

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 63rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON AGRICULTURE

Call to Order: Chair Lee Randall, on February 21, 2013 at 2:45 PM, in Room 137
Capitol

ROLL CALL

Members Present:

Rep. Lee Randall, Chair (R)
Rep. Kathleen Williams, Vice Chair (D)
Rep. Joanne G. Blyton (R)8
Rep. Wylie Galt (R)
Rep. David Halvorson (R)
Rep. Greg Hertz (R)
Rep. Krayton Kerns (R)
Rep. Mike Lang (R)
Rep. Dennis R. Lenz (R)
Rep. Carolyn Pease-Lopez (D)
Rep. Gordon Pierson Jr (D)
Rep. Alan Redfield (R)
Rep. Daniel R. Salomon (R)

Members Excused: Rep. Christy Clark, Vice Chair (R)
Rep. Ryan Lynch (D)
Rep. Margaret (Margie) MacDonald (D)
Rep. Rae Peppers (D)

Members Absent: None

Staff Present: McKenzie Chambers, Committee Secretary
Joe Kolman, 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 439, 2/13/2013, HB 471, 2/14/2013, HB 502, 2/15/2013
Executive Action: HB 149 - Be Tabled, HB 484 - Do Pass, HB 502 - Do Pass, HB
495 - Be Tabled, HB 507 - Be Tabled, HB 344 - Do Pass As
Amended

[EXHIBIT\(agh39a01\)](#)

[EXHIBIT\(agh39a02\)](#)

[EXHIBIT\(agh39a03\)](#)

[EXHIBIT\(agh39a04\)](#)

[EXHIBIT\(agh39a05\)](#)

[EXHIBIT\(agh39a06\)](#)

[EXHIBIT\(agh39a07\)](#)

[EXHIBIT\(agh39a08\)](#)

[EXHIBIT\(agh39a09\)](#)

[EXHIBIT\(agh39a10\)](#)

00:15:26 Rep. Randall

00:15:45 Rep. Clark joined the meeting.

EXECUTIVE ACTION ON HB 149

00:16:37 **Motion:** Rep. Clark moved that **HB 149 DO PASS.**

Discussion:

00:16:42 Rep. Randall

00:16:52 Rep. Redfield

00:17:01 Rep. Lynch joined the meeting.

[EXHIBIT\(agh39a11\)](#)

00:17:09 **Substitute Motion/Vote:** Rep. Kerns made a substitute motion that **HB 149 BE TABLED.** Substitute Motion carried 15-0 by voice vote. Rep. MacDonald and Rep. Peppers were excused.

EXECUTIVE ACTION ON HB 484

00:17:31 **Motion:** Rep. Clark moved that **HB 484 DO PASS.**

Discussion:

00:17:41 Rep. Randall

00:17:47 Rep. Redfield

00:20:24 Rep. MacDonald joined the meeting.

00:21:25 Rep. Pease-Lopez

00:21:59 Rep. Redfield

00:22:27 Rep. Pease-Lopez

00:22:36 Rep. Peppers joined the meeting.

00:23:00 Rep. Kerns

00:23:27 Rep. Pease-Lopez

00:23:42 Rep. Kerns

00:24:10 Rep. Pierson

00:24:33 Rep. Hertz

00:24:46 Rep. Williams

00:26:15 Rep. Redfield

00:27:50 Rep. Pease-Lopez

00:29:41 **Vote:** Motion carried 10-7 by roll call vote with Rep. Lynch, Rep. MacDonald, Rep. Pease-Lopez, Rep. Peppers, Rep. Pierson, Rep. Salomon and Rep. Williams voting no.

00:30:43 Rep. Williams

00:31:03 Rep. Randall

HEARING ON HB 502

Opening Statement by Sponsor:

00:31:38 Rep. Randy Brodehl (R), HD 7, opened the hearing on HB 502, Generally revise farm mutual insurance laws.

[**EXHIBIT\(agh39a12\)**](#)

Proponents' Testimony:

00:33:04 Glenn Lambert, General Manager, Cascade Farmers Mutual Insurance Company, and President, Montana Mutual Managers' Association

00:35:51 Greg Ellingson, Manager, Flathead Farm Mutual

Opponents' Testimony: None

Informational Testimony:

00:39:28 Steve Matthews, Chief Financial Examiner, Examinations Bureau, Montana Commissioner of Securities and Insurance (SAO)

Questions from Committee Members and Responses:

00:39:53 Rep. Williams

00:40:04 Steve Matthews, SAO

Closing by Sponsor:

00:40:23 Rep. Brodehl

00:40:47 Rep. Randall

HEARING ON HB 471

Opening Statement by Sponsor:

00:41:49 Rep. Greg Hertz (R), HD 11, opened the hearing on HB 471, Provide for farm to school programs.

[**EXHIBIT\(agh39a13\)**](#)

[**EXHIBIT\(agh39a14\)**](#)

[**EXHIBIT\(agh39a15\)**](#)

[**EXHIBIT\(agh39a16\)**](#)

Proponents' Testimony:

00:42:33 Stephanie Laporte Potts, Coordinator, Grow Montana

00:48:33 Denise Juneau, State Superintendent, Office of Public Instruction (OPI)

00:50:33 Jennifer Sabo, Self

00:55:12 Lindsay Howard, Farm Constitution Coordinator, Mission Mountain Food Enterprise Center (MMFEC)

EXHIBIT(agh39a17)

EXHIBIT(agh39a18)

00:58:52 Corrine Gantt, State Education Coordinator, Montana Steak Grange, and Trustee, Hamilton School District

00:59:50 Crissie McMullan, National Center for Appropriate Technology (NCAT)

01:02:24 Lea Howe, Fellow, Food Corps

01:05:42 Kevin Moore, Alternative Energy Resources Organization (AERO)

01:07:54 Jacob Cowgill, Montana Farmers Union (MFU)

01:08:39 Arza Hammond, Self

01:09:55 Cole Mannix, Self

01:10:55 Tegan Maynard Hahn, Sleeping Giant Citizen's Council

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

01:12:50 Rep. Clark

01:13:07 Rep. Hertz

01:13:20 Rep. Clark

01:13:32 Rep. Hertz

01:13:52 Christine Emerson, Director, School Nutrition Program, Health Enhancement and Safety Division, OPI

01:14:32 Rep. Clark

01:14:36 Christine Emerson, OPI

01:14:38 Rep. Clark

01:14:45 Christine Emerson, OPI

01:14:52 Rep. Clark

01:15:15 Christine Emerson, OPI

01:15:28 Rep. Clark

01:15:31 Rep. Lang

01:15:56 Christine Emerson, OPI

01:16:29 Rep. Lang

01:16:43 Christine Emerson, OPI

01:16:48 Rep. Lang

01:16:51 Rep. MacDonald

01:17:53 Stephanie Laporte Potts, Grow Montana

01:20:15 Rep. Halvorson

01:20:36 Christine Emerson, OPI

01:21:09 Rep. Halvorson

01:21:20 Christine Emerson, OPI

01:21:34 Rep. Lang

01:22:04 Christine Emerson, OPI

01:22:44 Rep. Pierson

01:22:53 Stephanie Laporte Potts, Grow Montana

01:23:01 Rep. Pierson

01:23:10 Stephanie Laporte Potts, Grow Montana

01:25:08 Rep. Williams

01:25:36 Stephanie Laporte Potts, Grow Montana
01:25:37 Rep. Williams
01:25:48 Stephanie Laporte Potts, Grow Montana
01:25:57 Rep. Williams
01:26:32 Stephanie Laporte Potts, Grow Montana
01:26:50 Rep. Williams
01:27:33 Stephanie Laporte Potts, Grow Montana
01:29:04 Rep. Williams
01:29:47 Rep. Clark
01:30:25 Stephanie Laporte Potts, Grow Montana
01:32:24 Rep. Pierson
01:32:49 Cole Mannix, Self
01:33:02 Rep. Pierson
01:33:03 Cole Mannix, Self
01:33:30 Rep. Pierson
01:33:42 Cole Mannix, Self
01:34:14 Rep. Lang
01:34:48 Rep. Hertz
01:37:09 Rep. Randall

Closing by Sponsor:

01:37:14 Rep. Hertz
01:40:54 Rep. Randall

01:40:59 Recessed
01:50:18 Reconvened

01:50:19 Rep. Randall

HEARING ON HB 439

Opening Statement by Sponsor:

01:50:32 Rep. Margaret (Margie) MacDonald (D), HD 54, opened the hearing on HB 439, Require inspection for large scale commercial dog breeders.

EXHIBIT(agh39a19)

01:56:02 Rep. Randall

Proponents' Testimony:

01:56:21 Monica Weisul, Self
02:06:02 Dr. Mary-Ann Bowman, Self
02:07:26 Ron Murray, Montana Murray Kennels
02:09:11 Stuart Doggett, Montana Veterinary Medical Association (MVMA)
02:09:41 Ed Bartlett, Yellowstone County, and Yellowstone County Commissioners
02:10:29 Gina Wiest, Executive Director, Lewis and Clark Humane Society (LCHS)
02:14:01 Francis Carey, Self
02:17:43 Officer Heather Gregory, Head, Animal Control, Deer Lodge Police Department
02:20:02 Sandy Price, Director, and Founder, Billings Animal Rescue Kare (B.A.R.K.)

EXHIBIT(agh39a20)

02:20:30 Heather Hill, Self

02:20:55 Donna Cook, Self

[EXHIBIT\(agh39a21\)](#)

02:21:28 Wendy Hergenraeder, Montana State Director, The Humane Society of the United States (HSUS)

[EXHIBIT\(agh39a22\)](#)

02:22:02 Marnie Russ, The American Society for the Prevention of Cruelty to Animals (ASPCA)

[EXHIBIT\(agh39a23\)](#)

02:22:33 Laura Swift, Self

[EXHIBIT\(agh39a24\)](#)

[EXHIBIT\(agh39a25\)](#)

[EXHIBIT\(agh39a26\)](#)

[EXHIBIT\(agh39a27\)](#)

[EXHIBIT\(agh39a28\)](#)

[EXHIBIT\(agh39a29\)](#)

[EXHIBIT\(agh39a30\)](#)

Opponents' Testimony:

02:23:41 William Christopher Wolf, Self

02:25:51 Rep. Pease-Lopez left the meeting.

02:26:45 Rep. Peppers left the meeting.

02:31:30 Rep. Randall

02:31:31 William Christopher Wolf, Self

[EXHIBIT\(agh39a31\)](#)

02:31:40 Cara Gregor, Self

02:37:08 Janet Kosnik, Self

[EXHIBIT\(agh39a32\)](#)

02:39:12 Susan Ceclre, Animal Control Officer, Lewis and Clark County

02:41:41 Margaret Duezabou, Self

02:46:13 Deborah Blank, Self

02:49:51 Florence Josephs, Self

[EXHIBIT\(agh39a33\)](#)

02:50:05 William Mattice, Self

02:50:40 Nadine Latzke, Self

02:51:55 Jim Brown, Montana Wool Growers Association (MWGA)

02:52:22 Mary Rasmussen, Self

02:52:36 Rep. Randall

02:52:51 Margaret Duezabou, Self

[EXHIBIT\(agh39a34\)](#)

[EXHIBIT\(agh39a35\)](#)

02:53:06 Dorothea Sperline, Self

02:53:40 Jody Young, Self

Informational Testimony:

02:53:58 Marty Zaluski, State Veterinarian, Animal Health Division, Department of Livestock (LIV)

Questions from Committee Members and Responses:

02:56:25 Rep. Williams
02:56:49 Susan Ceerle, Lewis and Clark County
02:56:51 Rep. Williams
02:57:12 Cara Gregor, Self

Closing by Sponsor:

02:59:28 Rep. MacDonald
EXHIBIT(agh39a36)
03:02:24 Rep. Randall

EXECUTIVE ACTION ON HB 502

03:03:13 **Motion:** Rep. Clark moved that **HB 502 DO PASS.**

Discussion:

03:03:23 Rep. Randall

03:03:40 **Vote:** Motion carried unanimously by voice vote. Rep. Pease-Lopez and Rep. Peppers voted by proxy.

EXECUTIVE ACTION ON HB 495

03:04:01 **Motion:** Rep. Clark moved that **HB 495 DO PASS.**

Discussion:

03:04:09 Rep. Randall
03:04:20 Rep. MacDonald
03:04:53 Rep. Kerns

03:05:12 **Vote:** Motion failed 6-11 by roll call vote with Rep. Lynch, Rep. MacDonald, Rep. Pease-Lopez, Rep. Peppers, Rep. Pierson and Rep. Williams voting aye. Rep. Pease-Lopez and Rep. Peppers voted by proxy.

03:06:08 **Motion/Vote:** Rep. Clark moved that **HB 495 BE TABLED.** Motion carried unanimously by voice vote. Rep. Pease-Lopez and Rep. Peppers voted by proxy.

EXECUTIVE ACTION ON HB 507

03:06:33 **Motion:** Rep. Clark moved that **HB 507 DO PASS.**

Discussion:

03:06:37 Rep. Randall
03:06:49 Rep. Redfield
03:07:17 Rep. Clark
03:07:55 Rep. Williams
03:08:13 Rep. Pierson

03:08:21 **Substitute Motion:** Rep. Clark made a substitute motion that **HB 507 BE TABLED.**

Discussion:

03:08:29 Rep. Randall

03:08:35 **Vote:** Motion carried unanimously by voice vote. Rep. Pease-Lopez and Rep. Peppers voted by proxy.

Executive Action on HB 344

03:08:50 **Motion:** Rep. Clark moved that **HB 344 BE REMOVED FROM TABLED.**

Discussion:

03:09:01 Rep. Randall

EXHIBIT(agh39a37)

03:09:28 **Vote:** Motion carried 15-0 by voice vote. Rep. Pease-Lopez and Rep. Peppers were excused.

03:09:40 **Motion:** Rep. Clark moved that **HB 344 DO PASS.**

Discussion:

03:09:47 Rep. Randall

EXHIBIT(agh39a38)

03:09:59 **Motion:** Rep. Clark moved that **HB 344 BE AMENDED.**

Discussion:

03:10:05 Rep. Randall

03:10:19 Joe Kolman

03:10:42 Rep. Lenz

03:11:07 Rep. MacDonald

03:11:21 **Vote:** Motion carried unanimously by voice vote.

03:11:28 **Motion/Vote:** Rep. Clark moved that **HB 344 DO PASS AS AMENDED.** Motion carried unanimously by voice vote.

ADJOURNMENT

Adjournment: 03:12:03

McKenzie Chambers, Secretary

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Additional Documents:

Additional Documents:

EXHIBIT([agh39aad.pdf](#))