented to a state stock inspector or a specially qualified deputy stock inspector, together with a permit fee established by the department, for each horse. The application must contain a thorough physical description of the horse and list all brands and tattoos carried by the horse. Upon approval of the application by a state stock inspector, a permanent transportation permit must be issued by the department to the owner for each horse, and the permit is valid for the life of the horse. If there is a change in ownership of a horse, the permit automatically is void. The permit must accompany the horse for which it was issued at all times while the horse is in transit. This permit is in lieu of other permits and certificates required under the provisions of this section. The state of Montana shall recognize as valid permanent transportation permits issued in other jurisdictions to the owner of

a saddle, work, or show horse subsequently entering the state. A permit is automatically void upon a change of ownership.

(c) When livestock owned by and bearing the registered brand of a bona fide rodeo producer are being transported from county to county in this state by the owner for rodeo purposes and there is no change of ownership, the inspection certificate required by this section may be endorsed, as to the purpose and extent of transportation, by the inspector issuing the certificate in order to serve as a travel permit in this state for the livestock described in the certificate. The certificate is effective for the calendar year for which it is issued. The certificate must be issued by a state stock inspector.

(d) The owner of a bull bearing the registered brand of a bona fide rodeo producer may apply for a permanent transportation permit valid for both interstate and intrastate transportation of the bull until there is a change of ownership. The bull must have a registered brand that has been legally cleared and a legible number brand on the shoulder or hip used for individual identification, or the owner is required to present proof of ownership to a state stock inspector or a specially qualified deputy stock inspector. A written application, on forms to be provided by the department, must be completed by the owner and presented to a state stock inspector or a specially qualified deputy stock inspector, together with a permit fee established by the department, for each bull. The application must contain a thorough physical description of the bull and list all brands and tattoos carried by the bull. Upon approval of the application by a state stock inspector, a permanent transportation permit must be issued by the department to the owner for each bull, and the permit is valid for the life of the bull. If there is a change in ownership of a bull, the permit automatically is void. The permit must accompany the bull for which it was issued at all times while the bull is in transit. This permit is in lieu of other permits and certificates required under the provisions of this section. The state of Montana shall recognize as valid permanent transportation permits issued in other jurisdictions to the owner of a rodeo bull subsequently entering the state. A permit is automatically void upon a change of ownership.

(e) (i) An owner of livestock or the owner's agent may be issued one transportation permit in a 12-month period allowing the movement of the livestock and return when the livestock are being moved for grazing purposes and when they are being moved to and from land owned or controlled by the owner of the livestock or the owner's agent:

(A) into an adjoining county; or

(B) across multiple county lines if the entire grazing range is the privately deeded property of the livestock owner.

(C) The permit is not valid for transportation to leases on public lands outside of adjoining counties

(ii) The permit is valid for a period of 8 months from the date of issuance and must be issued by a state stock inspector.

(iii) The permit may be issued only if the livestock are branded with the permittee's brand, which must be registered in Montana, unless the animal is classified as a virgin breeding female or a nursing calf.

(iv) The department shall establish a fee for the permit, to be paid to the state stock inspector at the time the permit is issued and remitted 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. This permit may be used in lieu of the inspection and certificate required by this section for movement of livestock across a county line.

(7) Before any removal or change of ownership may take place, the seller of livestock shall request all required inspections and shall pay the required fees.

**81-3-215. Inspection of dead animals in feedlots.** When a stock animal dies in a feedlot, the feedlot operator shall notify ~~the board of livestock or its representative~~ the department of the death.

The operator may not dispose of the carcass until a livestock inspector has observed it and determined the brand of the owner of the animal. A livestock inspector observing a dead stock animal pursuant to this section shall, within 48 hours, ~~send written notification to~~ notify the owner of the animal

**Definition of feedlot per 81-3-201:** a confined livestock feeding operation where the owner or operator of the feedlot feeds livestock belonging to others for a fee.

**81-3-222. Compensation for animals killed.** The value of the animal taken and killed shall be determined ~~by three disinterested parties living in the vicinity where the animal is seized following the method set forth in 2-15-3112.~~ The amount of money awarded to the owner is full compensation for the loss of the animal. All money disbursed under this section shall be paid out of the department's funds in the state special revenue fund, and whenever possible the dead bodies of the animals killed shall be disposed of for cash and the proceeds turned into the fund

**81-3-223. Action by dissatisfied owner -- costs.** If the owner of the animal seized and killed under this part is dissatisfied with the valuation made, the owner may maintain an action against the department or, if the animal is seized by a sheriff, against that sheriff's county, and if the owner fails to recover damages in any greater amount than that allowed under **81-3-222**, the owner shall bear all costs that may be incurred in the maintenance of the action.

**81-3-231. Penalties.** (1) A person is guilty of a misdemeanor and is punishable as provided in subsection (5) if the person removes livestock or causes livestock to be removed from a county in this state:

- (a) without having the livestock inspected before removal if an inspection is required by law;
- (b) without obtaining a market consignment permit or transportation permit if the permits are required by law;
- (c) after obtaining a market consignment permit for livestock but does not deliver the livestock transported under the permit to the livestock market designated in the market consignment permit;
- (d) after obtaining a transportation permit for the livestock but does not deliver the livestock transported under the permit to the destination as shown on the transportation permit and fails to have the transported livestock inspected at the point of destination.

(2) A person who sells livestock or offers livestock for sale at a livestock market without having the livestock inspected or who removes livestock or causes livestock to be removed from a livestock market without obtaining a release is guilty of a misdemeanor and is punishable as provided in subsection (5).

(3) A person who has charge of livestock being removed from a county in the state for which an inspection certificate, a market consignment permit, a transportation permit, or a market release certificate has been issued and who fails to have in the person's possession when accompanying the livestock the inspection certificate, market consignment permit, transportation permit, or market release certificate as issued for the livestock or who, having the certificate of inspection, market consignment permit, transportation permit, or market release certificate, fails to exhibit it to a sheriff, deputy sheriff, constable, highway patrol officer, state stock inspector, or deputy state stock inspector upon request is guilty of a misdemeanor and is punishable as provided in subsection (5).

(4) Except as specifically otherwise provided, a person violating any of the provisions of this part is guilty of a misdemeanor and is punishable as provided in subsection (5).

(5) Upon conviction under this section, a person, firm, association, or corporation shall be fined not less than \$50 or more than \$500 or imprisoned in the county jail for a period of not more than 6

months, or both. Of all fines assessed and collected under this section, except those assessed and collected in a justice's court, 50% must be paid into the state treasury and credited to the state special revenue fund for the use of the department and 50% must be paid into the general fund of the county in which the conviction occurred.

Must be reviewed by judicial branch. Judge reviews bond book when issuing penalties. Gets reviewed every legislative session. May need to ask for review of penalties (judicial branch or AG office)

January 2021 – August 2021

84 Warnings issued

37 Tickets issued

52% were issued based on 81-2-211

**81-3-232. Penalty for noninspection of dead animal in feedlot.** A feedlot operator who violates **81-3-215** is guilty of a misdemeanor and on conviction shall be subject to imprisonment for not more than 6 months or a fine of not more than \$500, or both.

**81-3-233. Penalty for removal of livestock from state without inspection -- exception.** A person, other than the owner or the owner's agent or employee, who, without consent of the owner, removes or causes to be removed from this state any cow, ox, bull, stag, calf, steer, heifer, horse, mule, mare, colt, foal, or filly without having the animal inspected when inspection is required by law is guilty of a felony and shall be punished by a fine of not more than \$2,000, by imprisonment in the state prison for a term of not more than 3 years, or by both. The provisions of this section do not apply to a person who removes from this state an animal specified by this section for the purpose of obtaining emergency treatment for the animal by a licensed veterinarian.

### 32.18.105 BRAND OWNERSHIP AND TRANSFER

(1) Brand ownership is valid only if the owner's name is recorded in the department.

(2) Multiple names may be recorded in ~~either the following manner only: "x and y", or "x or y".~~ "tenants in common" or "joint tenancy with right of survivorship"

~~(a) The designation "and/or" is not acceptable.~~

~~(b) A brand recorded in "x and y" designates tenants in common.~~

~~(c) A brand recorded in "x or y" designates joint tenancy with right of survivorship.~~

~~(3) A brand may be transferred only if the signatures of all recorded owners appear on the transfer whether or not "and" or "or" is between the names.~~

(4) In order to own a Montana brand, a corporation, limited liability company, limited liability partnership, trust, or any other business that is required to be registered with the office of the Montana Secretary of State must be registered with the Secretary of State.

Repeal 32.18.105 and add language above to 32.18.110

### 32.18.106 SALE OF BRANDED LIVESTOCK

(1) Except as provided in (3), ownership of livestock bearing a brand recorded in ~~"x and y"~~ "tenants in common" may be transferred only if the transfer bears the signatures of all recorded owners or their designated assigns.

(2) Except as provided in (3), ownership of livestock bearing a brand recorded in ~~"x or y"~~ "joint tenancy with right of survivorship" may be transferred if the transfer bears the signature of one recorded owner or their designated assigns.

(3) Recorded owner(s) of a brand may designate on the records of the department any person(s) who may transfer livestock bearing the brand of the recorded owner(s).

(a) Such designations are valid only if signed by all recorded owners of the brand at the time of the designation.

#### 32.18.108 EQUINE BREED REGISTRY MARK

(1) A nationally or internationally recognized equine breed registry mark made on equine animals to designate a specific equine breed shall not be recorded as a brand, but may be recognized for breed identification purposes.

(a) Any official equine breed organization, association, or registry's designated registry mark is acceptable for placement on an equine animal located in or brought into Montana.

(2) An equine breed registry mark is not proof of ownership, but merely identification of breed.

(a) All equine animal owners must comply with Montana ownership branding statutes and rules.

~~(3) Equine breed registry marks are allowed on equine animals only, and not on any other type of livestock.~~

#### 32.18.110 RECORDING AND TRANSFERRING OF BRANDS

(1) Brand fees are set by the Board of Livestock and all Montana brands must be issued through the brand recording office.

~~(a) Except for seasonal market, feedlot, or location brands which will be issued by department district or state inspectors only.~~

(2) New brands:

(a) livestock and ornamental:

(i) application forms are available on the department web site, at the brand office in Helena, and at brand offices located in livestock auction yards.

(ii) The application and appropriate fee must be submitted to the brand recorder for processing.

Insert language from ARM 32.18.105(1), (2), (4)

(b) The brand recorder shall process livestock and ornamental applications in the following manner:

(i) deposit the fee;

(ii) check for conflicts;

(iii) issue an available brand, or if none of the applicant's submissions are available, check a similar brand for conflicts and offer it as an alternative option.

(iv) The applicant must accept or decline the alternative option in writing within ten (10) working days of the date on the option letter.

(v) If the applicant's reply is received after the offer deadline it will be considered a new application, must be rechecked for conflicts, and will require an additional new brand fee.

(vi) The refund policy applies to livestock, ornamental, and seasonal brands for going to grass:

(A) fifty percent of the fee to record or transfer a brand is nonrefundable;

(B) if the applicant fails to respond to the brand recording office for a period of more than six months, the entire brand recording fee becomes nonrefundable.

(3) Seasonal brands for going to grass:

(a) applications are available only at the Helena brand office; and

(b) will be processed by the brand recorder in the same manner as new mark or brand applications.

(4) Seasonal brand for a feedlot, market, or location (allowing other state brand to be applied in Montana):

(a) will be issued only by ~~a district or state inspector~~ the department and only if the following conditions are met:

(i) the owner of the out-of-state brand shall provide proof of current brand ownership;

(ii) the application will be completed and, if a seasonal brand is issued, it will be valid for 36 hours;

(iii) the livestock that are on the application will be worked off the Montana brand/Montana inspections and be destined only to the state listed on the seasonal brand application;

(iv) the seasonal brand will be noted on the movement inspection only and will have no ownership value; and

(v) the owner will be totally responsible to ensure the livestock leave the state of Montana within the 36 hours;

(b) should any livestock be found within the state of Montana without proper paperwork from the brand state it will be considered a violation of this provision, and

(i) will result in a penalty equal to the cost to investigate the matter, and

(ii) may result in no other seasonal feedlot brand applications being issued to the offender.

(5) Brand transfer requests must be submitted with the required fee and:

(a) the completed ~~request for transfer~~ "Assignment of Brand" form (located on the reverse side of the official brand certificate) which must include the notarized signatures of all original owners as listed on the front of the official brand certificate;

(b) if the original owner of the transferring brand is deceased:

(i) a copy of the death certificate; and

(ii) appropriate documentation (i.e., personal representative or executor paperwork) must be provided to complete the transfer;

(c) removal of a deceased person's name from a brand held in joint ownership with right of survivorship shall require:

(i) a copy of the death certificate; and

(ii) the required fee from the surviving owner(s).

(d) to ensure that fees are commensurate with cost, owners may be charged additional fees as a result of their errors in transfer paperwork.

(6) Fees for new brands or transfers shall not be prorated.

(7) Changes to image, species, or position require submission of a new brand application and the required fee.

(8) A brand will not be held or checked for conflicts by phone.

### 32.18.112 SPECIAL IDENTIFICATION MARKS

(1) Special identification marks may be used on livestock as an age tally mark or as herd or individual animal identification.

(a) Marks must contain one to four numeric digits ("0-9" inclusive) and may also include a single letter ("A-Z" inclusive);

(b) Livestock must be branded with the registered brand of the livestock owner; and

(c) Marks may be applied to any location using freeze or hot iron branding methods.

(2) Special identification marks are not permitted if they create any discrepancy or confusion over livestock ownership.

(a) If ownership becomes an issue, the department will follow [81-3-204](#), MCA, and attempt to determine ownership.

#### ~~**32.18.401—BRAND INSPECTION STAMP**~~

~~—At any licensed slaughterhouse where the department of livestock, brands-enforcement division provides for a live inspection prior to slaughter, the health inspection stamp (either state or federal) on the beef quarters will be used for identification in lieu of the provisions of section [81-9-112](#) MCA, that requires stamping of 4 quarters when an inspection is made of the hide.~~

#### ~~**32.18.403—QUARTERS TO BE STAMPED**~~

~~—Each of the 4 quarters of beef or veal offered for inspection must be stamped with an ink stamp, square in shape, not smaller than 2½ by 2½ inches, which shall show the name of the county, a serial number to indicate the inspector to whom the stamp has been issued, and the words "brand inspection".~~

## Livestock's Red Tape Relief Project Reform Candidates

Program Grouping	Regulation	Title	Priority	Reviewed
Brands Enforcement	MCA 81-8-213	Definitions	High	11/3/2021
	MCA 81-8-252	Hearing On Application For Certificate	Medium	11/3/2021
	MCA 81-8-256	Fee To Operate Livestock Market	Medium	11/3/2021
	MCA 81-8-264	Satellite Video Auction Market -- License to Transact Business	High	11/3/2021
	MCA 81-8-272	Issuance Of Livestock Dealer's License	Medium	11/3/2021
	MCA 81-8-301	Notices Of Security Agreements -- Renewals -- Assignments	Medium	11/3/2021
	ARM 32.15.103	Certificates	Medium	11/3/2021
	ARM 32.15.104	Changes In Operation Of Market	Medium	11/3/2021
	ARM 32.15.105	Procedures For Obtaining Departmental Approval Of Market Changes	Medium	11/3/2021
	ARM 32.15.106	Financial Reports	Medium	11/3/2021
	ARM 32.15.107	Review Of Bond Requirements	High	11/3/2021
	ARM 32.15.110	Livestock Market Yard Regulations	Medium	11/3/2021
	ARM 32.15.204	Quarantine Pens	Medium	11/3/2021
	ARM 32.15.205	Sanitation	Medium	11/3/2021
	ARM 32.15.206	Closure Of Pen, Alleyway, Or Other Section Of Market	Medium	11/3/2021
	ARM 32.15.207	Handling Of Animals Found To Be Diseased Or Condemned	Medium	11/3/2021
	ARM 32.15.208	Duties Of State-Appointed Market Veterinarians	Medium	11/3/2021
	ARM 32.15.210	Persons Authorized To Test, Vaccinate, Or Issue Health Certificates	Medium	11/3/2021
	ARM 32.15.211	Market Responsibility	Medium	11/3/2021
	ARM 32.15.602	Renwal Requirements	Medium	11/3/2021
ARM 32.15.702	Permit Required To Conduct Association Test Station Sale - Exceptions	Medium	11/3/2021	
MCA 81-5-112	Permit System For Transportation Of Sheep -- Penalty	Medium	11/3/2021	



# Board of Livestock Meeting

## Agenda Request Form

From: Ethan Wilfore		Division/Program: Brands			Meeting Date: 11/3/21		
<b><u>Agenda Item: Rerecord Update</u></b>							
Background Info:							
<ul style="list-style-type: none"> <li>- Progress update</li> <li>- Update on upcoming plans</li> </ul>							
Recommendation: None							
Time needed: 10 minutes	Attachments:	Yes	No X	Board vote required?	Yes	No X	
<b><u>Agenda Item: Request to Hire Position</u></b>							
Background Info:							
<ul style="list-style-type: none"> <li>- Request to hire for District 4 Investigator (transfer)</li> </ul>							
Recommendation: Approve hire							
Time needed: 10 minutes	Attachments:	Yes	No X	Board vote required	Yes X	No	
<b><u>Agenda Item: Adopt Changes to ARM 32.2.404 and ARM 32.18.109</u></b>							
Background Info:							
<ul style="list-style-type: none"> <li>- Review public comment (if any)</li> <li>- Approve adoption</li> </ul>							
Recommendation: Adopt rule changes							
Time needed: 10 minutes	Attachments:	Yes X	No	Board vote required:	Yes X	No	
<b><u>Agenda Item: Brand Policy Review</u></b>							
Background Info:							
<ul style="list-style-type: none"> <li>- Review first draft of new brand policy</li> <li>- Review regional conflict updates</li> <li>- Changes for policy for review/approval at next board meeting</li> </ul>							
Recommendation: None							
Time needed: 90 minutes	Attachments:	Yes X	No	Board vote required:	Yes	No X	
<b><u>Agenda Item:</u></b>							
Background Info:							
Recommendation:							
Time needed:	Attachments:	Yes	No	Board vote required:	Yes	No	

BEFORE THE DEPARTMENT OF LIVESTOCK  
OF THE STATE OF MONTANA

In the matter of the amendment of	)	NOTICE OF PROPOSED
ARM 32.2.404 department of	)	AMENDMENT
livestock brands enforcement division	)	
fees and 32.18.109 freeze branding	)	NO PUBLIC HEARING
	)	CONTEMPLATED

TO: All Concerned Persons

1. The Department of Livestock proposes to amend the above-stated rules.

2. The Department of Livestock will make reasonable accommodations for persons with disabilities who wish to participate in the rulemaking process or need an alternative accessible format of this notice. If you require an accommodation, contact the Department of Livestock no later than 5:00 p.m. on October 15, 2021, to advise us of the nature of the accommodation that you need. Please contact the Department of Livestock, 301 N. Roberts St., Room 308, P.O. Box 202001, Helena, MT 59620-2001; telephone: (406) 444-9321; TTD number: (800) 253-4091; fax: (406) 444-1929; e-mail: MDOLcomments@mt.gov.

3. The rules as proposed to be amended provide as follows, new matter underlined, deleted matter interlined:

32.2.404 DEPARTMENT OF LIVESTOCK BRANDS ENFORCEMENT  
DIVISION FEES (1) New brands and transfers:

- (a) Recording of a new brand or mark:
  - (i) Recording of a new brand or mark during a rerecord year will not incur an additional rerecord charge.
  - (ii) Livestock or ornamental \$200.00
  - (iii) Seasonal brand for going to grass 200.00
  - (iv) Seasonal brand for going to feed lot, market, or location 50.00
  - (v) Cattle freeze brand in addition to hot iron brand 10.00
- (b) through (5) remain the same.

REASON: The department proposes to amend ARM 32.2.404, which is necessary to establish a fee commensurate with costs. There is administrative processing time required to add a freeze brand to a hot iron brand certificate beyond what is included in the original brand application. The proposed fee is based on the administrative costs of a duplicate certificate fee. Out of approximately 56,000 recorded brands, the proposed amendment to ARM 32.2.404 will minimally affect the 200 freeze brands on record.

AUTH: 81-1-102, 81-3-202, MCA

IMP: 81-3-205, 81-3-211, 81-4-602, 81-4-605, 81-5-112, 81-7-504, 81-8-256, 81-8-264, 81-8-271, 81-8-276, 81-8-304, 81-9-113, 81-9-411, MCA

32.18.109 FREEZE BRANDING (1) Freeze branding of cattle ~~may be~~ is allowed under the following conditions:

- (a) all freeze brands must be ~~registered~~ recorded ~~with~~ by the department;
- (b) in order to ~~register~~ record a freeze brand, the owner must have a hot iron brand ~~registered~~ recorded ~~with~~ by the department;
- (c) the freeze brand must be identical in design and location to the owner's hot iron brand;
- (d) the freeze brand will be ~~issued~~ recorded on the same certificate ~~and except on a new recording will not be charged an additional recording fee~~; and
- (e) freeze brands can only be ~~sold or transferred along with the hot iron certificate~~ brand.

AUTH: 81-1-102, MCA

IMP: 81-1-102, MCA

REASON: The department proposes to amend ARM 32.18.109. This rule change is necessary to establish language consistent with statute. Statute utilizes the terms "record" and "recorded." The language in the proposed rule change removes the terms "register" and "registered" and replaces them with "record" and "recorded" to be consistent with statute. The other proposed changes to the rule are necessary to create clear and concise language.

4. Concerned persons may submit their data, views, or arguments in writing concerning the proposed action to the Executive Officer, Department of Livestock, 301 N. Roberts St., Room 308, P.O. Box 202001, Helena, MT 59620-2001, by faxing to (406) 444-1929, or by e-mailing to MDOLcomments@mt.gov to be received no later than 5:00 p.m., October 22, 2021.

5. If persons who are directly affected by the proposed action wish to express their data, views, or arguments orally or in writing at a public hearing, they must make a written request for a hearing and submit this request along with any written comments they have to the same address as above. The written request for hearing must be received no later than 5:00 p.m., October 22, 2021.

6. If the department receives requests for a public hearing on the proposed action from either 10 percent or 25, whichever is less, of the businesses who are directly affected by the proposed action; from the appropriate administrative rule review committee of the Legislature; from a governmental subdivision or agency; or from an association having not less than 25 members who will be directly affected, a public hearing will be held at a later date. If the department receives 25 requests for a public hearing, notice of the public hearing will be published in the Montana Administrative Register. Those directly affected has been determined to be 55,576, based upon the number of recorded brands in the state.

7. The department maintains a list of interested persons who wish to receive notices of rulemaking actions proposed by this agency. Persons who wish to have

their name added to the list shall make a written request that includes the name, e-mail, and mailing address of the person to receive notices and specifies for which program the person wishes to receive notices. Notices will be sent by e-mail unless a mailing preference is noted in the request. Such written request may be mailed or delivered to the contact person in 4 above or may be made by completing a request form at any rules hearing held by the department.

8. The bill sponsor contact requirements of 2-4-302, MCA, do not apply.

9. With regard to the requirements of 2-4-111, MCA, the department has determined that the amendment of the above-referenced rules will not significantly and directly impact small businesses.

BY: /s/ Michael S. Honeycutt  
Michael S. Honeycutt  
Executive Officer  
Board of Livestock  
Department of Livestock

BY: /s/ Cinda Young-Eichenfels  
Cinda Young-Eichenfels  
Rule Reviewer

Certified to the Secretary of State September 14, 2021.

**DEPARTMENT OF LIVESTOCK POLICY FOR**  
**RECORDING, TRANSFERRING AND RERECORDING OF BRANDS**

**PURPOSE**

The purpose of this policy is to implement the provisions of Montana Code Annotated (MCA) 81-1-101 which designates the Montana Department of Livestock as the general recorder of marks and brands.

**RECORDING AND TRANSFERRING OF BRANDS**

The Department of Livestock issues brands in accordance with MCA 81-3-103 which requires that brands are “distinguishable with reasonable certainty from all other marks and brands.”

1. New Brand Application
  - a. Brands will be issued in accordance with Administrative Rules of Montana (ARM) 32.18.110.
  - b. Brand applications are available on the Department of Livestock website and in the Helena office.
  - c. Applications shall be processed in the order in which they are received.
  - d. Applicant must list brand choices in preferential order.
  - e. Applicant may choose to have a brand assigned to them by the department by annotating appropriately on the application.
  - f. One application may contain brand requests for up to three different species with one position each and freeze brand for cattle in accordance with ARM 32.18.109.
  - g. Brands will not be held or checked for conflicts by phone or any means other than the proper application.
2. Brand Owner Name
  - a. The brand owner name on a brand application must consist of individuals or entities with documentable proof of identity.
    - i. Individuals must use legal names.
    - ii. Per ARM 32.18.105, businesses and trusts must be registered with the Montana Secretary of State.
  - b. Per ARM 32.18.105, brands owned by multiple individuals or entities shall be designated as either “tenants in common” or “joint tenancy with right of survivorship.”
  - c. Legal Name changes such as for marriage or divorce may be completed with a “Name Change Affidavit” and appropriate duplicate certificate fee.
3. Brand Transfers
  - a. Brands transfers will be completed in accordance with ARM 32.18.110.

- i. Transfer applications must be submitted to the Montana Department of Livestock using the “Assignment of Brand” form found on the reverse side of the official certificate.
    - ii. The “Assignment of Brand” form must contain notarized signatures of current owners listed on the official brand certificate.
    - iii. Brand transfers involving deceased owners will be completed following procedures defined in ARM 32.18.110.
    - iv. A Brand owned by a business (corporation, limited liability company, partnership, etc.) or trust may be transferred with a notarized signature from a principal owner and a completed “Affidavit of Principal.”
  - b. Changes to brand image, position, or species shall be considered a new brand and require a new brand application.
- 4. Fees:
  - a. Brand fees are set by the Board of Livestock as authorized by MCA 81-3-107 and published in ARM 32.2.404.
  - b. In accordance with ARM 32.18.110, fifty percent of the brand application or brand transfer fee is nonrefundable.
  - c. Application and transfer fees shall not be prorated.

## **RERECORDING OF BRANDS**

1. Per MCA 81-3-104, each tenth year after 1921 is the year for rerecording artificial marks and brands.
2. The brand rerecord period begins on January 1<sup>st</sup> and ends on Dec 31<sup>st</sup> of each rerecord year.
3. Brands not rerecorded will become inactive and no grace period is allowed.
4. For a period of 90 days following the rerecord period, only the last recorded brand owner may apply for the inactive brand. These applications are treated as new brand applications and are subject to the conflict check process outlined in this policy.

## **ACCEPTABLE BRAND CHARACTERS AND IMAGES**

Brands can be comprised of characters and/or images.

1. Characters:
  - a. A, B, C, D, E, F, G, H, J, K, L, M, N, O, P, Q, R, S, T, U, V, W, X, Y, Z
  - b. 1, 2, 3, 4, 5, 6, 7, 8, 9
  - c. Box, Diamond, Heart, Triangle, Spade
  - d. Bar, Slash, Quarter Circle, Mill Iron, Rafter
2. Images
  - a. Images are characters not listed above but are used in livestock brands currently recorded with the Montana Department of Livestock.

- b. This does not include images that are recorded in ornamental brands, but not livestock brands.

**CONFLICTS**

1. State-wide Character Conflicts

- a. Characters classified as state-wide conflicts are considered one in the same throughout the entire state.
- b. State-wide conflicts remain when both characters are rotated the same direction (90 degrees either direction or 180 degrees).
- c. State-wide character conflict list:

Character	Conflict
A	Λ
C	Ɔ
E	ε
G	6
L	ℒ
P	ρ
S	5
Z	2
□	◇
+	X
4	4
∧	∩

2. Regional Character Conflicts

- a. Regional character conflicts are evaluated based on the county or counties of range listed on the application plus all adjoining counties to the county or counties of range.
- b. Characters classified as regional conflicts are considered one in the same.
- c. Regional conflicts remain when both characters are rotated the same direction (90 degrees either direction or 180 degrees).
- d. Regional character conflict list:

Character	Conflict(s)
<b>A</b>	<b>Λ Δ</b>
<b>B</b>	<b>ER 3 8</b>
<b>C</b>	<b>⊂ G O Ɔ</b>
<b>D</b>	<b>O □ ɔ</b>
<b>E</b>	<b>ε F Σ</b>
<b>F</b>	<b>EP</b>
<b>G</b>	<b>C O 6 Q</b>
<b>H</b>	<b>MNW</b>
<b>J</b>	<b>⌋ U ɔ</b>
<b>K</b>	<b>XY</b>
<b>L</b>	<b>⌋ ⊥</b>
<b>M</b>	<b>π H N 3</b>
<b>N</b>	<b>MH</b>
<b>O</b>	<b>CD</b>
<b>P</b>	<b>ρ F</b>
<b>Q</b>	<b>O G C</b>
<b>R</b>	<b>B</b>

S	5 8 Σ
T	7
U	J V O
V	U Y Δ ∇ √
W	Ш H ω N
X	+ K Y
Y	K V √ X
Z	2 2 2
	/
2	Z 2
3	B E 3 8
4	4 F
5	S
6	G B
7	T >
8	B 3 S
9	9
◇	□
♡	▽ ♡

	
	
	  
	 
	 
	 
	
	  
	

### 3. Image Conflicts

- a. Due to the wide variety of images, applications for brands which contain images will be checked for conflict against images classified as same or similar.
- b. Brands containing images will also be conflict checked against existing brands consisting of a character(s) to ensure distinguishability.
- c. Examples of similar images include but are not limited:

Image Name	Image	Similar Image
Club		  
Wine Glass		    
Bell		 
Spear/Arrow		   

## **BRANDS POSITIONS**

1. Brands will be recorded by position
  - a. Each position shall be a separate brand.
  - b. Positions are available on cattle, horses, hogs, bison and sheep.
2. Cattle positions
  - a. There are 6 positions available for cattle brands:
    - i. Left or right hip
    - ii. Left or right rib
    - iii. Left or shoulder
  - b. Shoulder and rib brands are evaluated for conflicts together.
  - c. Jaw and neck brands on cattle are reserved for use by the Department of Livestock Animal Health and Food Safety Division.
3. Horse positions
  - a. There are 8 positions available for horse brands:
    - i. Left or right thigh
    - ii. Left or right shoulder
    - iii. Left or right jaw
    - iv. Left or right neck
4. Hogs
  - a. Hog brands will be issued upon request
5. Bison positions
  - a. There are four primary positions available for bison brands:
    - i. Left or right hip
    - ii. Left or right rib
6. Sheep
  - a. Paint brands will be issued for the following positions:
    - i. Left or right rib
    - ii. Left or right hip
    - iii. Left or right shoulder
    - iv. Back
  - b. Hot iron brands for sheep will be issued upon request

## **BRAND FORMATS**

1. Brands containing multiple characters must be oriented in one of the following manners:
  - a. Horizontally
  - b. Vertically
  - c. Diagonally (either direction)
2. Characters in a brand must be spaced in a manner consistent with being a single brand and cannot be confused as multiple brands.
3. "Tumbling" characters will not be allowed.

4. Brands will be conflict checked against brands containing characters or character conflicts in the same or similar format.
5. Monogram brands will be conflict checked against brands containing the same characters and character conflicts in the same orientation.

### **SCATTER BRANDS**

1. Scatter brands are defined as a single brand recording in which an image or images must be applied to multiple locations on a single animal.
2. Scatter brands will no longer be issued; those currently recorded with the department will remain unless they are not rerecorded.

### **FEEDLOT BRANDS**

1. Feedlot brands are available subject to the following:
  - a. The use of the brand is restricted to the specific feedlot recording the brand;
  - b. The feedlot brand must be recorded on either hip and applied near the tail head.
  - c. The recorded feedlot brand cannot be less than 2" in height.

### **APPEAL PROCESS**

1. Applicants who feel that the Brand Recorder incorrectly denied a brand application may appeal the decision utilizing the procedures set forth in ARM 32.2.102.

### **BRANDS ADVISORY COMMITTEE**

1. The Brands Advisory Committee is a standing committee whose duty is to assist the Board of Livestock in developing or updating the Brand Policy.
2. The committee is assembled and chaired by the chair of the Board of Livestock.
3. In addition to the board chair, the committee shall consist of:
  - a. At least one other member of the Board of Livestock
  - b. Two Members of the Montana State Legislature
    - i. Preferably one member from each chamber
  - c. Representatives from livestock industry stakeholder groups
    - i. Stakeholder groups will be asked to nominate a representative for the committee but are not required to do so.

### **DEPARTMENT OF LIVESTOCK EMPLOYEE EXPECTATIONS**

1. Department of Livestock employees shall not take unfair advantage of their position to record brands.
2. Examples of taking unfair advantage include:
  - a. Recording brands by phone
  - b. Recording brands for other in any manner

- c. Attempting to record any brand which has not been available for recording less than 60 days
  - d. Profiting from the sale of recorded brands
- 3. Employees who violate these rules are subject to disciplinary action in accordance with the Montana Department of Livestock Employee Handbook.

**PRESCRIBED PRACTICE FOR  
RECORDING, TRANSFERRING AND RERECORDING OF BRANDS**

These rules are put into practice to implement the provisions of Title 81-1-102, MCA which allows the department to create and administer a program for recording, rerecording and transfer of livestock brands. The prescribed practices provide clarification and continuity of policies and procedures previously used as guidelines.

**RECORDING AND TRANSFERRING OF BRANDS**

All Montana brands must be issued through the Department of Livestock Helena Brand Office.

1. All forms or model letters issued for purposes of recording brands or clarifying brand recording requirements are considered part of the brand rules and practices of the Board of Livestock.
2. The Department of Livestock, as one of its primary duties to the livestock industry, provides brands that are distinguishable with reasonable certainty from all other marks and brands.
  - a. Department employees have advanced opportunity to acquire desirable brands.
  - b. Employees shall not take unfair advantage of this opportunity, and may not record:
    - i. More than three brands at any time;
    - ii. Brands by phone;
    - iii. For others in any manner;
    - iv. Any brand which has not been available for recording less than sixty days;
  - c. Employees attempting to circumvent these rules are subject to disciplinary action.
3. Fees
  - a. Brand fees are set by the Board of Livestock as authorized by statute. Current fees are available in ARM 32.2.404.
  - b. Fees for new brands or transfers shall not be prorated.
  - c. Fifty percent of the fee to record a new brand or transfer a brand is non-refundable.
    - i. If an applicant fails to respond to Brand Office correspondence for a period of six months, the entire new brand or brand transfer fee becomes non-refundable.
4. Brand Owner Name
  - a. The brand owner name on new brand applications and brand transfers must consist of individuals or entities with documentable proof of identity.
    - i. Individuals must use legal names.
    - ii. **Businesses & trusts must be registered with Montana Secretary of State.**
  - b. Where multiple individuals or entities appear on a brand owner name, either “and” or “or” must be used between owner names per ARM 32.18.105. No other notation or description is allowed (ex. DBA, hyphens, commas, parentheses, in care of, “and/or”).
  - c. Legal Name Change
    - i. A legal name change, such as for marriage, may be completed with a Name Change Affidavit and appropriate duplicate certificate fee.
5. Changes to brand image, species, or position require submission of a New Brand Application.
6. New Brand Applications:
  - a. Application forms for new brands are available on the Department website and at the Helena Brand Office.

- b. The application and appropriate fee must be submitted to the Brand Recorder for processing.
  - i. The applicant must list brand choices in preferential order.
  - ii. One application may contain up to three different species with one position each and Freeze Brand for cattle per ARM 32.18.109.
- c. **Applications will be processed in the order in which they are received.**
- d. Notwithstanding any other provision or policy, a brand will not be held or checked for conflicts by phone.
- e. The Brand Recorder shall process the application in the following manner:
  - i. Verify that the application is complete and the correct fee has been submitted.
    - 1. If incomplete, the entire application and fee are returned with instructions to correct the information and resubmit.
  - ii. Deposit fee.
  - iii. Check for conflicts in the order listed on the application.
    - 1. The first brand on the application that does not conflict with existing brands will be issued to the applicant.
  - iv. Issue brand and/or communicate results with applicant:
    - 1. If none of the applicant's submissions are available, the Brand Recorder may check a similar brand for conflicts and offer it as an alternative.
    - 2. If an available brand was not on the original application, the applicant must complete a new application containing the exact image and location of the brand presented as available.
    - 3. The applicant will have 10 working days from the date of the offer letter to accept an available brand, whether it was submitted on the original application or offered as an alternative, after which the brand must be rechecked for conflicts.

#### 7. Brand Transfers

- a. Brand transfer requests must be submitted to the Helena Brand Office with the appropriate fee.
- b. Transfer requests must be completed using the Assignment of Brand form, located on the reverse side of the current official brand certificate, or an approved Assignment of Brand included with the current official brand certificate.
- c. The Assignment of Brand must include the notarized signatures of the original owners as listed on the front of the official brand certificate;
- d. If the original owner of the transferring brand is deceased, a copy of the death certificate, personal representative papers, or appropriate documentation must be provided to complete the transfer;
  - i. Certified copies may be required at the Department's discretion to ensure the authenticity of the documents.

### **CONFLICT CHECKING PROCEDURES**

- 1. Upon receipt of a brand application, the Brand Recorder checks conflicts as follows:
  - a. Verify that brand contains only acceptable characters.
    - i. A, B, C, D, E, F, H, J, K, L, M, N, O, P, R, S, T, U, V, W, X, Y, Z,
    - ii. 2, 3, 4, 5, 6, 7, 8, 9

- iii. Box, Diamond, Heart, Triangle, Cross
- iv. Bar, Slash, Quarter Circle
- b. Verify that brand is in an acceptable format:  
*'H' and 'B' may be replaced with any acceptable character in i.-iii. (above) and/or rotated 90 degrees either direction. Triangle and Heart may be rotated 90 degrees either direction or inverted.*


- c. Check brand for open positions;
- d. Check for brand recordings in the same or adjoining county on the same side;
  - i. Rib or Shoulder and Hip shall not be considered a conflict, but rib and shoulder may be (Contact the District Investigator(s) in the area)
- e. Check for state-wide conflicts.  
*May be rotated 90 degrees either direction or 180 degrees.*

- i.
- ii.
- iii.
- iv.
- v.
- vi.
- vii.
- viii.
- ix.
- x.
- xi.

- f. Check for Regional Character Conflicts
  - i. May be updated by the Brands Review Advisory Committee as needed in between BOL meetings for final approval.

## REGIONAL CHARACTER CONFLICTS

Conflicts listed below are evaluated in the same county and adjacent counties indicated on the brand application. If the figures in the character column are rotated, the conflicts listed would rotate the same as the character. Conflicts listed for characters with symmetry would be a conflict in all orientations for which the symmetry exists.

Character	Conflicts
<b>A</b>	<b>Λ HR Δ</b>
<b>B</b>	<b>E K P R 3 8</b>
<b>C</b>	<b>G O 6 9 Ɔ C</b>
<b>D</b>	<b>◇ O P Ъ □ Ɔ ▷</b>
<b>E</b>	<b>F L Σ ε</b>
<b>F</b>	<b>E P ≠ 7</b>
<b>H</b>	<b>+ M N 4 4 4 4 W</b>
<b>J</b>	<b>└ U ɔ</b>
<b>K</b>	<b>B H R X Y</b>
<b>L</b>	<b>E ⊥ V I ʌ</b>
<b>M</b>	<b>⊞ H N 3</b>
<b>N</b>	<b>H V</b>
<b>O</b>	<b>C D ◇ □</b>
<b>P</b>	<b>B D F R</b>
<b>R</b>	<b>B H K P A</b>
<b>S</b>	<b>5 8 2 Σ</b>
<b>T</b>	<b>+ Y 7 7 I I</b>
<b>U</b>	<b>J V Ɔ</b>

V	♡ U Y ▽ ∇ ◊ W X
W	⊖ H V ω N
X	H K + Y V
Y	K T ▽ V ∇ X
Z	2 7 2 2 L
2	Z 7 2 9 ♡
3	B ∃ 3 8
4	+ H ⊣ 4
5	S 6
6	C G O
7	T > Z 7 1 2 9
8	B 3 S
9	∩ 9 7
◊	D O □ Δ V Λ
♡	▽ V ω 2
□	◊ O
+	T X 4 H 4 I -
Δ	A Λ ⊔ L ◊ ♡
⤿	⤿ — —
—	⤿ ⤿ —
/	\

## **RERECORDING OF BRANDS**

1. Each 10th year after 1921 is the year for rerecording marks and brands.
2. The brand owner is responsible for rerecording their brand(s) during the rerecord year.
3. Brands that are transferred during the rerecord year must pay a separate fee, per ARM 32.18.111(3).
4. If the department receives a rerecord notice which appears to be different than the previous recording, it shall verify the ownership or treat it as if it were a transfer of the brand.
5. Brands that are not rerecorded prior to the rerecord deadline expire and are no longer the property of the last recorded brand owner.
  - a. For a period of 90 days following the rerecord deadline, only the last recorded brand owner may apply for an expired brand.
    - i. Expired brands must pass the conflict check process.
    - ii. Expired brands that do not meet the current policies for new brand applications will not be reissued.

## **BRANDS REVIEW ADVISORY COMMITTEE**

1. This committee makes recommendations to the Brand Recorder to assist in the resolution of issues and conflicts including those not specifically addressed in the Department's brand recording practice statement.
2. The committee shall meet as necessary to review brand applications that have conflicts per Brand Recorder research.
3. The committee is made up of the executive officer, brands division administrator, assistant administrator, brands recorder, and district investigator.

## **SCATTER BRANDS**

1. Scatter brands are defined as a single brand recording in which an image or images must be applied to multiple locations on a single animal.
2. The use of scatter brands is inconsistent with the department's policy and responsibility of providing easily recognized and distinguishable brands to all livestock owners.
3. Scatter brands will no longer be issued; those on record will be continued subject to their cancellation where possible.

## **FEEDLOT BRANDS**

1. Feedlot brands may be available, subject to the following:
  - a. the use of the brand is restricted to the specific feedlot registering the brand;
  - b. the brand may be recorded on either hip near the tail head;
  - c. the recorded feedlot brand cannot be less than 2" in height.

## **JAW & NECK BRANDS**

1. Except for Department of Livestock Animal Health Division use, jaw and neck brands for cattle shall not be issued.

## **BRAND POSITION**

1. Brands will be recorded by position.
  - a. Each position shall be a separate brand.
  - b. Positions are available on horses, cattle, hogs, bison and sheep:
2. Horse Positions: There are eight primary positions available on horses:
  - a. left thigh or right thigh
  - b. left shoulder or right shoulder
  - c. left jaw or right jaw (not worked for conflicts unless requested)
  - d. left neck or right neck (not worked for conflicts unless requested)
3. Cattle Positions: There are six primary positions available for cattle:
  - a. left hip or right hip
  - b. left rib or right rib
  - c. left shoulder or right shoulder (not worked for conflicts unless requested)
4. Hogs: Brands on hogs will be by request only and issued on a case by case basis.
5. Bison Positions: There are four primary positions available for bison:
  - a. Left or Right Hip
  - b. Left or Right Rib
6. Sheep: Paint brands will be issued for positions on left/right rib, left/right hip, left/right shoulder and back



# Board of Livestock Meeting

## Agenda Request Form

From: Tahnee Szymanski, DVM		Division/Program: Animal Health Bureau		Meeting Date: November 3, 2021	
<b><u>Agenda Item: Bovine Tuberculosis (TB) Update</u></b>					
Background Info: AHB will provide an update on the epidemiological investigation following the detection of bovine TB in a Blaine County herd and the investigation of a TB slaughter traceback to a Madison County herd.					
Recommendation: NA					
Time needed: 15 minutes	Attachments:		<b><u>NO</u></b>	Board vote required?	<b><u>NO</u></b>

<b><u>Agenda Item: Request to Purchase a Hydraulic Chute</u></b>					
Background Info: AHB is requesting permission to purchase a second hydraulic chute for field use. Currently the Department owns two hydraulic chutes. One is an older bison chute with crash cage that can be used on cattle. The chute however is extremely heavy and currently unable to be towed more than 35-40 MPH. A second cattle hydraulic chute would allow good coverage of state and ensure that adequate resources are available during times of high-volume disease testing or response. The new chute will cost approximately 23,000 and will be paid for with cooperative agreement funding.					
Recommendation:					
Time needed: 10 minutes	Attachments:	<b><u>YES</u></b>		Board vote required	<b><u>YES</u></b>

<b><u>Agenda Item:</u></b>					
Background Info:					
Recommendation:					
Time needed:	Attachments:	Yes	No	Board vote required:	Yes No

<b><u>Agenda Item:</u></b>					
Background Info:					
Recommendation:					
Time needed:	Attachments:	Yes	No	Board vote required:	Yes No

<b><u>Agenda Item:</u></b>					
Background Info:					
Recommendation:					

Titan West, Inc.  
 203 5th Street  
 P.O. Box 8  
 Linn, KS 66953

# Estimate

Date	Estimate #
9/20/2021	5035

Name / Address
Laurel Trading Post. 1210 East Railroad St Laurel, MT 59044

Project

Item	Description	Qty	Rate	Total
HYC 5000L	Heavy Duty Cattle Care® Chute II Horizontal Headgate W/Left Hand Control W/Hydraulic Neck Extender & Pressure Relief Valve W/Animat Floor W/Chest Rest W/Shoulder Cushions	1		\$ 12087
HYC 4017	Rebar Floor	1	107.00	107.00
HYC 4005	Hydraulic Side Adjust	1	1,059.00	1,059.00
HYC 4006	Bull Package 12" Longer Includes (2) Palpation Doors	1	1,229.00	1,229.00
HYC 4008L	Rear Door Remote Valve--Left Side	1	496.00	496.00
HYC 4013	Hydraulic Chute EZ Lift Portable Attachment w/Removable Hitch w/Removable Tires & Wheels Maximum 16" Lift 2-5/16 Coupler 6 Bolt 15" Tires	1	2,515.00	2,515.00
MIS 000	Upgrade to 8-Bolt 14 Ply Tires and Wheels	1	150.00	150.00
SC 38	38% Surcharge This chute is for the state of Montana This Chute will not go into production until 2022	1	5,754.00	5,754.00
	<i>Brown</i>			
	<i>add chain hooks to rear for hold down</i>			
	All Surcharges are subject to change			
This is painted Red			<b>Total</b>	\$ 23422



# Board of Livestock Meeting

## Agenda Request Form

From: Martin Zaluski, DVM, Acting Milk and Egg Bureau Chief		Division/Program: Animal Health/ Milk and Egg Bureau			Meeting Date: <b>November 3, 2021</b>			
<b><u>Agenda Item:</u> Request to contract out-of-State SRO to complete BTU rating</b>								
<p>As mentioned in a weekly update, continued travel cancellations and delays due to COVID-19 have prevented Alex Dachs from completing the training and certification needed for him to be our second State Ratings Officer (SRO).</p> <p>We requested and were granted a 3-month extension for the rating of the NW MT BTU that was due in November 2021. We are requesting permission to contract with an out-of-State SRO to get the rating completed.</p> <p>This is the final rating due for areas that are inspected by our other SRO. Ratings are completed on a 2-year cycle which will give us plenty of time to get Alex's training complete.</p> <p>Recommendation: Approve</p>								
Time needed: 5 min		Attachments:	Yes	No	Board vote required?		Yes	No
<b><u>Agenda Item:</u> Request to adopt amended rules 32.8.101 and 32.8.202</b>								
<p>Background Info: The bureau requests to proceed and adopt the amended rule 32.8.101 which updated the documents adopted and incorporated by reference to the most current versions, as well as added language exempting "small dairies" from our rules per SB199.</p> <p>We also request to adopt amended rule 32.8.202 which proposed to update the "12-day rule" so as to allow restaurants, coffee kiosks, etc. to use or sell milk by the portion.</p> <p>No comments were received on either rule.</p> <p>Recommendation:</p>								
Time needed: 5 min		Attachments:	Yes	No	Board vote required:		Yes	No

BEFORE THE DEPARTMENT OF LIVESTOCK  
OF THE STATE OF MONTANA

In the matter of the amendment of ) NOTICE OF PROPOSED  
ARM 32.8.101 pertaining to fluid milk ) AMENDMENT  
and Grade A milk products )  
) NO PUBLIC HEARING  
) CONTEMPLATED

TO: All Concerned Persons

1. The Department of Livestock proposes to amend the above-stated rule.

2. The Department of Livestock will make reasonable accommodations for persons with disabilities who wish to participate in this rulemaking process or need an alternative accessible format of this notice. If you require an accommodation, contact Department of Livestock no later than 5:00 p.m. on October 15, 2021, to advise us of the nature of the accommodation that you need. Please contact Executive Officer, Department of Livestock, 301 N. Roberts St., Room 304, P.O. Box 202001, Helena, MT 59620-2001; telephone: (406) 444-9525; TTD number: 1 (800) 253-4091; fax: (406) 444-4316; e-mail: MDOLcomments@mt.gov.

3. The rule as proposed to be amended provides as follows, new matter underlined, deleted matter interlined:

32.8.101 DEFINITIONS AND ADOPTION OF GRADE A PASTEURIZED MILK ORDINANCE AND ASSOCIATED DOCUMENTS (1) remains the same.

(2) The Department of Livestock adopts and incorporates by reference as rules of the department the following ~~as they are now described and as they may from time to time be amended:~~

(a) "Grade A Pasteurized Milk Ordinance, ~~2017~~ 2019 Recommendations of the United States Public Health Service/Food and Drug Administration" (PMO) together with attached recommended administrative procedures, appendices, and index, except sections 16 and 17.

(b) "Methods of Making Sanitation Ratings of Milk Supplies," ~~2017~~ 2019 edition issued by the U.S. Public Health Service/Food and Drug Administration (MMSR).

(c) "Evaluation of Milk Laboratories," ~~2017~~ 2019 edition (EML).

(d) "Procedures Governing the Cooperative State-Public Health Service/Food and Drug Administration Program for Certification of Interstate Milk Shippers," ~~2017~~ 2019 edition.

(3) and (4) remain the same.

(5) The rules of this chapter do not apply to "small dairies" as defined in 81-21-101, MCA.

AUTH: 81-2-102, MCA  
IMP: 2-4-307, 81-2-102, MCA

REASON: The department is proposing to amend the above-stated rule for clarity purposes after the passage of SB199, also known as The Montana Local Food Choice Act, during the 2021 Legislative session. The bill amended 81-21-101 MCA, to add a definition of "small dairies" and exempts them from the department's regulations and rules. As such, the department felt it prudent to note that exemption in its rules.

In addition, the department is taking this opportunity to update the documents adopted and incorporated by reference to the most up-to-date versions dated 2019.

4. Concerned persons may submit their data, views, or arguments concerning the proposed action in writing to: Department of Livestock, P.O. Box 202001, Helena, Montana, 59620-2001; telephone (406) 444-9761; fax (406) 444-1929; or e-mail MDOLcomments@mt.gov, and must be received no later than 5:00 p.m., October 22, 2021.

5. If persons who are directly affected by the proposed action wish to express their data, views, or arguments orally or in writing at a public hearing, they must make written request for a hearing and submit this request along with any written comments the same address as above no later than 5:00 p.m., October 22, 2021.

6. If the agency receives requests for a public hearing on the proposed action from either 10 percent or 25, whichever is less, of the persons directly affected by the proposed action; from the appropriate administrative rule review committee of the Legislature; from a governmental subdivision or agency; or from an association having not less than 25 members who will be directly affected, a hearing will be held at a later date. Notice of the hearing will be published in the Montana Administrative Register. Ten percent of those directly affected has been determined to be 6 persons based on 7 operating Grade A licensed plants and 48 operating Grade A licensed producers.

7. The department maintains a list of interested persons who wish to receive notices of rulemaking actions proposed by this agency. Persons who wish to have their name added to the list shall make a written request that includes the name, e-mail, and mailing address of the person to receive notices and specifies for which program the person wishes to receive notices. Notices will be sent by e-mail unless a mailing preference is noted in the request. Such written request may be mailed or delivered to the contact person in 4 above or may be made by completing a request form at any rules hearing held by the department.

8. The bill sponsor contact requirements of 2-4-302, MCA, apply and have been fulfilled. The primary bill sponsor, Senator Greg Hertz, was contacted by email on June 14, 2021.

9. With regard to the requirements of 2-4-111, MCA, the department has determined that the amendment of the above-referenced rule will not significantly and directly impact small businesses.

/s/ Michael S. Honeycutt

Michael S. Honeycutt

Executive Officer

Board of Livestock

Department of Livestock

BY: /s/ Cinda Young-Eichenfels

Cinda Young-Eichenfels

Rule Reviewer

Certified to the Secretary of State September 14, 2021.

BEFORE THE DEPARTMENT OF LIVESTOCK  
OF THE STATE OF MONTANA

In the matter of the amendment of	)	NOTICE OF PROPOSED
ARM 32.8.202 pertaining to time from	)	AMENDMENT
processing that fluid milk may be sold	)	
for public consumption	)	NO PUBLIC HEARING
	)	CONTEMPLATED

TO: All Concerned Persons

1. The Department of Livestock proposes to amend the above-stated rule.

2. The Department of Livestock will make reasonable accommodations for persons with disabilities who wish to participate in this rulemaking process or need an alternative accessible format of this notice. If you require an accommodation, contact Department of Livestock no later than 5:00 p.m. on October 15, 2021, to advise us of the nature of the accommodation that you need. Please contact Executive Officer, Department of Livestock, 301 N. Roberts St., Room 304, P.O. Box 202001, Helena, MT 59620-2001; telephone: (406) 444-9525; TTD number: 1 (800) 253-4091; fax: (406) 444-4316; e-mail: MDOLcomments@mt.gov.

3. The rule as proposed to be amended provides as follows, new matter underlined, deleted matter interlined:

32.8.202 TIME FROM PROCESSING THAT FLUID MILK MAY BE SOLD FOR PUBLIC CONSUMPTION (1) When 12 days or more have passed following pasteurization of a unit of grade A milk, there will be no quantities of that unit of milk sold as packaged ~~or otherwise offered for public consumption.~~

(2) No grade A pasteurized milk may be put in any container marked with a sell-by date which is more than 12 days after pasteurization of the milk for sale in Montana.

(3) Unless otherwise agreed upon, the person who offers the milk for sale to the public is responsible for removing the milk at or before the expiration of the 12 days.

AUTH: 81-2-102, MCA

IMP: 81-2-102, MCA

REASON: The department proposes to amend this rule to allow businesses such as coffee kiosks and restaurants to use and serve milk to customers beyond 12 days after pasteurization, and to allow stores to donate unsold milk to food banks or other organizations beyond 12 days after pasteurization. The changes in this rule align with the distinction between the "sell-by date" and "use-by date" and permit businesses to use and serve milk to customers beyond the sell-by date on the package. The amendment will not change the department's intention that milk sold as packaged will not be sold to the public beyond 12 days after pasteurization.

4. Concerned persons may submit their data, views, or arguments concerning the proposed action in writing to: Department of Livestock, P.O. Box 202001, Helena, Montana, 59620-2001; telephone (406) 444-9761; fax (406) 444-1929; or e-mail MDOLcomments@mt.gov, and must be received no later than 5:00 p.m., October 22, 2021.

5. If persons who are directly affected by the proposed action wish to express their data, views, or arguments orally or in writing at a public hearing, they must make written request for a hearing and submit this request along with any written comments to the same address as above no later than 5:00 p.m., October 22, 2021.

6. If the agency receives requests for a public hearing on the proposed action from either 10 percent or 25, whichever is less, of the persons directly affected by the proposed action; from the appropriate administrative rule review committee of the Legislature; from a governmental subdivision or agency; or from an association having not less than 25 members who will be directly affected, a hearing will be held at a later date. Notice of the hearing will be published in the Montana Administrative Register. Ten percent of those directly affected has been determined to be 400 persons based on an estimate of 4,000 restaurants and coffee kiosk type businesses in the state.

7. The department maintains a list of interested persons who wish to receive notices of rulemaking actions proposed by this agency. Persons who wish to have their name added to the list shall make a written request that includes the name, e-mail, and mailing address of the person to receive notices and specifies for which program the person wishes to receive notices. Notices will be sent by e-mail unless a mailing preference is noted in the request. Such written request may be mailed or delivered to the contact person in 4 above or may be made by completing a request form at any rules hearing held by the department.

8. The bill sponsor contact requirements of 2-4-302, MCA do not apply.

9. With regard to the requirements of 2-4-111, MCA, the department has determined that the amendment of the above-referenced rule will not significantly and directly impact small businesses.

BY: /s/ Michael S. Honeycutt  
Michael S. Honeycutt  
Executive Officer  
Board of Livestock  
Department of Livestock

BY: /s/ Cinda Young-Eichenfels  
Cinda Young-Eichenfels  
Rule Reviewer

Certified to the Secretary of State September 14, 2021.



To: Montana Department of Livestock

From: Montana Milk Producers Association

RE: In the matter of the amendment of ARM 32.8.202 pertaining to time from processing that fluid milk may be sold for public consumption

Date: October 20, 2021

The Montana Milk Producers Association (MMPA) represents dairy producers from across Montana. MMPA actively engages in legislative and executive branch activities that may impact our member farmers. MMPA's primary goal is to support our membership so that they can continue to provide safe, wholesome, and fresh milk to Montana consumers

MMPA is writing to express support for the proposed amendments to ARM 32.8.202. There are two primary reasons that MMPA supports this proposal.

- 1) MMPA supports the "dual dating" concept of providing a sell by date and a "use by" date for consumers. MMPA believes that the decision of whether to add a "use by" date to packaged fluid milk should be left at the discretion of the processor.
- 2) The proposed amendment to insert the language "as packaged" is a reasonable method of ensuring that only fresh packaged milk is sold while providing flexibility for those who may use packaged fluid milk in additional processing or other areas of their business that extends beyond the "sell by" date.

Thank you for the opportunity to comment.

Regards,

*Krista Lee Evans*

Krista Lee Evans, Representative  
Montana Milk Producers Association



# Board of Livestock Meeting

## Agenda Request Form

From: Gary Hamel		Division/Program: Meat and Poultry Inspection			Meeting Date: <b>October 21, 2021</b>		
<b><u>Agenda Item:</u> Hiring Update</b>							
<p>Two new inspectors were hired to fill positions in the NW district. Interviews were held for a third position in the Kalispell area. Although an offer was extended to a prospective inspector, that person turned the job down indicating other opportunities as the reason. Interviews will be held for a fourth position on Friday, October 22, 2021. There are still no applicants for the Bozeman position. As of October 21, 2021, the bureau still has 3 openings out of 5 vacant positions.</p>							
Recommendation:							
Time needed: 5 min		Attachments:		No X	Board vote required?		No X
<b><u>Agenda Item:</u> Cooperative Interstate Shipment Program</b>							
Background Info:							
<p>Montana MPI has received its initial determination on the CIS program. The USDA determined that Montana is able to operate its meat inspection program in a "same as" manner. This determination is contingent upon contracting with a laboratory with the proper accreditation. MPI staff members are pursuing the lab question and will establish a relationship that will enable the MPI program to receive a final "same as" determination.</p>							
Recommendation:							
Time needed: 5 min		Attachments:		No X	Board vote required		No X
<b><u>Agenda Item:</u></b>							
Background Info:							
.							
Recommendation:							
Time needed:		Attachments:		No	Board vote required:		Yes
<b><u>Agenda Item:</u></b>							
Background Info:							
Recommendation:							
Time needed:		Attachments:	Yes	No	Board vote required:		Yes No
<b><u>Agenda Item:</u></b>							
Background Info:							
Recommendation:							
Time needed:		Attachments:	Yes	No	Board vote required:		Yes No



# Board of Livestock Meeting

## Agenda Request Form

From: Gregory Juda		Division/Program: MVDL			Meeting Date: 11/3/2021		
<b>Agenda Item: Adoption of amended rules for ARM 32.2.403 pertaining to diagnostic laboratory fees</b>							
The MVDL is seeking approval to adopt amended rules to add testing fee for the small animal pregnancy test and the Parainfluenza Virus type 3 serum neutralization test. Amended rules have been posted and the comment period ends November 5. No comments from the public have been received to date. Barring any last-minute public comments that need to be addressed, the MVDL is seeking permission to adopt the amended rules by the next submission deadline on November 9.							
Recommendation: BOL approval to adopt amended rules							
Time needed: 5 minutes		Attachments:	Yes	No X	Board vote required	Yes X	No
<b>Agenda Item: Walk-in necropsy cooler repair</b>							
The walk-in cooler in necropsy that is utilized to store animals awaiting necropsy and incineration is failing due to leaks in the evaporator coil. This cooler is essential to the MVDL pathology operations. Attempts by MSU facilities to repair the unit have been unsuccessful and EPA regulations stipulate that the unit must be decommissioned due to the rate of leakage. A new evaporator coil will need to be installed and the unit retrofitted to utilize current coolant. MSU is currently seeking a quote for the coil and the labor, and the job is expected to cost approximately \$16,000-\$20,000. The source of funds will be from the proprietary lab account.							
Recommendation: Repair the unit							
Time needed: 5 minutes		Attachments:	Yes	No X	Board vote required	Yes	No X
<b>Agenda Item: Request to hire replacement clinical pathology lab technician</b>							
With Cecilia Esparza moving on from the MVDL to pursue another job opportunity on December 3, the clinical pathology lab will be operating with one half time technician until a replacement FTE can be hired. The MVDL would like approval to hire a technician as soon as possible to start after Cecilia's departure.							
Recommendation: Approval to hire							
Time needed: 5 minutes		Attachments:	Yes	No X	Board vote required:	Yes X	No

BEFORE THE DEPARTMENT OF LIVESTOCK  
OF THE STATE OF MONTANA

In the matter of the amendment of ) NOTICE OF PROPOSED AMENDMENT  
ARM 32.2.403 pertaining to )  
diagnostic laboratory fees ) NO PUBLIC HEARING  
) CONTEMPLATED

TO: All Concerned Persons

1. The Department of Livestock proposes to amend the above-stated rule.

2. The Department of Livestock will make reasonable accommodations for persons with disabilities who wish to participate in the rulemaking process or need an alternative accessible format of this notice. If you require an accommodation, contact the Department of Livestock no later than 5:00 p.m., November 1, 2021, to advise us of the nature of the accommodation that you need. Please contact Executive Officer, Department of Livestock, 301 N. Roberts St., Room 304, P.O. Box 202001, Helena, MT 59620-2001; telephone: (406) 444-9525; TTD number: 1 (800) 253-4091; fax: (406) 444-4316; e-mail: MDOLcomments@mt.gov.

3. The rule as proposed to be amended provides as follows, new matter underlined, deleted matter interlined:

32.2.403 DIAGNOSTIC LABORATORY FEES (1) through (3)(k) remain the same.

(l) Virology

Test	Fee
canine parvovirus SNAP	\$30.00
fluorescent antibody (FA) testing - per agent:	
bovine coronavirus (BCV)	\$11.00
bovine respiratory syncytial virus (BRSV) SN	\$11.00
bovine viral diarrhea virus (BVDV)	\$11.00
canine distemper (CDV)	\$11.00
canine parvovirus (CPV)	\$11.00
equine herpesvirus (EHV)	\$11.00
feline panleukopenia (FPLV)	\$11.00
feline infectious peritonitis (FIP)	\$11.00
feline herpes (FHV)	\$11.00
infectious bovine rhinotracheitis (IBR)	\$11.00
leptospira	\$11.00
parainfluenza - 3 Virus (PI-3)	\$11.00
porcine parvovirus (PPV)	\$11.00
chronic wasting disease IHC	\$34.00

chronic wasting disease ELISA	\$14.00
virus isolation (livestock only)	\$34.00
bovine viral diarrhea virus (BVDV) antigen SNAP test	\$7.00
equine virus arteritis (EVA) virus neutralization test	\$16.00
pregnancy test	\$4.50
<u>small animal pregnancy test</u>	<u>\$25.00</u>
coxiella burnetii (Q fever) ELISA	\$13.00
<u>parainfluenza 3 serum neutralization (PI-3 SN)</u>	<u>\$7.00</u>

(m) remains the same.

AUTH: 81-1-102, 81-2-102, MCA

IMP: 81-1-301, 81-1-302, 81-2-102, MCA

REASON: The department is proposing to amend the above-stated rule with two new tests as follows:

Small Animal Pregnancy Test – In response to multiple client requests, MVDL seeks to add a small animal pregnancy test to our offerings. This lateral flow assay can detect the hormone relaxin in canine and feline serum. The presence of this hormone is a reliable indicator of pregnancy in as early as 20 days of gestation in dogs and 25 days of gestation in cats. Turnaround time is expected to be same day. The proposed cost of this test is \$25/test. Cost at other diagnostic labs: Texas A&M - \$40; Arkansas - \$22.

We expect that the incremental additional test fee revenue for the small animal pregnancy test will be negligible as we do not expect high volume.

Parainfluenza Virus type 3 Serum Neutralization test (PI-3 SN) – MVDL has previously offered a hemagglutination inhibition test for the serological diagnosis of PI3 (PI3 HAI). MVDL seeks to replace this test with a serum neutralization test that will provide more reliable titer results with no additional overhead cost. The proposed cost of the test would be the same as the previous PI3 HAI (\$7/test).

There are approximately 600 veterinary submitters, at least 150 nonveterinary submitters, and 100 governmental entities only minimally affected by the proposed fee adjustments.

4. Concerned persons may submit their data, views, or arguments in writing concerning the proposed action to Department of Livestock, 301 N. Roberts St., Room 306, P.O. Box 202001, Helena, MT 59620-2001, by faxing to (406) 444-1929, or by e-mailing to MDOLcomments@mt.gov, to be received no later than 5:00 p.m., November 5, 2021.

5. If persons who are directly affected by the proposed action wish to express their data, views, and arguments orally or in writing at a public hearing, they must make a written request for a hearing and submit this request along with any written

comments they have to the same address as above. The written request for hearing must be received no later than 5:00 p.m., November 5, 2021.

6. If the department receives requests for a public hearing on the proposed action from either 10 percent or 25, whichever is less, of the persons directly affected by the proposed action; from the appropriate administrative rule review committee of the Legislature; from a governmental subdivision or agency; or from an association having not less than 25 members who will be directly affected, a public hearing will be held at a later date. Notice of the public hearing will be published in the Montana Administrative Register. Ten percent of those entities directly affected has been determined to be 85 based upon approximately 600 veterinary submitters, at least 150 nonveterinary submitters, and 100 governmental entities affected by the proposed fee adjustments.

7. The department maintains a list of interested persons who wish to receive notices of rulemaking actions proposed by this agency. Persons who wish to have their name added to the list shall make a written request that includes the name, e-mail, and mailing address of the person to receive notices and specifies for which program the person wishes to receive notices. Notices will be sent by e-mail unless a mailing preference is noted in the request. Such written request may be mailed or delivered to the contact person in 4 above or may be made by completing a request form at any rules hearing held by the department.

8. The bill sponsor contact requirements of 2-4-302, MCA, do not apply.

9. With regard to the requirements of 2-4-111, MCA, the department has determined that the amendment of the above-referenced rule will not significantly and directly impact small businesses.

BY: /s/ Michael S. Honeycutt  
Michael S. Honeycutt  
Executive Officer  
Board of Livestock  
Department of Livestock

BY: /s/ Cinda Young-Eichenfels  
Cinda Young-Eichenfels  
Rule Reviewer

Certified to the Secretary of State September 28, 2021.



# Board of Livestock Meeting

## Agenda Request Form

From: <b>Brian Simonson</b>		Division/Program: <b>Centralized Services</b>			Meeting Date: <b>11/3/2021</b>		
<b><u>Agenda Item:</u> September 30, 2021 State Special Revenue Report</b>							
Background Info: Report for month end comparisons of state special revenues.							
Recommendation: n/a							
Time needed: 10 min	Attachments:	Yes X	No	Board vote required:	Yes	No X	
<b><u>Agenda Item:</u> October 2021 through June 2022 Expenditure Projections</b>							
Background Info: Report expenditure projections by division and/or bureau and attached boards.							
Recommendation: n/a							
Time needed: 20 min	Attachments:	Yes X	No	Board vote required?	Yes	No X	
<b><u>Agenda Item:</u> September 30, 2021 Budget Status report</b>							
Background Info: Report expenditure to budget comparison report by division and/or bureau and attached boards. This report also compares current year expenditures to prior year expenditures.							
Recommendation: n/a							
Time needed: 5 min	Attachments:	Yes X	No	Board vote required	Yes	No X	

**MONTANA DEPARTMENT OF LIVESTOCK  
STATE SPECIAL REVENUE REPORT  
SEPTEMBER 30, 2021**

**DEPARTMENT OF LIVESTOCK  
STATE SPECIAL REVENUE COMPARISON FY 2022**

	FY 2021 as of September 30, 2020	FY 2022 as of September 30, 2021	Difference September 30 FY21 & FY22	Budgeted Revenue FY 2022
A	B	C	D	E
<b>Fund Description</b>				
<b>1 02425 Brands</b>				
2 New Brands & Transfers	\$ 138,930	\$ 270,656	\$ 131,726	\$ 413,725
3 Re-Recorded Brands	116,176	116,176	-	464,705
4 Security Interest Filing Fee	9,132	12,993	3,861	47,500
5 Livestock Dealers License	12,472	8,050	(4,422)	76,764
6 Field Inspections	55,547	38,273	(17,274)	334,800
7 Market Inspection Fees	131,370	187,888	56,518	1,625,200
8 Investment Earnings	1,481	1,258	(223)	55,000
9 Other Revenues	7,670	9,470	1,800	307,225
<b>10 Total Brands Division Revenue</b>	<b>\$ 472,778</b>	<b>\$ 644,764</b>	<b>\$ 171,986</b>	<b>\$ 3,324,919</b>
<b>12 02426 Per Capita Fee (PCF)</b>				
13 Per Capita Fee	\$ 261,002	\$ 231,645	\$ (29,357)	\$ 4,900,040
14 * Indirect Cost Recovery	120,848	-	(120,848)	388,230
15 Investment Earnings	7,406	2,097	(5,309)	190,322
16 Other Revenues	-	127	127	-
<b>16 Total Per Capita Fee Revenue</b>	<b>\$ 389,256</b>	<b>\$ 233,869</b>	<b>\$ (155,387)</b>	<b>\$ 5,478,592</b>
<b>18 02701 Milk Inspection</b>				
19 Inspectors Assessment	\$ 53,863	\$ 71,855	\$ 17,992	\$ 345,000
20 Investment Earnings	26	15	(11)	3,000
<b>21 Total Milk Inspection</b>	<b>\$ 53,889</b>	<b>\$ 71,870</b>	<b>\$ 17,981</b>	<b>\$ 348,000</b>
<b>23 02262 EGG GRADING</b>				
24 Inspectors Assessment	\$ 51,752	\$ 46,595	\$ (5,157)	\$ 165,000
<b>25 Total EGG GRADING</b>	<b>\$ 51,752</b>	<b>\$ 46,595</b>	<b>\$ (5,157)</b>	<b>\$ 165,000</b>
<b>27 06026 Diagnostic Lab Fees</b>				
28 *** Lab Fees	\$ 202,793	\$ 166,990	\$ (35,803)	\$ 1,196,667
29 Other Revenues	578	(1,341)	(1,919)	4,000
<b>30</b>	<b>\$ 203,371</b>	<b>\$ 167,342</b>	<b>\$ (37,722)</b>	<b>\$ 1,200,667</b>
<b>32 Combined State Special Revenue Total</b>	<b>\$ 1,171,046</b>	<b>\$ 1,164,440</b>	<b>\$ (8,299)</b>	<b>\$ 10,517,178</b>
<b>34 Voluntary Wolf Donation Fund - per 81-7-123 MCA</b>				
35 ** Donations	\$ 13,797	\$ 8,800	\$ (4,997)	\$ 50,000
36 * The FY 2022 Per Capita Fee Indirect Cost Recovery revenue calculation were calculated with the quarterly reports filed with the federal agencies in October 2021.				
37 ** The total amount of donations received from inception of the voluntary wolf donation program is \$153,130 as of September 30, 2021. The voluntary wolf donation fund is donations that will be transferred to wild life services for predator control.				
38 *** Laboratory fee revenue is recorded in the month that statements are mailed to customers. This leads to revenues being recorded in the financial statements a month after they are earned. Accordingly, the revenue for laboratory fees in the amount of \$166,990 are for the period ending August 31, 2021. At fiscal year end, revenues earned in June 2021 will be recorded in FY 2021.				

**MONTANA DEPARTMENT OF LIVESTOCK  
EXPENSE PROJECTION REPORT  
SEPTEMBER 30, 2021**

**MONTANA DEPARTMENT OF LIVESTOCK  
PROJECTED EXPENSE TO BUDGET COMPARISON REPORT  
SEPTEMBER 30, 2021**

**DIVISION:** DEPARTMENT OF LIVESTOCK  
**PROGRAM:** DEPARTMENT OF LIVESTOCK

	Year-to-Date Actual Expenses September FY 2022	Projected Expenses October to June 2022	FY 2022 Projected Year End Expense Totals	FY 2022 Budget	Projected Budget Excess/ (Deficit)
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**BUDGETED FTE** 137.62

	A	B	C	D	E	F
<b>61000 PERSONAL SERVICES</b>						
1	61100 SALARIES	\$ 1,351,147	\$ 5,383,889	\$ 6,735,036	\$ 6,704,380	\$ (30,656)
2	61200 OVERTIME	47,907	200,190	248,097	205,886	(42,211)
3	61300 OTHER/PER DIEM	400	10,050	10,450	10,300	(150)
4	61400 BENEFITS	648,871	2,277,599	2,926,470	2,903,147	(23,323)
5	<b>TOTAL PERSONAL SERVICES</b>	<u>2,048,325</u>	<u>7,871,728</u>	<u>9,920,053</u>	<u>9,823,713</u>	<u>(96,340)</u>
<b>62000 OPERATIONS</b>						
7	62100 CONTRACT	132,331	1,464,158	1,596,489	1,704,065	107,576
8	62200 SUPPLY	276,165	685,406	961,571	893,702	(67,869)
9	62300 COMMUNICATION	16,271	220,546	236,817	283,163	46,346
10	62400 TRAVEL	34,740	113,554	148,294	169,714	21,420
11	62500 RENT	109,675	522,854	632,529	767,742	135,213
12	62600 UTILITIES	5,951	39,893	45,844	45,917	73
13	62700 REPAIR & MAINT	44,714	165,406	210,120	192,848	(17,272)
14	62800 OTHER EXPENSES	80,702	516,920	597,622	599,521	1,899
15	<b>TOTAL OPERATIONS</b>	<u>700,549</u>	<u>3,728,737</u>	<u>4,429,286</u>	<u>4,656,672</u>	<u>227,386</u>
<b>63000 EQUIPMENT</b>						
17	63100 EQUIPMENT	-	44,967	44,967	44,967	-
18	<b>TOTAL EQUIPMENT</b>	<u>-</u>	<u>44,967</u>	<u>44,967</u>	<u>44,967</u>	<u>-</u>
<b>68000 TRANSFERS</b>						
20	68000 TRANSFERS	-	342,481	342,481	342,481	-
21	<b>TOTAL TRANSFERS</b>	<u>-</u>	<u>342,481</u>	<u>342,481</u>	<u>342,481</u>	<u>-</u>
22	<b>TOTAL EXPENDITURES</b>	<u>\$ 2,748,874</u>	<u>\$ 11,987,913</u>	<u>\$ 14,736,787</u>	<u>\$ 14,867,833</u>	<u>\$ 131,046</u>
<b>23</b>						
<b>24 BUDGETED FUNDS</b>						
25	01100 GENERAL FUND	\$ 640,802	\$ 2,612,170	\$ 3,252,972	\$ 3,124,616	\$ (128,356)
26	02262 SHIELDED EGG GRADING FEES	32,932	149,497	182,429	341,749	159,320
27	02425 BRAND INSPECTION FEES	873,296	2,161,267	3,034,563	3,034,563	-
28	02426 PER CAPITA FEE	495,868	3,920,870	4,416,738	4,549,102	132,364
29	02427 ANIMAL HEALTH	-	5,721	5,721	5,721	-
30	02701 MILK INSPECTION FEES	53,358	226,613	279,971	342,218	62,247
31	02817 MILK CONTROL	37,760	185,458	223,218	277,159	53,941
32	03209 MEAT & POULTRY INSPECTION	222,308	864,688	1,086,996	1,086,996	-
33	03032 SHELL EGG FEDERAL INSPECTION FEES	1,235	1,798	3,033	14,189	11,156
34	03427 FEDERAL UMBRELLA PROGRAM	107,836	761,890	869,726	869,726	-
35	03673 FEDERAL ANIMAL HEALTH DISEASE GR.	2,500	28,522	31,022	31,022	-
36	06026 DIAGNOSTIC LABORATORY FEES	280,979	1,069,419	1,350,398	1,190,772	(159,626)
37	<b>TOTAL BUDGETED FUNDS</b>	<u>\$ 2,748,874</u>	<u>\$ 11,987,913</u>	<u>\$ 14,736,787</u>	<u>\$ 14,867,833</u>	<u>\$ 131,046</u>

Due to the lag in timing that expenses are able to be posted to the accounting system, projected expenses are calculated using ten months to the end of the year instead of the anticipated nine months.

**MONTANA DEPARTMENT OF LIVESTOCK  
PROJECTED EXPENSE TO BUDGET COMPARISON REPORT  
SEPTEMBER 30, 2021**

**DIVISION: CENTRALIZED SERVICES  
PROGRAM: CENTRAL SERVICES AND BOARD OF LIVESTOCK**

	Year-to-Date Actual Expenses September FY 2022	Projected Expenses October to June 2022	FY 2022 Projected Year End Expense Totals	FY 2022 Budget	Projected Budget Excess/ (Deficit)
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<b>BUDGETED FTE</b>	13.00
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	<b>A</b>	<b>B</b>	<b>C</b>	<b>D</b>	<b>E</b>	<b>F</b>
<b>61000 PERSONAL SERVICES</b>						
<b>1</b>	61100 SALARIES	\$ 156,597	\$ 634,510	\$ 791,107	\$ 782,433	\$ (8,674)
<b>2</b>	61300 OTHER/PER DIEM	300	4,250	4,550	4,500	(50)
<b>3</b>	61400 BENEFITS	65,180	219,497	284,677	283,844	(833)
<b>4</b>	<b>TOTAL PERSONAL SERVICES</b>	<b>222,077</b>	<b>858,257</b>	<b>1,080,334</b>	<b>1,070,777</b>	<b>(9,557)</b>
<b>5</b>						
<b>62000 OPERATIONS</b>						
<b>7</b>	62100 CONTRACT	8,750	92,487	101,237	225,746	124,509
<b>8</b>	62200 SUPPLY	395	87,385	87,780	110,907	23,127
<b>9</b>	62300 COMMUNICATION	859	38,998	39,857	59,013	19,156
<b>10</b>	62400 TRAVEL	1,832	12,729	14,561	21,747	7,186
<b>11</b>	62500 RENT	40,293	133,824	174,117	260,597	86,480
<b>12</b>	62700 REPAIR & MAINT	111	2,222	2,333	4,203	1,870
<b>13</b>	62800 OTHER EXPENSES	268	26,880	27,148	40,879	13,731
<b>14</b>	<b>TOTAL OPERATIONS</b>	<b>52,508</b>	<b>394,525</b>	<b>447,033</b>	<b>723,092</b>	<b>276,059</b>
<b>15</b>	<b>68000 TRANSFERS</b>					
<b>16</b>	68000 TRANSFERS	-	102,481	102,481	102,481	-
<b>17</b>	<b>TOTAL TRANSFERS</b>	<b>-</b>	<b>102,481</b>	<b>102,481</b>	<b>102,481</b>	<b>-</b>
<b>18</b>	<b>TOTAL EXPENDITURES</b>	<b>\$ 274,585</b>	<b>\$ 1,355,263</b>	<b>\$ 1,629,848</b>	<b>\$ 1,896,350</b>	<b>\$ 266,502</b>
<b>19</b>						
<b>20 BUDGETED FUNDS</b>						
<b>21</b>	02426 PER CAPITA	\$ 274,585	\$ 1,355,263	\$ 1,629,848	\$ 1,896,350	\$ 266,502
<b>22</b>	<b>TOTAL BUDGETED FUNDS</b>	<b>\$ 274,585</b>	<b>\$ 1,355,263</b>	<b>\$ 1,629,848</b>	<b>\$ 1,896,350</b>	<b>\$ 266,502</b>

Due to the lag in timing that expenses are able to be posted to the accounting system, projected expenses are calculated using ten months to the end of the year instead of the anticipated nine months.

**MONTANA DEPARTMENT OF LIVESTOCK  
PROJECTED EXPENSE TO BUDGET COMPARISON REPORT  
SEPTEMBER 30, 2021**

**DIVISION:** CENTRALIZED SERVICES  
**PROGRAM:** LIVESTOCK LOSS BOARD

	Year-to-Date Actual Expenses September FY 2022	Projected Expenses October to June 2022	FY 2022 Projected Year End Expense Totals	FY 2022 Budget	Projected Budget Excess/ (Deficit)
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**BUDGETED FTE** 1.00

	A	B	C	D	E	F
<b>61000 PERSONAL SERVICES</b>						
<b>1</b>	61100 SALARIES	\$ 15,397	\$ 61,379	\$ 76,776	\$ 71,889	\$ (4,887)
<b>2</b>	61300 OTHER/PER DIEM	50	1,000	1,050	1,000	(50)
<b>3</b>	61400 BENEFITS	5,968	21,238	27,206	26,137	(1,069)
<b>4</b>	TOTAL PERSONAL SERVICES	21,415	83,617	105,032	99,026	(6,006)
<b>5</b>						
<b>62000 OPERATIONS</b>						
<b>7</b>	62100 CONTRACT	417	1,485	1,902	2,928	1,026
<b>8</b>	62200 SUPPLY	-	736	736	1,426	690
<b>9</b>	62300 COMMUNICATION	195	3,188	3,383	5,395	2,012
<b>10</b>	62400 TRAVEL	258	5,866	6,124	6,097	(27)
<b>11</b>	62500 RENT	850	3,055	3,905	8,933	5,028
<b>12</b>	62700 REPAIR & MAINT	-	13	13	45	32
<b>13</b>	62800 OTHER EXPENSES	67	334	401	1,505	1,104
<b>14</b>	TOTAL OPERATIONS	1,787	14,677	16,464	26,329	9,865
<b>15</b>	<b>TOTAL EXPENDITURES</b>	<u>\$ 23,202</u>	<u>\$ 98,294</u>	<u>\$ 121,496</u>	<u>\$ 125,355</u>	<u>\$ 3,859</u>
<b>16</b>						
<b>17 BUDGETED FUNDS</b>						
<b>18</b>	01100 GENERAL FUND	\$ 23,202	\$ 98,294	\$ 121,496	\$ 125,355	\$ 3,859
<b>20</b>	<b>TOTAL BUDGETED FUNDS</b>	<u>\$ 23,202</u>	<u>\$ 98,294</u>	<u>\$ 121,496</u>	<u>\$ 125,355</u>	<u>\$ 3,859</u>

Due to the lag in timing that expenses are able to be posted to the accounting system, projected expenses are calculated using ten months to the end of the year instead of the anticipated nine months.

**MONTANA DEPARTMENT OF LIVESTOCK  
PROJECTED EXPENSE TO BUDGET COMPARISON REPORT  
SEPTEMBER 30, 2021**

**DIVISION:** CENTRALIZED SERVICES  
**PROGRAM:** MILK CONTROL BUREAU

	Year-to-Date Actual Expenses September FY 2022	Projected Expenses October to June 2022	FY 2022 Projected Year End Expense Totals	FY 2022 Budget	Projected Budget Excess/ (Deficit)
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**BUDGETED FTE** 3.00

	A	B	C	D	E	F
<b>61000 PERSONAL SERVICES</b>						
<b>1</b>	61100 SALARIES	\$ 24,237	\$ 96,280	\$ 120,517	\$ 167,971	\$ 47,454
<b>2</b>	61300 OTHER/PER DIEM	50	4,800	4,850	4,800	(50)
<b>3</b>	61400 BENEFITS	9,535	35,414	44,949	53,239	8,290
<b>4</b>	<b>TOTAL PERSONAL SERVICES</b>	<u>33,822</u>	<u>136,494</u>	<u>170,316</u>	<u>226,010</u>	<u>55,694</u>
<b>5</b>						
<b>62000 OPERATIONS</b>						
<b>7</b>	62100 CONTRACT	772	29,989	30,761	19,271	(11,490)
<b>8</b>	62200 SUPPLY	819	1,253	2,072	3,380	1,308
<b>9</b>	62300 COMMUNICATION	103	3,326	3,429	5,791	2,362
<b>10</b>	62400 TRAVEL	-	4,611	4,611	5,138	527
<b>11</b>	62500 RENT	2,234	6,811	9,045	12,554	3,509
<b>12</b>	62800 OTHER EXPENSES	10	2,974	2,984	4,984	2,000
<b>13</b>	<b>TOTAL OPERATIONS</b>	<u>3,938</u>	<u>48,964</u>	<u>52,902</u>	<u>51,149</u>	<u>(1,753)</u>
<b>14</b>	<b>TOTAL EXPENDITURES</b>	<u>\$ 37,760</u>	<u>\$ 185,458</u>	<u>\$ 223,218</u>	<u>\$ 277,159</u>	<u>\$ 53,941</u>
<b>15</b>						
<b>16 BUDGETED FUNDS</b>						
<b>17</b>	02817 MILK CONTROL	\$ 37,760	\$ 185,458	\$ 223,218	\$ 277,159	\$ 53,941
<b>18</b>	<b>TOTAL BUDGETED FUNDS</b>	<u>\$ 37,760</u>	<u>\$ 185,458</u>	<u>\$ 223,218</u>	<u>\$ 277,159</u>	<u>\$ 53,941</u>

Due to the lag in timing that expenses are able to be posted to the accounting system, projected expenses are calculated using ten months to the end of the year instead of the anticipated nine months.

**MONTANA DEPARTMENT OF LIVESTOCK  
PROJECTED EXPENSE TO BUDGET COMPARISON REPORT  
SEPTEMBER 30, 2021**

**DIVISION:** ANIMAL HEALTH DIVISION - STATE VETERINARIAN  
**PROGRAM:** STATE VETERINARIAN IMPORT OFFICE

	Year-to-Date Actual Expenses September FY 2022	Projected Expenses October to June 2022	FY 2022 Projected Year End Expense Totals	FY 2022 Budget	Projected Budget Excess/ (Deficit)
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**BUDGETED FTE** 8.50

	<b>A</b>	<b>B</b>	<b>C</b>	<b>D</b>	<b>E</b>	<b>F</b>
<b>61000 PERSONAL SERVICES</b>						
<b>1</b>	61100 SALARIES	\$ 97,229	\$ 382,586	\$ 479,815	\$ 491,543	\$ 11,728
<b>2</b>	61400 BENEFITS	43,523	155,703	199,226	205,756	6,530
<b>3</b>	<b>TOTAL PERSONAL SERVICES</b>	<b>140,752</b>	<b>538,289</b>	<b>679,041</b>	<b>697,299</b>	<b>18,258</b>
<b>4</b>						
<b>62000 OPERATIONS</b>						
<b>6</b>	62100 CONTRACT	4,440	29,127	33,567	34,268	701
<b>7</b>	62200 SUPPLY	1,033	11,422	12,455	11,716	(739)
<b>8</b>	62300 COMMUNICATION	1,855	25,753	27,608	25,344	(2,264)
<b>9</b>	62400 TRAVEL	1,638	9,152	10,790	8,487	(2,303)
<b>10</b>	62500 RENT	1,463	7,862	9,325	5,890	(3,435)
<b>11</b>	62700 REPAIR & MAINT	135	6,474	6,609	4,465	(2,144)
<b>12</b>	62800 OTHER EXPENSES	1,667	15,785	17,452	12,391	(5,061)
<b>13</b>	<b>TOTAL OPERATIONS</b>	<b>12,231</b>	<b>105,575</b>	<b>117,806</b>	<b>102,561</b>	<b>(15,245)</b>
<b>14</b>	<b>TOTAL EXPENDITURES</b>	<b>\$ 152,983</b>	<b>\$ 643,864</b>	<b>\$ 796,847</b>	<b>\$ 799,860</b>	<b>\$ 3,013</b>
<b>15</b>						
<b>16 BUDGETED FUNDS</b>						
<b>17</b>	02426 PER CAPITA FEE	\$ 152,983	\$ 643,864	\$ 796,847	\$ 799,860	\$ 3,013
<b>18</b>	<b>TOTAL BUDGET FUNDING</b>	<b>\$ 152,983</b>	<b>\$ 643,864</b>	<b>\$ 796,847</b>	<b>\$ 799,860</b>	<b>\$ 3,013</b>

Due to the lag in timing that expenses are able to be posted to the accounting system, projected expenses are calculated using ten months to the end of the year instead of the anticipated nine months.

**MONTANA DEPARTMENT OF LIVESTOCK  
PROJECTED EXPENSE TO BUDGET COMPARISON REPORT  
SEPTEMBER 30, 2021**

**DIVISION:** ANIMAL HEALTH DIVISION - STATE VETERINARIAN  
**PROGRAM:** DESIGNATED SURVEILLANCE AREA (DSA) & FEDERAL ANIMAL HEALTH DISEASE GRANTS

	Year-to-Date Actual Expenses September FY 2022	Projected Expenses October to June 2022	FY 2022 Projected Year End Expense Totals	FY 2022 Budget	Projected Budget Excess/ (Deficit)
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**BUDGETED FTE** 5.75

	A	B	C	D	E	F
<b>61000 PERSONAL SERVICES</b>						
<b>1</b>	61100 SALARIES	\$ 61,161	\$ 240,393	\$ 301,554	\$ 311,613	\$ 10,059
<b>2</b>	61400 BENEFITS	29,887	101,425	131,312	132,371	1,059
<b>3</b>	<b>TOTAL PERSONAL SERVICES</b>	<u>91,048</u>	<u>341,818</u>	<u>432,866</u>	<u>443,984</u>	<u>11,118</u>
<b>4</b>						
<b>62000 OPERATIONS</b>						
<b>6</b>	62100 CONTRACT	37,614	970,558	1,008,172	1,008,813	641
<b>7</b>	62200 SUPPLY	24,694	10,254	34,948	35,002	54
<b>8</b>	62300 COMMUNICATION	567	4,288	4,855	5,416	561
<b>9</b>	62400 TRAVEL	4,203	10,406	14,609	14,898	289
<b>10</b>	62500 RENT	3,877	22,441	26,318	27,743	1,425
<b>11</b>	62700 REPAIR & MAINT	7,100	6,705	13,805	14,041	236
<b>12</b>	62800 OTHER EXPENSES	2,015	78,561	80,576	84,369	3,793
<b>13</b>	<b>TOTAL OPERATIONS</b>	<u>80,070</u>	<u>1,103,213</u>	<u>1,183,283</u>	<u>1,190,282</u>	<u>6,999</u>
<b>14</b>	<b>68000 TRANSFERS</b>					
<b>15</b>	68000 TRANSFERS	-	240,000	240,000	240,000	-
<b>16</b>	<b>TOTAL TRANSFERS</b>	<u>-</u>	<u>240,000</u>	<u>240,000</u>	<u>240,000</u>	<u>-</u>
<b>17</b>	<b>TOTAL EXPENDITURES</b>	<u>\$ 171,118</u>	<u>\$ 1,685,031</u>	<u>\$ 1,856,149</u>	<u>\$ 1,874,266</u>	<u>\$ 18,117</u>
<b>18</b>						
<b>19 BUDGETED FUNDS</b>						
<b>20</b>	01100 GENERAL FUND	\$ 63,282	\$ 923,141	\$ 986,423	\$ 1,004,540	\$ 18,117
<b>21</b>	03427 AH FEDERAL UMBRELLA	107,836	761,890	869,726	869,726	-
<b>22</b>	<b>TOTAL BUDGETED FUNDS</b>	<u>\$ 171,118</u>	<u>\$ 1,685,031</u>	<u>\$ 1,856,149</u>	<u>\$ 1,874,266</u>	<u>\$ 18,117</u>

Due to the lag in timing that expenses are able to be posted to the accounting system, projected expenses are calculated using ten months to the end of the year instead of the anticipated nine months.



**MONTANA DEPARTMENT OF LIVESTOCK  
PROJECTED EXPENSE TO BUDGET COMPARISON REPORT  
SEPTEMBER 30, 2021**

**DIVISION: MILK & EGG BUREAU**  
**PROGRAM: MILK AND EGG / SHIELDED EGG GRADING**

	Year-to-Date				
	Actual	Projected	Projected FY	Projected	Projected
	Expenses	Expenses	2021	FY 2022	Excess/
	September	October to	2021	Budget	(Deficit)
	FY 2022	June 2022	Expenses		

**BUDGETED FTE** 6.75

	A	B	C	D	E	F
<b>61000 PERSONAL SERVICES</b>						
<b>1</b>	61100 SALARIES	\$ 45,453	\$ 191,404	\$ 236,857	\$ 337,574	\$ 100,717
<b>2</b>	61200 OVERTIME	1,376	3,623	4,999	4,773	(226)
<b>3</b>	61400 BENEFITS	24,587	87,012	111,599	147,919	36,320
<b>4</b>	TOTAL PERSONAL SERVICES	71,416	282,039	353,455	490,266	136,811
<b>5</b>						
<b>62000 OPERATIONS</b>						
<b>7</b>	62100 CONTRACT	7,942	58,775	66,717	103,441	36,724
<b>8</b>	62200 SUPPLY	1,181	4,156	5,337	11,152	5,815
<b>9</b>	62300 COMMUNICATION	506	5,349	5,855	18,807	12,952
<b>10</b>	62400 TRAVEL	4,235	9,041	13,276	24,739	11,463
<b>11</b>	62500 RENT	2,032	12,526	14,558	25,579	11,021
<b>12</b>	62700 REPAIR & MAINT	-	224	224	1,526	1,302
<b>13</b>	62800 OTHER EXPENSES	213	5,798	6,011	22,646	16,635
<b>14</b>	TOTAL OPERATIONS	16,109	95,869	111,978	207,890	95,912
<b>15</b>	<b>TOTAL EXPENDITURES</b>	<u>\$ 87,525</u>	<u>\$ 377,908</u>	<u>\$ 465,433</u>	<u>\$ 698,156</u>	<u>\$ 232,723</u>
<b>16</b>						
<b>17 BUDGETED FUNDS</b>						
<b>18</b>	02262 SHIELDED EGG GRADING FEES	\$ 32,932	\$ 149,497	\$ 182,429	\$ 341,749	\$ 159,320
<b>19</b>	02701 MILK INSPECTION FEES	53,358	226,613	279,971	342,218	62,247
<b>20</b>	03202 SHELL EGG FEDERAL INSPECTION	1,235	1,798	3,033	14,189	11,156
<b>21</b>	<b>TOTAL BUDGET FUNDING</b>	<u>\$ 87,525</u>	<u>\$ 377,908</u>	<u>\$ 465,433</u>	<u>\$ 698,156</u>	<u>\$ 232,723</u>

Due to the lag in timing that expenses are able to be posted to the accounting system, projected expenses are calculated using ten months to the end of the year instead of the anticipated nine months.

**MONTANA DEPARTMENT OF LIVESTOCK  
PROJECTED EXPENSE TO BUDGET COMPARISON REPORT  
SEPTEMBER 30, 2021**

**DIVISION:** MEAT & POULTRY INSPECTION PROGRAM  
**PROGRAM:** MEAT INSPECTION

	Year-to-Date Actual Expenses September FY 2022	Projected Expenses October to June 2022	FY 2022 Projected Year End Expense Totals	FY 2022 Budget	Projected Budget Excess/ (Deficit)
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<b>BUDGETED FTE</b>	24.50
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	A	B	C	D	E	F
<b>61000 PERSONAL SERVICES</b>						
<b>1</b>	61100 SALARIES	\$ 191,355	\$ 877,288	\$ 1,068,643	\$ 977,897	\$ (90,746)
<b>2</b>	61200 OVERTIME	22,132	45,241	67,373	67,228	(145)
<b>3</b>	61400 BENEFITS	105,390	403,342	508,732	481,561	(27,171)
<b>4</b>	TOTAL PERSONAL SERVICES	<u>318,877</u>	<u>1,325,871</u>	<u>1,644,748</u>	<u>1,526,686</u>	<u>(118,062)</u>
<b>5</b>						
<b>62000 OPERATIONS</b>						
<b>7</b>	62100 CONTRACT	17,098	47,080	64,178	64,140	(38)
<b>8</b>	62200 SUPPLY	1,727	16,837	18,564	27,058	8,494
<b>9</b>	62300 COMMUNICATION	2,346	20,181	22,527	25,119	2,592
<b>10</b>	62400 TRAVEL	15,827	33,926	49,753	54,267	4,514
<b>11</b>	62500 RENT	30,135	116,834	146,969	144,017	(2,952)
<b>12</b>	62700 REPAIR & MAINT	82	14,079	14,161	9,900	(4,261)
<b>13</b>	62800 OTHER EXPENSES	65,678	279,685	345,363	304,744	(40,619)
<b>14</b>	TOTAL OPERATIONS	<u>132,893</u>	<u>528,622</u>	<u>661,515</u>	<u>629,245</u>	<u>(32,270)</u>
<b>15</b>	<b>TOTAL EXPENDITURES</b>	<u>\$ 451,770</u>	<u>\$ 1,854,493</u>	<u>\$ 2,306,263</u>	<u>\$ 2,155,931</u>	<u>\$ (150,332)</u>
<b>16</b>						
<b>17 BUDGETED FUNDS</b>						
<b>18</b>	01100 GENERAL FUND	\$ 229,462	\$ 984,084	\$ 1,213,546	\$ 1,063,214	\$ (150,332)
<b>19</b>	02427 ANIMAL HEALTH FEES	-	5,721	5,721	5,721	-
<b>20</b>	03209 MEAT & POULTRY INSPECTION	222,308	864,688	1,086,996	1,086,996	-
<b>21</b>	<b>TOTAL BUDGET FUNDING</b>	<u>\$ 451,770</u>	<u>\$ 1,854,493</u>	<u>\$ 2,306,263</u>	<u>\$ 2,155,931</u>	<u>\$ (150,332)</u>

Due to the lag in timing that expenses are able to be posted to the accounting system, projected expenses are calculated using ten months to the end of the year instead of the anticipated nine months.

**MONTANA DEPARTMENT OF LIVESTOCK  
PROJECTED EXPENSE TO BUDGET COMPARISON REPORT  
SEPTEMBER 30, 2021**

**DIVISION: BRANDS ENFORCEMENT  
PROGRAM: BRANDS ENFORCEMENT**

	Year-to-Date Actual Expenses September FY 2022	Projected Expenses October to June 2022	FY 2022 Projected Year End Expense Totals	FY 2022 Budget	Projected Budget Excess/ (Deficit)
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**BUDGETED FTE** 53.11

	A	B	C	D	E	F
<b>61000 PERSONAL SERVICES</b>						
<b>1</b>	61100 SALARIES	\$ 512,773	\$ 1,979,168	\$ 2,491,941	\$ 2,419,672	\$ (72,269)
<b>2</b>	61200 OVERTIME	24,399	151,326	175,725	133,885	(41,840)
<b>3</b>	61400 BENEFITS	255,864	768,062	1,023,926	986,780	(37,146)
<b>4</b>	<b>TOTAL PERSONAL SERVICES</b>	<b>793,036</b>	<b>2,898,556</b>	<b>3,691,592</b>	<b>3,540,337</b>	<b>(151,255)</b>
<b>5</b>						
<b>62000 OPERATIONS</b>						
<b>7</b>	62100 CONTRACT	37,795	104,463	142,258	145,020	2,762
<b>8</b>	62200 SUPPLY	5,921	84,784	90,705	97,171	6,466
<b>9</b>	62300 COMMUNICATION	7,940	90,101	98,041	99,977	1,936
<b>10</b>	62400 TRAVEL	6,345	22,704	29,049	30,762	1,713
<b>11</b>	62500 RENT	27,702	142,799	170,501	170,621	120
<b>12</b>	62600 UTILITIES	-	6,500	6,500	6,500	-
<b>13</b>	62700 REPAIR & MAINT	3,717	45,038	48,755	49,026	271
<b>14</b>	62800 OTHER EXPENSES	3,172	57,580	60,752	61,588	836
<b>15</b>	<b>TOTAL OPERATIONS</b>	<b>92,592</b>	<b>553,969</b>	<b>646,561</b>	<b>660,665</b>	<b>14,104</b>
<b>16</b>	<b>TOTAL EXPENDITURES</b>	<b>\$ 885,628</b>	<b>\$ 3,452,525</b>	<b>\$ 4,338,153</b>	<b>\$ 4,201,002</b>	<b>\$ (137,151)</b>
<b>17</b>						
<b>18 BUDGETED FUNDS</b>						
<b>19</b>	02425 BRAND INSPECTION FEES	\$ 873,296	\$ 2,161,267	\$ 3,034,563	\$ 3,034,563	\$ -
<b>20</b>	02426 PER CAPITA FEES	12,332	1,291,258	1,303,590	1,166,439	(137,151)
<b>21</b>	<b>TOTAL BUDGET FUNDING</b>	<b>\$ 885,628</b>	<b>\$ 3,452,525</b>	<b>\$ 4,338,153</b>	<b>\$ 4,201,002</b>	<b>\$ (137,151)</b>

Due to the lag in timing that expenses are able to be posted to the accounting system, projected expenses are calculated using ten months to the end of the year instead of the anticipated nine months.

**MONTANA DEPARTMENT OF LIVESTOCK  
EXPENSE COMPARISON REPORT  
SEPTEMBER 30, 2021**

**MONTANA DEPARTMENT OF LIVESTOCK  
BUDGETARY EXPENSE COMPARISON REPORT  
SEPTEMBER 30, 2021**

**DIVISION: DEPARTMENT OF LIVESTOCK  
PROGRAM: DEPARTMENT OF LIVESTOCK**

BUDGET TO ACTUAL EXPENSE COMPARISON REPORT	FY 2022 Budget	Year-to-Date Actual Expenses September FY 2022	Prior Year Actual Expenses September FY 2021	Year to Year Comparison	Balance of Budget Available
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**BUDGETED FTE** 137.62

	A	B	C	D	E	F
<b>61000 PERSONAL SERVICES</b>						
1	61100 SALARIES	\$ 6,704,380	\$ 1,351,147	\$ 1,329,151	\$ 21,996	\$ 5,353,233
2	61200 OVERTIME	205,886	47,907	26,115	21,792	157,979
3	61300 OTHER/PER DIEM	10,300	400	900	(500)	9,900
4	61400 BENEFITS	2,903,147	648,871	611,078	37,793	2,254,276
5	TOTAL PERSONAL SERVICES	<u>9,823,713</u>	<u>2,048,325</u>	<u>1,967,244</u>	<u>81,081</u>	<u>7,775,388</u>
6						
<b>62000 OPERATIONS</b>						
8	62100 CONTRACT	1,704,065	132,331	195,234	(62,903)	1,571,734
9	62200 SUPPLY	893,702	276,165	192,341	83,824	617,537
10	62300 COMMUNICATION	283,163	16,271	32,053	(15,782)	266,892
11	62400 TRAVEL	169,714	33,740	17,209	16,531	135,974
12	62500 RENT	767,742	109,675	130,764	(21,089)	658,067
13	62600 UTILITIES	45,917	5,951	8,928	(2,977)	39,966
14	62700 REPAIR & MAINT	192,848	44,714	75,649	(30,935)	148,134
15	62800 OTHER EXPENSES	599,521	81,702	137,448	(55,746)	517,819
16	TOTAL OPERATIONS	<u>4,656,672</u>	<u>700,549</u>	<u>789,626</u>	<u>(89,077)</u>	<u>3,956,123</u>
17	<b>63000 EQUIPMENT</b>					
18	63100 EQUIPMENT	44,967	-	48,863	(48,863)	44,967
19	TOTAL EQUIPMENT	<u>44,967</u>	<u>-</u>	<u>48,863</u>	<u>(48,863)</u>	<u>44,967</u>
20	<b>68000 TRANSFERS</b>					
21	68000 TRANSFERS	342,481	-	-	-	342,481
22	TOTAL TRANSFERS	<u>342,481</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>342,481</u>
23	TOTAL	<u>\$ 14,867,833</u>	<u>\$ 2,748,874</u>	<u>\$ 2,805,733</u>	<u>\$ (56,859)</u>	<u>\$ 12,118,959</u>
24						
25	<b>FUND</b>					
26	01100 GENDERAL FUND	\$ 3,124,616	\$ 640,802	\$ 417,749	\$ 223,053	\$ 2,483,814
28	02262 SHIELDED EGG GRADING FEES	341,749	32,932	27,366	5,566	308,817
29	02425 BRAND INSPECTION FEES	3,034,563	873,296	807,173	66,123	2,161,267
30	02426 PER CAPITA FEE	4,549,102	495,868	779,343	(283,475)	4,053,234
31	02427 ANIMAL HEALTH	5,721	-	-	-	5,721
32	02701 MILK INSPECTION FEES	342,218	53,358	50,065	3,293	288,860
33	02817 MILK CONTROL	277,159	37,760	45,291	(7,531)	239,399
34	03209 MEAT & POULTRY INSPECTION-FEC	1,086,996	222,308	245,814	(23,506)	864,688
35	03032 SHELL EGG FEDERAL INSPECTION	14,189	1,235	168	1,067	12,954
36	03427 AH FEDERAL UMBRELLA	869,726	107,836	114,979	(7,143)	761,890
37	03673 FEDERAL ANIMAL HEALTH DISEASE	31,022	2,500	48,863	(46,363)	28,522
38	06026 DIAGNOSTIC LABORATORY FEES	1,190,772	280,979	268,922	12,057	909,793
39	TOTAL BUDGET FUNDING	<u>\$ 14,867,833</u>	<u>\$ 2,748,874</u>	<u>\$ 2,805,733</u>	<u>\$ (56,859)</u>	<u>\$ 12,118,959</u>

The Department of Livestock is budgeted for \$14,867,833 and 137.62 FTE in FY 2022. Personal services budget is 21% expended with 20% of payrolls complete. Personal services expended as of September 2021 was \$81,081 higher than September 2020. Operations are 15% expended with 17% of the budget year lapsed. Operation expenses as of September 2021 were \$89,077 lower than September 2020. Overall, Department of Livestock total expenditures were \$56,859 lower than the same period last year. As of September 30, 2021, 18% of the department's budget has been expended.

**MONTANA DEPARTMENT OF LIVESTOCK  
BUDGETARY EXPENSE COMPARISON REPORT  
SEPTEMBER 30, 2021**

**DIVISION:** CENTRALIZED SERVICES  
**PROGRAM:** CENTRAL SERVICES AND BOARD OF LIVESTOCK

BUDGET TO ACTUAL EXPENSE COMPARISON REPORT	FY 2022 Budget	Year-to-Date	Same Period	Year to Year Comparison	Balance of Budget Available
		Actual Expenses September FY 2022	Prior Year Actual Expenses September FY 2021		

**BUDGETED FTE** 13.00

	A	B	C	D	E	F
<b>61000 PERSONAL SERVICES</b>						
1	61100 SALARIES	\$ 782,433	\$ 156,597	\$ 163,649	\$ (7,052)	\$ 625,836
2	61300 OTHER/PER DIEM	4,500	300	650	(350)	4,200
3	61400 BENEFITS	283,844	65,180	62,633	2,547	218,664
4	TOTAL PERSONAL SERVICES	<u>1,070,777</u>	<u>222,077</u>	<u>226,932</u>	<u>(4,855)</u>	<u>848,700</u>
5						
<b>62000 OPERATIONS</b>						
7	62100 CONTRACT	225,746	8,750	24,002	(15,252)	216,996
8	62200 SUPPLY	110,907	395	23,378	(22,983)	110,512
9	62300 COMMUNICATION	59,013	859	4,234	(3,375)	58,154
10	62400 TRAVEL	21,747	1,929	2,613	(684)	19,818
11	62500 RENT	260,597	40,197	25,196	15,001	220,400
12	62700 REPAIR & MAINT	4,203	111	99	12	4,092
13	62800 OTHER EXPENSES	40,879	267	1,895	(1,628)	40,612
14	TOTAL OPERATIONS	<u>723,092</u>	<u>52,508</u>	<u>81,417</u>	<u>(28,909)</u>	<u>670,584</u>
15	<b>68000 TRANSFERS</b>					
16	68000 TRANSFERS	102,481	-	-	-	102,481
17	TOTAL TRANSFERS	<u>102,481</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>102,481</u>
18	<b>TOTAL EXPENDITURES</b>	<u>\$ 1,896,350</u>	<u>\$ 274,585</u>	<u>\$ 308,349</u>	<u>\$ (33,764)</u>	<u>\$ 1,621,765</u>
19						
<b>20 BUDGETED FUNDS</b>						
21	02426 PER CAPITA	1,896,350	\$ 274,585	\$ 308,349	\$ (33,764)	\$ 1,621,765
22	<b>TOTAL BUDGETED FUNDS</b>	<u>\$ 1,896,350</u>	<u>\$ 274,585</u>	<u>\$ 308,349</u>	<u>\$ (33,764)</u>	<u>\$ 1,621,765</u>

Central Services And Board Of Livestock is budgeted \$1,896,350 and 13.00 FTE in FY 2022 and is funded with per capita fees. Personal services budget is 21% expended with 20% of payrolls complete. The personal services expended through September 2021 was \$4,855 lower than September 2020. Operation expenses are 7% expended as of September 2021 and were \$28,909 lower than September 2020. Overall, CSD total expenditures were \$33,764 lower than the same period last year. As of September 30, 2021, CSD has expended 14% of the its budget.

**MONTANA DEPARTMENT OF LIVESTOCK  
BUDGETARY EXPENSE COMPARISON REPORT  
SEPTEMBER 30, 2021**

**DIVISION: CENTRALIZED SERVICES  
PROGRAM: LIVESTOCK LOSS BOARD**

BUDGET TO ACTUAL EXPENSE COMPARISON REPORT		FY 2022 Budget	Year-to-Date Actual Expenses September FY 2022	Same Period Prior Year Actual Expenses September FY 2021	Year to Year Comparison	Balance of Budget Available
BUDGETED FTE		1.00				
	<b>A</b>	<b>B</b>	<b>C</b>	<b>D</b>	<b>E</b>	<b>F</b>
61000 PERSONAL SERVICES						
<b>1</b>	61100 SALARIES	\$ 71,889	\$ 15,397	\$ 15,417	\$ (20)	\$ 56,492
<b>2</b>	61300 OTHER/PER DIEM	1,000	50	100	(50)	950
<b>3</b>	61400 BENEFITS	26,137	5,968	5,503	465	20,169
<b>4</b>	TOTAL PERSONAL SERVICES	99,026	21,415	21,020	395	77,611
<b>5</b>						
62000 OPERATIONS						
<b>7</b>	62100 CONTRACT	2,928	417	495	(78)	2,511
<b>8</b>	62200 SUPPLY	1,426	-	324	(324)	1,426
<b>9</b>	62300 COMMUNICATION	5,395	195	372	(177)	5,200
<b>10</b>	62400 TRAVEL	6,097	258	-	258	5,839
<b>11</b>	62500 RENT	8,933	850	595	255	8,083
<b>12</b>	62700 REPAIR & MAINT	45	-	-	-	45
<b>13</b>	62800 OTHER EXPENSES	1,505	67	337	(270)	1,438
<b>14</b>	TOTAL OPERATIONS	26,329	1,787	2,123	(336)	24,542
<b>15</b>	<b>TOTAL EXPENDITURES</b>	<u>\$ 125,355</u>	<u>\$ 23,202</u>	<u>\$ 23,143</u>	<u>\$ 59</u>	<u>\$ 102,153</u>
<b>16</b>						
<b>17 BUDGETED FUNDS</b>						
<b>18</b>	01100 GENERAL FUND	\$ 125,355	\$ 23,202	\$ 23,143	\$ 59	\$ 102,153
<b>19</b>	<b>TOTAL BUDGETED FUNDS</b>	<u>\$ 125,355</u>	<u>\$ 23,202</u>	<u>\$ 23,143</u>	<u>\$ 59</u>	<u>\$ 102,153</u>

In FY 2022, the Livestock Loss Board is budgeted \$125,355 with 1.00 FTE funded with general funds and \$10,306 of state special revenue funds (see note below). The personal services budget is 22% expended with 20% of payrolls complete. Personal services expended as of September 2021 was \$395 higher than September 2020. Operations are 7% expended with 17% of the budget year lapsed. Operation expenses as of September 2021 were \$336 lower than September 2020. Overall, Livestock Loss Board total expenditures were \$59 higher than the same period last year. As of September 30, 2021, LLB has expended 19% of its budget.

**MONTANA DEPARTMENT OF LIVESTOCK  
BUDGETARY EXPENSE COMPARISON REPORT  
SEPTEMBER 30, 2021**

**DIVISION:** CENTRALIZED SERVICES  
**PROGRAM:** MILK CONTROL BUREAU

BUDGET TO ACTUAL EXPENSE COMPARISON REPORT	FY 2022 Budget	Year-to-Date	Same Period	Year to Year Comparison	Balance of Budget Available
		Actual Expenses September FY 2022	Prior Year Actual Expenses September FY 2021		

**BUDGETED FTE** 3.00

	A	B	C	D	E	F
<b>61000 PERSONAL SERVICES</b>						
1	61100 SALARIES	\$ 167,971	\$ 24,237	\$ 24,865	\$ (628)	\$ 143,734
2	61300 OTHER/PER DIEM	4,800	50	150	(100)	4,750
3	61400 BENEFITS	53,239	9,535	9,657	(122)	43,704
4	TOTAL PERSONAL SERVICES	226,010	33,822	34,672	(850)	192,188
5						
<b>62000 OPERATIONS</b>						
7	62100 CONTRACT	19,271	772	6,345	(5,573)	18,499
8	62200 SUPPLY	3,380	819	992	(173)	2,561
9	62300 COMMUNICATION	5,791	103	809	(706)	5,688
10	62400 TRAVEL	5,138	-	-	-	5,138
11	62500 RENT	12,554	2,234	1,138	1,096	10,320
12	62700 REPAIR & MAINT	31	-	-	-	31
12	62800 OTHER EXPENSES	4,984	10	1,335	(1,325)	4,974
13	TOTAL OPERATIONS	51,149	3,938	10,619	(6,681)	47,211
14	<b>TOTAL EXPENDITURES</b>	<u>\$ 277,159</u>	<u>\$ 37,760</u>	<u>\$ 45,291</u>	<u>\$ (7,531)</u>	<u>\$ 239,399</u>
15						
<b>16 BUDGETED FUNDS</b>						
17	02817 MILK CONTROL	\$ 277,159	\$ 37,760	\$ 45,291	\$ (7,531)	\$ 239,399
18	<b>TOTAL BUDGETED FUNDS</b>	<u>\$ 277,159</u>	<u>\$ 37,760</u>	<u>\$ 45,291</u>	<u>\$ (7,531)</u>	<u>\$ 239,399</u>

In FY 2022, The Milk Control Bureau is budgeted \$277,159 and has 3.00 FTE. The bureau is funded with milk industry fees. The personal services budget is 15% expended with 20% of payrolls complete. Personal services expended as of September 2021 were \$850 lower than September 2020. Operations are 8% expended with 17% of the budget year lapsed. Operation expenses as of September 2021 were \$6,681 lower than September 2020. Overall, Milk Control Bureau total expenditures were \$7,531 lower than the same period last year. As of September 30, 2021, the Milk Control Bureau has expended 14% of its budget.

**MONTANA DEPARTMENT OF LIVESTOCK  
BUDGETARY EXPENSE COMPARISON REPORT  
SEPTEMBER 30, 2021**

**DIVISION:** ANIMAL HEALTH DIVISION - STATE VETERINARIAN  
**PROGRAM:** STATE VETERINARIAN IMPORT OFFICE

BUDGET TO ACTUAL EXPENSE COMPARISON REPORT	FY 2022 Budget	Year-to-Date	Same Period	Year to Year Comparison	Balance of Budget Available
		Actual Expenses September FY 2022	Prior Year Actual Expenses September FY 2021		

BUDGETED FTE 8.50

	A	B	C	D	E	F
<b>61000 PERSONAL SERVICES</b>						
<b>1</b>	61100 SALARIES	\$ 491,543	\$ 97,229	\$ 96,106	\$ 1,123	\$ 394,314
<b>2</b>	61400 BENEFITS	205,756	43,523	39,852	3,671	162,233
<b>3</b>	TOTAL PERSONAL SERVICES	<u>697,299</u>	<u>140,752</u>	<u>135,958</u>	<u>4,794</u>	<u>556,547</u>
<b>4</b>						
<b>62000 OPERATIONS</b>						
<b>6</b>	62100 CONTRACT	34,268	4,440	10,200	(5,760)	29,828
<b>7</b>	62200 SUPPLY	11,716	1,033	2,736	(1,703)	10,683
<b>8</b>	62300 COMMUNICATION	25,344	1,855	4,899	(3,044)	23,489
<b>9</b>	62400 TRAVEL	8,487	1,638	502	1,136	6,849
<b>10</b>	62500 RENT	5,890	1,463	2,036	(573)	4,427
<b>11</b>	62700 REPAIR & MAINT	4,465	135	3,013	(2,878)	4,330
<b>12</b>	62800 OTHER EXPENSES	12,391	1,667	2,671	(1,004)	10,724
<b>13</b>	TOTAL OPERATIONS	<u>102,561</u>	<u>12,231</u>	<u>26,057</u>	<u>(13,826)</u>	<u>90,330</u>
<b>14</b>	<b>63000 EQUIPMENT</b>					
<b>15</b>	63100 EQUIPMENT	-	-	-	-	-
<b>16</b>	TOTAL EQUIPMENT	-	-	-	-	-
<b>17</b>	TOTAL	<u>\$ 799,860</u>	<u>\$ 152,983</u>	<u>\$ 162,015</u>	<u>\$ (9,032)</u>	<u>\$ 646,877</u>
<b>18</b>						
<b>19 FUND</b>						
<b>20</b>	02426 PER CAPITA FEE	\$ 799,860	\$ 152,983	\$ 162,015	\$ (9,032)	\$ 646,877
<b>22</b>	TOTAL BUDGET FUNDING	<u>\$ 799,860</u>	<u>\$ 152,983</u>	<u>\$ 162,015</u>	<u>\$ (9,032)</u>	<u>\$ 646,877</u>

The State Veterinarian Office includes Import and Alternative Livestock. In FY 2022, the State Veterinarian Import Office is budgeted \$799,860 with 8.50 FTE and is funded with 02426 per capita fees. The personal services budget is 20% expended with 20% of payrolls complete. Personal services expended as of September 2021 was \$4,794 higher than September 2020. Operations are 12% expended with 17% of the budget year lapsed. Operation expenses as of September 2021 were \$13,826 lower than September 2020. Animal Health has spent \$9,032 less than the same period in FY 2021. As of September 30, 2021 the Animal Health Import Office has expended 19% of its budget.

**MONTANA DEPARTMENT OF LIVESTOCK  
BUDGETARY EXPENSE COMPARISON REPORT  
SEPTEMBER 30, 2021**

**DIVISION:** ANIMAL HEALTH DIVISION - STATE VETERINARIAN  
**PROGRAM:** DESIGNATED SURVEILLANCE AREA (DSA) & FEDERAL ANIMAL HEALTH DISEASE GRANTS

BUDGET TO ACTUAL EXPENSE COMPARISON REPORT	FY 2022 Budget	Year-to-Date	Same Period	Year to Year Comparison	Balance of Budget Available
		Actual Expenses September FY 2022	Prior Year Actual Expenses September FY 2021		

BUDGETED FTE	5.75
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	A	B	C	D	E	F
<b>61000 PERSONAL SERVICES</b>						
1	61100 SALARIES	\$ 311,613	\$ 61,161	\$ 61,443	\$ (282)	\$ 250,452
2	61400 BENEFITS	132,371	29,887	27,620	2,267	102,484
3	TOTAL PERSONAL SERVICES	443,984	91,048	89,063	1,985	352,936
4						
<b>62000 OPERATIONS</b>						
6	62100 CONTRACT	1,008,813	37,614	60,445	(22,831)	971,199
7	62200 SUPPLY	35,002	24,694	4,518	20,176	10,308
8	62300 COMMUNICATION	5,416	567	1,266	(699)	4,849
9	62400 TRAVEL	14,898	4,203	427	3,776	10,695
10	62500 RENT	27,743	3,877	27,555	(23,678)	23,866
11	62700 REPAIR & MAINT	14,041	7,100	2,182	4,918	6,941
12	62800 OTHER EXPENSES	84,369	2,015	15,096	(13,081)	82,354
13	TOTAL OPERATIONS	1,190,282	80,070	111,489	(31,419)	1,110,212
14	68000 TRANSFERS	240,000	-	-	-	240,000
15	TOTAL TRANSFERS	240,000	-	-	-	240,000
16	<b>TOTAL EXPENDITURES</b>	<b>\$ 1,874,266</b>	<b>\$ 171,118</b>	<b>\$ 200,552</b>	<b>\$ (29,434)</b>	<b>\$ 1,703,148</b>
17						
<b>18 BUDGETED FUNDS</b>						
19	01100 GENERAL FUND	\$ 1,004,540	\$ 63,282	\$ 85,573	\$ (22,291)	\$ 941,258
20	03427 FEDERAL FUNDING	\$ 869,726	107,836	114,979	(7,143)	761,890
21	<b>TOTAL BUDGETED FUNDS</b>	<b>\$ 1,874,266</b>	<b>\$ 171,118</b>	<b>\$ 200,552</b>	<b>\$ (29,434)</b>	<b>\$ 1,703,148</b>

The Designated Surveillance Area (DSA) is budgeted for \$1,004,540 and 2.00 FTE in FY 2022 and is funded with General Funds. The Federal Animal Disease Grants is budgeted for \$869,726 and 3.75 FTE in FY 2022 and is funded with Federal Funds. The personal services budget is 21% expended with 20% of payrolls complete. Personal services expended as of September 2021 was \$1,985 higher than September 2020. Operations are 7% expended with 17% of the budget year lapsed. Operation expenses as of September 2021 were \$31,419 lower than September 2020. Overall, total expenditures were \$29,434 lower than the same period last year with 9% of the budget expended.

**MONTANA DEPARTMENT OF LIVESTOCK  
BUDGETARY EXPENSE COMPARISON REPORT  
SEPTEMBER 30, 2021**

**DIVISION:           DIAGNOSTIC LABORATORY  
PROGRAM:           DIAGNOSTIC LABORATORY**

BUDGET TO ACTUAL EXPENSE COMPARISON REPORT	FY 2022 Budget	Year-to-Date Actual Expenses September FY 2022	Prior Year Actual Expenses September FY 2021	Year to Year Comparison	Balance of Budget Available
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BUDGETED FTE	22.00
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A	B	C	D	E	F
<b>1</b> 61000 PERSONAL SERVICES					
<b>2</b> 61100 SALARIES	\$ 1,143,788	\$ 246,945	\$ 251,423	\$ (4,478)	\$ 896,843
<b>3</b> 61400 BENEFITS	585,540	108,937	101,804	7,133	476,603
<b>4</b> TOTAL PERSONAL SERVICES	<u>1,729,328</u>	<u>355,882</u>	<u>353,227</u>	<u>2,655</u>	<u>1,373,446</u>
<b>5</b>					
<b>6</b> 62000 OPERATIONS					
<b>7</b> 62100 CONTRACT	147,538	16,503	26,304	(9,801)	131,035
<b>8</b> 62200 SUPPLY	597,590	240,395	128,140	112,255	357,195
<b>9</b> 62300 COMMUNICATION	34,001	1,900	5,019	(3,119)	32,101
<b>10</b> 62400 TRAVEL	6,579	305	1,436	(1,131)	6,274
<b>11</b> 62500 RENT	68,808	1,185	12,609	(11,424)	67,623
<b>12</b> 62600 UTILITIES	39,417	5,951	6,928	(977)	33,466
<b>13</b> 62700 REPAIR & MAINT	117,111	33,569	70,211	(36,642)	83,542
<b>14</b> 62800 OTHER EXPENSES	54,415	8,613	9,507	(894)	45,802
<b>15</b> TOTAL OPERATIONS	<u>1,065,459</u>	<u>308,421</u>	<u>260,154</u>	<u>48,267</u>	<u>757,038</u>
<b>16</b> 63000 EQUIPMENT					
<b>17</b> 63100 EQUIPMENT	44,967	-	48,863	(48,863)	44,967
<b>18</b> TOTAL EQUIPMENT	<u>44,967</u>	<u>-</u>	<u>48,863</u>	<u>(48,863)</u>	<u>44,967</u>
<b>19</b> TOTAL	<u>\$ 2,839,754</u>	<u>\$ 664,303</u>	<u>\$ 662,244</u>	<u>\$ 2,059</u>	<u>\$ 2,175,451</u>
<b>20</b>					
<b>21 BUDGETED FUNDS</b>					
<b>22</b> 01100 GENERAL FUND	\$ 931,507	\$ 324,856	\$ 51,895	\$ 272,961	\$ 606,651
<b>23</b> 02426 PER CAPITA FEE	686,453	55,968	292,564	(236,596)	630,485
<b>24</b> 03673 FEDERAL ANIMAL HEALTH DISEASE GF	31,022	2,500	48,863	(46,363)	28,522
<b>25</b> 06026 DIAGNOSTIC LABORATORY FEES	1,190,772	280,979	268,922	12,057	909,793
<b>26</b> TOTAL BUDGET FUNDING	<u>\$ 2,839,754</u>	<u>\$ 664,303</u>	<u>\$ 662,244</u>	<u>\$ 2,059</u>	<u>\$ 2,175,451</u>

The diagnostic laboratory is budgeted for \$2,839,754 and 22 FTE in FY 2022. It is funded with general fund of \$931,507, per capita fees of \$686,453, federal funds of \$31,022, and lab testing fees of \$1,190,772. Personal services are 21% expended with 20% of payrolls complete. Personal services expended as of September 2021 were \$2,655 higher than September 2020. Operations are 29% expended with 17% of the budget year lapsed. Operation expenses as of September 2021 were \$48,267 higher than September 2020. Overall, Diagnostic Laboratory total expenditures were \$2,059 higher than the same period last year. As of September 30, 2021, the Diagnostic Lab has expended 23% of its budget.

**MONTANA DEPARTMENT OF LIVESTOCK  
BUDGETARY EXPENSE COMPARISON REPORT  
SEPTEMBER 30, 2021**

**DIVISION:** MILK & EGG INSPECTION BUREAU  
**PROGRAM:** MILK & EGG AND SHIELDED EGG GRADING

BUDGET TO ACTUAL EXPENSE COMPARISON REPORT		Year-to-Date	Same Period	Year to Year Comparison	Balance of Budget Available
		Actual Expenses September FY 2022	Prior Year Actual Expenses September FY 2021		
FY 2022 Budget					

**BUDGETED FTE** 6.75

	A	B	C	D	E	G
<b>61000 PERSONAL SERVICES</b>						
1	61100 SALARIES	\$ 337,574	\$ 45,453	\$ 42,422	\$ 3,031	\$ 292,121
2	61102 OVERTIME	4,773	1,376	1,067	309	3,397
3	61400 BENEFITS	147,919	24,587	21,340	3,247	123,332
4	TOTAL PERSONAL SERVICES	490,266	71,416	64,829	6,587	418,850
5						
<b>62000 OPERATIONS</b>						
7	62100 CONTRACT	103,441	7,942	6,610	1,332	95,499
8	62200 SUPPLY	11,152	1,181	7,367	(6,186)	9,971
9	62300 COMMUNICATION	18,807	506	537	(31)	18,301
10	62400 TRAVEL	24,739	4,235	987	3,248	20,504
11	62500 RENT	25,579	2,032	1,613	419	23,547
12	62700 REPAIR & MAINT	1,526	-	10	(10)	1,526
13	62800 OTHER EXPENSES	22,646	213	1,817	(1,604)	22,433
14	TOTAL OPERATIONS	207,890	16,109	18,941	(2,832)	191,781
15	TOTAL	\$ 698,156	\$ 87,525	\$ 83,770	\$ 3,755	\$ 610,631
16						
<b>17 BUDGETED FUNDS</b>						
18	02262 SHIELDED EGG GRADING FEES	\$ 341,749	\$ 32,932	\$ 27,366	\$ 5,566	\$ 308,817
19	02701 MILK INSPECTION FEES	342,218	53,358	56,236	(2,878)	288,860
21	03032 SHELL EGG INSPECTION FEES	14,189	1,235	168	1,067	12,954
22	TOTAL BUDGET FUNDING	\$ 698,156	\$ 87,525	\$ 83,770	\$ 3,755	\$ 610,631

The total Milk & Egg program is budgeted \$698,156 with 6.75 FTE in FY 2021 funded mainly with milk inspection fees and egg grading fees. The personal services budget is 15% expended with 20% of payrolls complete. Personal services expended as of September 2021 was \$6,587 higher than September 2020. Operation expense budget is 8% expended with 17% of budget year lapsed. Operation expenses as of September 2021 was \$2,832 lower than September 2020. The Milk & Egg Inspection Bureau total expenditures were \$3,755 higher than the same period last year. As of September 30, 2021, the Milk & Egg program has expended 13% of its budget.

**MONTANA DEPARTMENT OF LIVESTOCK  
BUDGETARY EXPENSE COMPARISON REPORT  
SEPTEMBER 30, 2021**

**DIVISION: MEAT & POULTRY INSPECTION PROGRAM**  
**PROGRAM: MEAT INSPECTION**

BUDGET TO ACTUAL EXPENSE COMPARISON REPORT	FY 2022 Budget	Year-to-Date Actual Expenses September FY 2022	Prior Year Actual Expenses September FY 2021	Year to Year Comparison	Balance of Budget Available
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BUDGETED FTE	24.50
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	A	B	C	D	E	F
61000 PERSONAL SERVICES						
1	61100 SALARIES	\$ 977,897	\$ 191,355	\$ 218,945	\$ (27,590)	\$ 786,542
2	61102 OVERTIME	67,228	22,132	14,936	7,196	45,096
3	61400 BENEFITS	481,561	105,390	109,742	(4,352)	376,171
4	TOTAL PERSONAL SERVICES	<u>1,526,686</u>	<u>318,877</u>	<u>343,623</u>	<u>(24,746)</u>	<u>1,207,809</u>
5						
62000 OPERATIONS						
7	62100 CONTRACT	64,140	17,098	21,304	(4,206)	47,042
8	62200 SUPPLY	27,058	1,727	8,266	(6,539)	25,331
9	62300 COMMUNICATION	25,119	2,346	5,131	(2,785)	22,773
10	62400 TRAVEL	54,267	15,827	9,608	6,219	38,440
11	62500 RENT	144,017	30,135	24,758	5,377	113,882
12	62700 REPAIR & MAINT	9,900	82	-	82	9,818
13	62800 OTHER EXPENSES	304,744	65,678	90,262	(24,584)	239,066
14	TOTAL OPERATIONS	<u>629,245</u>	<u>132,893</u>	<u>159,329</u>	<u>(26,436)</u>	<u>496,352</u>
15	<b>TOTAL EXPENDITURES</b>	<u><b>\$ 2,155,931</b></u>	<u><b>\$ 451,770</b></u>	<u><b>\$ 502,952</b></u>	<u><b>\$ (51,182)</b></u>	<u><b>\$ 1,704,161</b></u>
16						
<b>17 BUDGETED FUNDS</b>						
18	01100 GENERAL FUND	\$ 1,063,214	\$ 229,462	\$ 257,138	\$ (27,676)	\$ 833,752
19	02427 ANIMAL HEALTH FEES	5,721	-	-	-	5,721
20	03209 MEAT & POULTRY INSPECTION-FE	1,086,996	222,308	245,814	(23,506)	864,688
21	TOTAL BUDGET FUNDING	<u><b>\$ 2,155,931</b></u>	<u><b>\$ 451,770</b></u>	<u><b>\$ 502,952</b></u>	<u><b>\$ (51,182)</b></u>	<u><b>\$ 1,704,161</b></u>

Personal services budget is 21% expended with 20% of payrolls complete. Personal services expended as of September 2021 was \$24,746 lower than September 2020. Operations are 21% expended with 17% of the budget year lapsed. Operation expenses as of September 2021 were \$26,436 lower than September 2020. Overall, Meat Inspection total expenditures were \$51,182 lower than the same period last year. As of September 30, 2021 the Meat Inspection program expended 21% of its budget.

**MONTANA DEPARTMENT OF LIVESTOCK  
BUDGETARY EXPENSE COMPARISON REPORT  
SEPTEMBER 30, 2021**

**DIVISION: BRANDS ENFORCEMENT DIVISION  
PROGRAM: BRANDS ENFORCEMENT**

BUDGET TO ACTUAL EXPENSE COMPARISON REPORT	FY 2022 Budget	Year-to-Date Actual Expenses September FY 2022	Prior Year Actual Expenses September FY 2021	Year to Year Comparison	Balance of Budget Available
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BUDGETED FTE	53.11
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	A	B	C	D	E	F
<b>61000 PERSONAL SERVICES</b>						
<b>1</b>	61100 SALARIES	\$ 2,419,672	\$ 512,773	\$ 453,993	\$ 58,780	\$ 1,906,899
<b>2</b>	61200 OVERTIME	133,885	24,399	11,000	13,399	109,486
<b>3</b>	61400 BENEFITS	986,780	255,864	232,927	22,937	730,916
<b>4</b>	TOTAL PERSONAL SERVICES	<u>3,540,337</u>	<u>793,036</u>	<u>697,920</u>	<u>95,116</u>	<u>2,747,301</u>
<b>5</b>						
<b>62000 OPERATIONS</b>						
<b>7</b>	62100 CONTRACT	145,020	37,795	39,529	(1,734)	107,225
<b>8</b>	62200 SUPPLY	97,171	5,921	22,791	(16,870)	91,250
<b>9</b>	62300 COMMUNICATION	99,977	7,940	9,786	(1,846)	92,037
<b>10</b>	62400 TRAVEL	30,762	6,345	2,636	3,709	24,417
<b>11</b>	62500 RENT	170,621	27,702	35,264	(7,562)	142,919
<b>12</b>	62600 UTILITIES	6,500	-	2,000	(2,000)	6,500
<b>13</b>	62700 REPAIR & MAINT	49,026	3,717	134	3,583	45,309
<b>14</b>	62800 OTHER EXPENSES	61,588	3,172	13,528	(10,356)	58,416
<b>15</b>	TOTAL OPERATIONS	<u>660,665</u>	<u>92,592</u>	<u>125,668</u>	<u>(33,076)</u>	<u>568,073</u>
<b>16</b>	TOTAL	<u>\$ 4,201,002</u>	<u>\$ 885,628</u>	<u>\$ 823,588</u>	<u>\$ 62,040</u>	<u>\$ 3,315,374</u>
<b>17</b>						
<b>18 BUDGETED FUNDS</b>						
<b>19</b>	02425 BRAND INSPECTION FEES	\$ 3,034,563	\$ 873,296	\$ 807,173	\$ 66,123	\$ 2,161,267
<b>20</b>	02426 PER CAPITA FEES	1,166,439	12,332	16,415	(4,083)	1,154,107
<b>21</b>	TOTAL BUDGET FUNDING	<u>\$ 4,201,002</u>	<u>\$ 885,628</u>	<u>\$ 823,588</u>	<u>\$ 62,040</u>	<u>\$ 3,315,374</u>

In FY 2022, Brands Enforcement is budgeted for \$4,201,002 with 53.11 FTE. It is funded with brand inspection fees of \$3,034,563 and per capita fees of \$1,166,439. Personal services budget is 22% expended with 20% of payrolls complete. Personal services expended as of September 2021 was \$95,116 higher than September 2020. Operations are 14% expended with 17% of the budget year lapsed. Operation expenses as of September 2021 were \$33,076 lower than September 2020. Overall, Brands Enforcement total expenditures were \$62,040 higher than the same period last year. As of September 30, 2021, the Brands Division has expended 21% of its budget.