

## MINUTES

### MONTANA SENATE 63rd LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON AGRICULTURE, LIVESTOCK AND IRRIGATION

**Call to Order:** Chair Taylor Brown, on February 7, 2013 at 3:00 PM, in Room 335  
Capitol

#### ROLL CALL

**Members Present:**

Sen. Taylor Brown, Chair (R)  
Sen. Frederick (Eric) Moore, Vice Chair (R)  
Sen. Mary Caferro (D)  
Sen. Sue Malek (D)  
Sen. Terry Murphy (R)  
Sen. Mike Phillips (D)  
Sen. Scott Sales (R)  
Sen. Sharon Stewart-Peregoy (D)  
Sen. Janna Taylor (R)

**Members Excused:** Sen. Shannon Augare (D)  
Sen. Scott Boulanger (R)

**Members Absent:** None

**Staff Present:** Sue O'Connell, Legislative Branch  
Elizabeth Whiting, Committee Secretary

**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 211, 2/4/2013; SB 215, 2/4/2013; HB 114, 2/4/2013

Executive Action: SB 86 - Do Pass As Amended  
SB 211 - Do Pass As Amended  
SB 95 - Tabled

**HEARING ON SB 215**

**Opening Statement by Sponsor:**

00:14:16 Sen. Frederick (Eric) Moore (R), SD 20, opened the hearing on SB 215, Move board of horseracing to the department of justice.

**[EXHIBIT\(ags27a01\)](#)**

**Proponents' Testimony:**

00:17:55 Sen. Cliff Larsen (D), SD 50

00:22:41 Dale Mahlum, Montana Board of Horse Racing (MBHR)

00:28:35 Nicole Rolf, Montana Farm Bureau Federation (MFBF), Montana Stockgrowers Association (MSGA)

**Opponents' Testimony:**

00:30:25 Jon Bennion, Deputy Attorney General and Legislative Liaison, Department of Justice (DOJ)

**Informational Testimony:**

00:33:32 Christian Mackay, Executive Officer, Department of Livestock (DOL)

**Questions from Committee Members and Responses:**

00:35:38 Sen. Malek

00:36:06 Sen. Moore

00:36:19 Sen. Larsen

00:39:23 Sen. Malek

00:39:50 Jon Bennion, DOJ

00:40:08 Rick Ask, Administrator, Gambling Control Division, Department of Justice (DOJ)

00:40:44 Sen. Malek

00:41:09 Rick Ask, DOJ

00:41:24 Sen. Malek

00:41:40 Dale Mahlum, MBHR

00:42:32 Sen. Malek

00:42:49 Dale Mahlum

00:44:02 Chairman Brown

00:45:44 Rick Ask

00:46:46 Chairman Brown

00:47:31 Sen. Moore

00:48:28 Chairman Brown

00:48:35 George Harris, Administrator, Centralized Services Division, Department of Livestock (DOL)

00:54:46 Chairman Brown

00:54:57 George Harris, DOL

00:56:21 Sen. Taylor

00:56:46 Sen. Moore

**Closing by Sponsor:**

00:56:58 Sen. Moore

**HEARING ON HB 114**

**Opening Statement by Sponsor:**

00:58:18 Rep. Christy Clark (R), HD 17, opened the hearing on HB 114, Clarify garbage types for animal feed.

**Proponents' Testimony:**

00:59:31 Dr. Marty Zaluski, DVM, State Veterinarian, Animal Health Division, Department of Livestock (DOL)

01:02:05 Jacob Cowgill, Montana Farmers Union (MFU)

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

01:02:49 Chairman Brown

01:03:39 Dr. Zaluski, DOL

01:05:16 Chairman Brown

01:05:56 Dr. Zaluski

01:06:15 Sen. Malek

01:08:51 Dr. Zaluski

01:09:41 Sen. Moore

01:10:46 Dr. Zaluski

**Closing by Sponsor:**

01:11:24 Rep. Christy Clark

**HEARING ON SB 211**

**Opening Statement by Sponsor:**

01:13:04 Sen. Frederick (Eric) Moore (R), SD 20, opened the hearing on SB 211, Generally revise laws regarding collection of beef checkoff funds.

**Proponents' Testimony:**

01:16:02 Nicole Rolf, Montana Farm Bureau Federation (MFBF), Montana Stockgrowers Association (MSGA)

01:16:52 Jacob Cowgill, Montana Farmers Union (MFU)

**Opponents' Testimony:** None

**Informational Testimony:**

01:17:21 Christian Mackay, Executive Officer, Department of Livestock (DOL)

**Questions from Committee Members and Responses:**

01:19:01 Chairman Brown

01:19:26 Christian Mackay, DOL

01:21:11 Chairman Brown

**Closing by Sponsor:**

01:21:29 Sen. Moore

**EXECUTIVE ACTION ON SB 86**

01:22:43 **Motion:** Sen. F. Moore moved that **SB 86 DO PASS.**

01:23:35 **Motion:** Sen. F. Moore moved that **SB 86 BE AMENDED.**  
[EXHIBIT\(ags27a02\)](#)

**Discussion:**

01:24:04 Sen. Taylor

01:24:17 Sen. Moore

01:24:35 **Vote:** Motion carried unanimously by voice vote. Sen. Augare and Sen. Boulanger voted by proxy.

01:25:28 **Motion/Vote:** Sen. F. Moore moved that **SB 86 DO PASS AS AMENDED.**  
Motion carried unanimously by voice vote. Sen. Augare and Sen. Boulanger voted by proxy.

**EXECUTIVE ACTION ON SB 95**

01:26:44 **Motion/Vote:** Sen. F. Moore moved that **SB 95 BE TABLED.** Motion carried unanimously by voice vote. Sen. Augare and Sen. Boulanger voted by proxy.

**EXECUTIVE ACTION ON SB 211**

01:27:55 **Motion:** Sen. F. Moore moved that **SB 211 DO PASS.**

01:27:59 **Motion:** Sen. F. Moore moved that **SB 211 BE AMENDED.**  
[EXHIBIT\(ags27a03\)](#)

01:28:18 **Vote:** Motion carried unanimously by voice vote. Sen. Augare and Sen. Boulanger voted by proxy.

01:28:33 **Motion:** Sen. F. Moore moved that **SB 211 DO PASS AS AMENDED.**

**Discussion:**

01:28:45 Sen. Moore

01:29:10 Chairman Brown

01:29:34 Sen. Moore

01:29:45 **Vote:** Motion carried unanimously by voice vote. Sen. Augare and Sen. Boulanger voted by proxy.

**ADJOURNMENT**

Adjournment: 4:17 p.m.

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Elizabeth Whiting, Secretary

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Additional Documents:

**EXHIBIT([ags27aad.pdf](#))**