

MINUTES

**MONTANA SENATE
61st LEGISLATURE - REGULAR SESSION**

COMMITTEE ON AGRICULTURE, LIVESTOCK AND IRRIGATION

Call to Order: Chairman Donald J. Steinbeisser, on April 2, 2009
at 3:00 P.M., in Room 303 Capitol

ROLL CALL

Members Present:

Sen. Donald J. Steinbeisser, Chairman (R)
Sen. Terry Murphy, Vice Chairman (R)
Sen. Gary Branae (D)
Sen. Taylor Brown (R)
Sen. Ken (Kim) Hansen (D)
Sen. Rick Ripley (R)

Members Excused: Sen. Bradley Hamlett (D)
Sen. Verdell Jackson (R)
Sen. Cliff Larsen (D)

Members Absent: None

Staff Present: Nadine Spencer, Committee Secretary
Sue O'Connell, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 548, 4/27/2009; HB 583,
4/27/2009

Executive Action: HB 583, HB 548, SR 18, HB 664

HEARING ON HB 548

Opening Statement by Sponsor:

00:01:16 Rep. Dave McAlpin (D), HD 94, opened the hearing on HB 548, Require inspection for dog breeding facilities.

[EXHIBIT \(ags73a01\)](#)

00:02:20 Sen. Hamlett entered the hearing.

00:03:05 Sen. Larsen entered the hearing.

Proponents' Testimony:

00:06:58 Troy Kechely, Think Dog Consulting

[EXHIBIT \(ags73a02\)](#)

00:12:34 Larry and Nadene Latzke, LDR Kennel

00:16:05 Ed Bartlett, representing Yellowstone County

00:17:32 Judith Fenton, Clancy

[EXHIBIT \(ags73a03\)](#)

00:19:24 Linda Holding Schure, Arlee

00:25:24 Patti Prato, DVM, Missoula

00:30:26 Deputy Dave Hedley, Sanders County Sheriff's Department

00:34:47 Loren Shriner

[EXHIBIT \(ags73a04\)](#)

00:35:39 Paul Charbonneau, Flathead County Sheriff's Department

00:41:19 Margaret Ambrose-Barton

[EXHIBIT \(ags73a05\)](#)

00:46:21 Wanda Thorpe, TRACS Animal Shelter

Additional Exhibit:

[EXHIBIT \(ags73a06\)](#)

[EXHIBIT \(ags73a07\)](#)

Opponents' Testimony:

00:50:28 Margaret Duezabou

00:56:00 Cheryl Moldenhauer

[EXHIBIT \(ags73a08\)](#)

01:00:19 Becky Mesaros, Cascade

01:02:55 Brian Wood, Loma

[EXHIBIT \(ags73a09\)](#)

Informational Testimony:

01:06:13 Marty Zaluski, Montana Department of Livestock

Questions from Committee Members and Responses:

01:06:42 Sen. Ripley
01:07:02 Rep. McAlpin
01:08:01 Sen. Ripley
01:08:17 Rep. McAlpin
01:08:44 Sen. Ripley
01:08:53 Rep. McAlpin
01:09:01 Sen. Ripley
01:09:28 Marty Zaluski
01:10:36 Sen. Ripley
01:11:02 Marty Zaluski
01:11:36 Sen. Ripley
01:12:04 Marty Zaluski
01:12:26 Sen. Brown
01:12:46 Marty Zaluski
01:13:28 Sen. Brown
01:13:33 Marty Zaluski
01:13:39 Sen. Brown
01:14:07 Marty Zaluski
01:15:06 Sen. Brown
01:15:28 Marty Zaluski
01:16:27 Sen. Brown
01:16:31 Marty Zaluski
01:16:41 Sen. Brown
01:17:10 Deputy Hedley
01:18:15 Sen. Brown
01:18:42 Deputy Hedley
01:19:52 Sen. Brown
01:19:58 Deputy Hedley
01:20:04 Sen. Brown
01:20:17 Paul Charbonneau
01:21:06 Sen. Brown
01:21:14 Paul Charbonneau
01:21:34 Sen. Brown
01:21:38 Paul Charbonneau
01:21:48 Sen. Hansen
01:22:22 Rep. McAlpin
01:23:24 Sen. Hansen
01:23:47 Sen. Jackson entered the hearing.
01:24:32 Marty Zaluski
01:25:47 Sen. Hansen
01:26:05 Marty Zaluski
01:26:20 Sen. Hansen
01:26:28 Marty Zaluski
01:26:57 Sen. Larsen

01:27:18 Rep. McAlpin
01:27:47 Sen. Larsen
01:28:42 Rep. McAlpin
01:28:48 Sen. Larsen
01:29:13 Rep. McAlpin
01:29:33 Chairman Steinbeisser
01:29:45 Rep. McAlpin
01:30:08 Sen. Brown
01:30:19 Margaret Duezabou
01:30:20 Sen. Brown
01:30:23 Margaret Duezabou
01:30:52 Sen. Brown
01:31:10 Cheryl Moldenhauer
01:31:45 Sen. Brown
01:31:52 Sen. Hamlett
01:32:40 Becky Mesaros
01:33:58 Sen. Hamlett
01:34:13 Becky Mesaros

Closing by Sponsor:

01:35:04 Rep. McAlpin

01:36:30 Recess
01:42:33 Reconvene

HEARING ON HB 583

Opening Statement by Sponsor:

01:43:43 Rep. John Fleming (D), HD 12, opened the hearing on HB 583, Fund food and agriculture innovation centers.

[EXHIBIT \(ags73a10\)](#)

Proponents' Testimony:

01:47:32 Paul Tuss, Bear Paw Development Corporation
01:50:22 Pamela Lemer, Bear Paw Development Corporation

[EXHIBIT \(ags73a11\)](#)

[EXHIBIT \(ags73a12\)](#)

01:54:47 Rick Edwards, Montana Economic Developers Association (MEDA)

01:56:32 Brett Doney, Great Falls Development Authority

02:00:19 Billie Lee, Lake County Community Development Corporation

[EXHIBIT \(ags73a13\)](#)

02:08:44 Jan Tusick, Lake County Community Development
Corporation

[EXHIBIT \(ags73a14\)](#)

[EXHIBIT \(ags73a15\)](#)

[EXHIBIT \(ags73a16\)](#)

02:11:13 Everitt Foust, Moiese

02:14:35 Jay Preston, Charlo

02:16:41 Chris Christiaens representing Montana Farmer's Union
(MFU)

[EXHIBIT \(ags73a17\)](#)

[EXHIBIT \(ags73a18\)](#)

02:21:04 Linda Gryczan, representing Grow Montana

[EXHIBIT \(ags73a19\)](#)

Opponents' Testimony:

02:24:05 John Youngberg, Montana Farm Bureau (MFBF)

02:27:38 Bill Koenig, Kalispell

02:29:46 Ron de Yong, Montana Department of Agriculture

[EXHIBIT \(ags73a20\)](#)

Informational Testimony: None

Questions from Committee Members and Responses:

02:37:14 Sen. Brown
02:37:28 Ron de Yong
02:38:22 Sen. Hansen
02:39:47 Rep. Fleming
02:40:37 Sen. Hansen
02:40:50 Paul Tuss
02:41:42 Sen. Hansen
02:41:58 Paul Tuss
02:42:22 Sen. Brown
02:43:13 Pamela Lemer
02:44:14 Sen. Brown
02:44:31 Pamela Lemer
02:44:45 Sen. Brown
02:44:54 Pamela Lemer
02:45:28 Sen. Brown
02:45:40 Pamela Lemer
02:46:03 Sen. Brown
02:46:23 Pamela Lemer
02:46:34 Sen. Brown
02:46:42 Pamela Lemer
02:47:05 Sen. Brown
02:47:24 Pamela Lemer

02:47:39 Sen. Brown
02:48:00 Billie Lee
02:50:58 Sen. Brown
02:51:04 Billie Lee
02:51:09 Sen. Brown
02:51:14 Billie Lee
02:51:19 Sen. Brown
02:51:31 Billie Lee
02:52:08 Sen. Brown
02:52:20 Billie Lee
02:53:32 Sen. Brown
02:53:55 Billie Lee
02:54:05 Sen. Brown
02:54:20 Billie Lee
02:54:24 Sen. Brown

Closing by Sponsor:

02:54:34 Rep. Fleming

EXECUTIVE ACTION ON HB 583

Discussion:

02:57:05 Sue O'Connell
EXHIBIT (ags73a21)

02:59:59 Sen. Hansen
03:00:05 Sue O'Connell
03:01:19 Sen. Brown
03:01:28 Sue O'Connell
03:01:47 Sen. Brown
03:01:58 Sue O'Connell

03:02:06 **Motion:** Sen. Brown moved that **HB 583 BE AMENDED**
(Exhibit 21).

Discussion:

03:02:22 Sen. Ripley
03:02:49 Chairman Steinbeisser
03:02:55 Sen. Brown
03:03:07 Chairman Steinbeisser
03:03:14 Ron de Yong
03:04:21 Sen. Ripley
03:04:40 Ron de Yong
03:06:11 Sen. Brown
03:06:25 Chairman Steinbeisser

03:06:28 **Vote:** **MOTION CARRIED** unanimously by voice vote by members present and voting with Sen. Murphy voting by proxy.

03:06:55 **Motion:** Sen. Larsen moved that **HB 583 BE CONCURRED IN AS AMENDED.**

Discussion:

03:07:07 Chairman Steinbeisser

03:07:30 Sen. Brown

03:07:49 Rep. Fleming

03:08:10 Linda Gryczan

03:08:52 Sen. Ripley

03:09:34 Sen. Hansen

03:10:35 Sen. Larsen

03:10:47 Sen. Murphy entered the hearing.

03:11:51 Sen. Hansen

03:12:38 Chairman Steinbeisser

03:12:57 **Vote:** **MOTION CARRIED** 8-1 by roll call vote with Sen. Jackson voting no. Chairman Steinbeisser will carry the bill in the Senate.

Discussion:

03:15:12 Sen. Ripley

03:15:32 Sue O'Connell

03:16:00 Sen. Murphy left the hearing.

EXECUTIVE ACTION ON HB 548

03:16:56 **Motion:** Sen. Larsen moved that **HB 548 BE AMENDED. EXHIBIT (ags73a22)**

Discussion:

03:17:11 Sue O'Connell

03:18:00 **Vote:** **MOTION CARRIED** by voice vote by members present and voting with Sens. Murphy and Ripley voting no and Sen. Murphy voting by proxy.

03:18:25 **Motion:** Sen. Larsen moved that **HB 548 BE CONCURRED IN AS AMENDED.**

Discussion:

03:18:36 Sen. Branae

03:19:06 Sen. Ripley
03:19:52 Sen. Brown
03:20:46 Chairman Steinbeisser

03:21:07 **Vote:** **MOTION FAILED** 2-7 by roll call vote with Sens. Branae and Larsen voting aye and Sen. Murphy voting by proxy.

03:21:50 **Motion/Vote:** Sen. Brown moved that **HB 548 BE TABLED. MOTION CARRIED** unanimously by voice vote by members present and voting.

EXECUTIVE ACTION ON SR 18

03:22:49 **Motion/Vote:** Sen. Larsen moved that **SR 18 BE ADOPTED. MOTION CARRIED** 8-0 by voice vote by members present and voting.

EXECUTIVE ACTION ON HB 664

Discussion:

03:23:13 Sen. Brown
03:23:25 Sue O'Connell
03:23:33 Sen. Brown
03:24:19 Chairman Steinbeisser
03:24:23 Sen. Ripley
03:24:45 Sen. Brown
03:25:00 Chairman Steinbeisser
03:25:13 Sue O'Connell
03:25:39 Sen. Ripley
03:26:07 Sue O'Connell
03:26:34 Sen. Ripley
03:26:58 Sue O'Connell

03:27:31 **Motion:** Sen. Ripley moved a **CONCEPTUAL AMENDMENT** to change Line 22, Page 2, to replace \$20,000 with \$10,000.

Discussion:

03:27:58 Sen. Larsen
03:28:10 Sen. Brown
03:28:22 Sue O'Connell

03:28:35 **Motion:** Sen Ripley withdrew his motion.

Discussion:

03:28:46 Sen. Brown

03:28:54 Chairman Steinbeisser

03:28:57 **Motion/Vote:** Sen. Brown moved a **CONCEPTIONAL AMENDMENT** to change Line 22 to \$5,000. **MOTION CARRIED** unanimously by voice vote with Sen. Murphy voting by proxy.

03:29:38 **Motion/Vote:** Sen. Ripley moved that **HB 664 BE CONCURRED IN AS AMENDED. MOTION CARRIED** unanimously by voice vote with Sen. Murphy voting by proxy. Sen. Brown will carry the bill on the floor.

ADJOURNMENT

Adjournment: 6:30 P.M.

Nadine Spencer, Secretary

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Additional Documents:

EXHIBIT ([ags73aad.pdf](#))