

## MINUTES

### MONTANA SENATE 63rd LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON AGRICULTURE, LIVESTOCK AND IRRIGATION

**Call to Order:** Chair Taylor Brown, on February 14, 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. Shannon Augare (D)  
Sen. Scott Boulanger (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:** None

**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 226, 2/5/2013

Executive Action: HB 115 - Be Concurred In

**HEARING ON SB 226**

**Opening Statement by Sponsor:**

00:15:04 Sen. Frederick (Eric) Moore (R), SD 20, opened the hearing on SB 226, Revise laws relating to dyed diesel and vehicles dedicated to animal husbandry.

**[EXHIBIT\(ags33a01\)](#)**

00:15:16 Sen. Taylor left the hearing.

**Proponents' Testimony:**

00:19:24 Jacob Cowgill, Montana Farmers Union (MFU)

00:19:49 Jim Steinbeisser, Montana Stockgrowers Association (MSGA)

**Opponents' Testimony:**

00:21:41 Cary Hegreberg, Montana Contractors Association (MCA)

**Informational Testimony:**

00:24:38 Larry Flynn, Montana Department of Transportation (MDT)

**Questions from Committee Members and Responses:**

00:25:30 Sen. Boulanger

00:25:53 Larry Flynn, MDT

00:26:12 Sen. Boulanger

00:26:37 Sen. Moore

00:27:46 Chairman Brown

00:28:10 Cary Hegreberg, MCA

00:29:56 Chairman Brown

00:30:41 Cary Hegreberg

00:31:31 Chairman Brown

00:33:35 Larry Flynn

00:33:57 Sen. Boulanger

00:34:39 Larry Flynn

00:35:19 Chairman Brown

00:35:33 Jim Steinbeisser, MSGA

00:36:02 Chairman Brown

00:36:15 Jim Steinbeisser

**Closing by Sponsor:**

00:36:37 Sen. Moore

00:40:32 Sen. Moore left the hearing.

**HEARING ON SB 268**

**Opening Statement by Sponsor:**

00:40:35 Sen. Fred Thomas (R), SD 45, opened the hearing on SB 268, Allow certain wineries to sell at farmers' markets.

**Proponents' Testimony:**

00:44:28 Lee McAlpine, Montana CiderWorks (MCW)

00:47:59 Ken Schultz, Hidden Legend Winery (HLW)

**Opponents' Testimony:**

00:53:07 Brad Griffin, President Montana Retail Association (MRA)

00:56:37 Kristi Blazer, Montana Beer and Wine Distributors Association (MBWDA)

**Informational Testimony:**

01:01:18 Tony Herbert, Montana Brewers Association (MBA)

01:02:04 Shauna Helfert, Administrator, Liquor Control Division, Department of Revenue (DOR)

**Questions from Committee Members and Responses:**

01:02:46 Sen. Malek

01:03:34 Tony Herbert, MBA

01:05:16 Sen. Malek

01:06:15 Shauna Helfert, DOR

01:07:26 Sen. Malek

01:08:12 Ken Schultz, HLW

01:09:37 Sen. Malek

01:09:39 Sen. Augare left the hearing.

01:10:21 Sen. Thomas

01:10:44 Sen. Murphy

01:13:56 Sen. Thomas

01:14:11 Shauna Helfert

01:14:54 Chairman Brown

01:16:11 Shauna Helfert

01:16:26 Chairman Brown

01:16:46 Ken Schultz

**Closing by Sponsor:**

01:17:26 Sen. Thomas

01:21:40 Chairman Brown

01:21:42 Sen. Caffero left the hearing.

**EXECUTIVE ACTION ON HB 115**

01:22:59     **Motion/Vote:** Sen. Murphy moved that **HB 115 BE CONCURRED IN**. Motion carried 10-0 by voice vote. Sen. Augare, Sen. Caferro and Sen. Moore voted by proxy. Sen. Taylor was excused. Sen. Boulanger will carry the bill.

**Committee Business:**

01:25:55     Sen. Sales  
01:26:48     Chairman Brown

**ADJOURNMENT**

Adjournment: 4:29 p.m.

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Elizabeth Whiting, Secretary

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Additional Documents:

**EXHIBIT([ags33aad.pdf](#))**