

## MINUTES

### MONTANA HOUSE OF REPRESENTATIVES 63rd LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON AGRICULTURE

**Call to Order:** Chair Lee Randall, on April 4, 2013 at 3:00 PM, in Room 137 Capitol

#### ROLL CALL

**Members Present:**

Rep. Lee Randall, Chair (R)  
Rep. Christy Clark, Vice Chair (R)  
Rep. Kathleen Williams, Vice Chair (D)  
Rep. Joanne G. Blyton (R)  
Rep. Wylie Galt (R)  
Rep. Greg Hertz (R)  
Rep. Krayton Kerns (R)  
Rep. Mike Lang (R)  
Rep. Dennis R. Lenz (R)  
Rep. Ryan Lynch (D)  
Rep. Margaret (Margie) MacDonald (D)  
Rep. Carolyn Pease-Lopez (D)  
Rep. Rae Peppers (D)  
Rep. Gordon Pierson Jr (D)  
Rep. Alan Redfield (R)  
Rep. Daniel R. Salomon (R)

**Members Excused:** Rep. David Halvorson (R)

**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: SB 212, 3/25/2013; SB 299, 4/2/2013  
Executive Action: SB 226 - Be Concurred In; HR 4 - Be Tabled; SB 299 - Be  
Concurred In As Amended; SB 212 - Be Tabled

00:21:22 Rep. Randall

### HEARING ON SB 299

#### Opening Statement by Sponsor:

00:22:19 Rep. Knudsen, for Sen. Frederick (Eric) Moore (R), SD 20, opened the hearing on SB 299, Create civil penalty for trespass to property.

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony: None

#### Questions from Committee Members and Responses:

00:25:24 Rep. MacDonald  
00:26:02 Rep. Knudsen  
00:26:22 Rep. MacDonald  
00:26:50 Rep. Knudsen  
00:27:18 Rep. Redfield  
00:27:26 Rep. Knudsen  
00:28:01 Rep. Lynch  
00:28:20 Rep. Knudsen  
00:29:45 Rep. Williams  
00:30:15 Joe Kolman, Legislative Services Division (LFD)

#### Closing by Sponsor:

00:31:05 Rep. Knudsen  
00:31:22 Rep. Randall

[EXHIBIT\(agh70a01\)](#)

### EXECUTIVE ACTION ON SB 226

00:32:24 Motion: Rep. Clark moved that **HB 226 BE CONCURRED IN.**

#### Discussion:

00:32:31 Rep. Randall  
00:33:09 Rep. Williams  
00:33:38 Rep. Redfield  
00:34:04 Rep. Randall

00:34:17 Vote: Motion carried 14-3 by roll call vote with Rep. Lynch, Rep. MacDonald and Rep. Williams voting no. Rep. Halvorson voted by proxy. Rep. Salomon will carry the bill.

### EXECUTIVE ACTION ON HR 4

00:35:03 Motion: Rep. Clark moved that **HR 4 DO PASS.**

#### Discussion:

00:35:08 Rep. Randall  
00:35:12 Rep. Pierson

00:36:52 Rep. Redfield  
00:37:43 Rep. Williams  
00:39:17 Rep. Lynch

00:39:48 **Vote:** Motion failed 7-10 by roll call vote with Rep. Blyton, Rep. Galt, Rep. Halvorson, Rep. Kerns, Rep. Lang, Rep. Randall and Rep. Redfield voting aye. Rep. Halvorson voted by proxy.

00:40:37 **Motion/Vote:** Rep. Clark moved that **HR 4 BE TABLED AND THE VOTE REVERSED**. Motion carried 16-0 by voice vote. Rep. Halvorson was excused.

00:40:57 Rep. Randall  
00:41:09 Rep. MacDonald

#### **EXECUTIVE ACTION ON SB 299**

00:41:20 **Motion:** Rep. Clark moved that **SB 299 BE CONCURRED IN**.

#### **Discussion:**

00:41:25 Rep. Randall  
00:41:29 Rep. MacDonald  
00:42:06 Joe Kolman, LSD  
00:42:19 Rep. MacDonald  
00:42:40 Joe Kolman, LSD  
00:42:51 Rep. MacDonald  
00:43:29 Joe Kolman, LSD  
00:43:37 Rep. Hertz  
00:43:42 Rep. Randall  
00:43:50 Gary Weins, Montana Electric Cooperatives' Association (MECA)  
00:44:11 Rep. MacDonald  
00:44:24 Rep. Lang  
00:44:52 Rep. MacDonald  
00:45:27 Rep. Randall  
00:45:47 Rep. Lynch

00:46:12 **Motion:** Rep. Clark moved that **SB 299 BE AMENDED**.  
**EXHIBIT(agh70a02)**

#### **Discussion:**

00:46:17 Rep. Randall

00:46:31 **Vote:** Motion carried unanimously by voice vote. Rep. Halvorson voted by proxy.

00:46:52 **Motion:** Rep. Clark moved that **SB 299 BE AMENDED**.  
**EXHIBIT(agh70a03)**

#### **Discussion:**

00:47:00 Joe Kolman, LSD  
00:48:05 Rep. Williams  
00:48:11 Joe Kolman, LSD

00:48:37 **Vote:** Motion carried unanimously by voice vote. Rep. Halvorson voted by proxy.

00:48:47 **Motion:** Rep. Clark moved that **SB 299 BE CONCURRED IN AS AMENDED.**

**Discussion:**

00:48:56 Rep. Redfield

00:49:51 Rep. Williams left the meeting.

00:49:59 Rep. Galt

00:50:27 Rep. Randall

00:50:32 Joe Kolman, LSD

00:51:12 Rep. MacDonald

00:51:21 Joe Kolman, LSD

00:51:34 Rep. MacDonald

00:52:00 Joe Kolman, LSD

00:52:13 Rep. Pierson

00:53:07 Rep. Randall

00:53:46 **Vote:** Motion carried 11-6 by roll call vote with Rep. Halvorson, Rep. Kerns, Rep. Lynch, Rep. MacDonald, Rep. Pierson and Rep. Williams voting no. Rep. Halvorson and Rep. Williams voted by proxy. Rep. Knudsen will carry the bill.

00:54:40 Rep. Randall

00:54:50 Recessed

00:55:30 Rep. Williams rejoined the meeting.

01:47:12 Rep. Peppers and Rep. Pease-Lopez did not return.

01:47:13 Reconvened

01:47:16 Rep. Randall

**HEARING ON SB 212**

**Opening Statement by Sponsor:**

01:47:26 Sen. Bradley Hamlett (D), SD 10, opened the hearing on SB 212, Generally revise credit bureau reporting laws.

**Proponents' Testimony:** None

**Opponents' Testimony:**

01:50:35 Mark Staples, Staples Law Firm, and Fair Isaac Corporation (FICO)

[EXHIBIT\(agh70a04\)](#)

[EXHIBIT\(agh70a05\)](#)

01:54:45 Jessie Luther, Consumer Data Industry Association (CDIA)

01:59:32 Steve Turkiewicz, Montana Bankers Association (MBA)

02:01:19 Brad Griffin, Montana Retail Association (MRA), and Executive Director, Montana Equipment Dealers Association (MEDA)

02:03:14 Donya Parrish, Montana Credit Union Network (MCUN)

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

02:05:33 Rep. Pierson  
02:05:49 Sen. Hamlett  
02:06:08 Rep. MacDonald  
02:06:42 Sen. Hamlett  
02:07:22 Rep. Redfield  
02:07:32 Sen. Hamlett  
02:08:23 Rep. Williams  
02:08:38 Joe Kolman, LSD

**Closing by Sponsor:**

02:08:54 Sen. Hamlett  
02:13:00 Rep. Randall

**EXECUTIVE ACTION ON SB 212**

02:13:12 **Motion:** Rep. Clark moved that **SB 212 BE CONCURRED IN.**

**Discussion:**

02:13:32 Rep. Lang  
02:14:02 Rep. Randall

02:14:45 **Vote:** Motion failed 3-14 by voice vote with Rep. MacDonald, Rep. Pease-Lopez and Rep. Peppers voting aye. Rep. Halvorson, Rep. Pease-Lopez and Rep. Peppers voted by proxy.

02:15:17 **Motion/Vote:** Rep. Clark moved that **SB 212 BE TABLED AND THE VOTE REVERSED.** Motion carried 14-0 by voice vote. Rep. Halvorson, Rep. Pease-Lopez and Rep. Peppers were excused.

02:15:35 Rep. Randall  
02:16:53 Rep. Williams  
02:17:02 Rep. Randall

**ADJOURNMENT**

Adjournment: 02:17:37

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McKenzie Chambers, Secretary

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Additional Documents:

**EXHIBIT([agh70aad.pdf](#))**