

MINUTES

MONTANA SENATE 61st LEGISLATURE - REGULAR SESSION

COMMITTEE ON AGRICULTURE, LIVESTOCK AND IRRIGATION

Call to Order: Chairman Donald J. Steinbeisser, on February 10, 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. Bradley Hamlett (D)
Sen. Ken (Kim) Hansen (D)
Sen. Verdell Jackson (R)
Sen. Cliff Larsen (D)
Sen. Rick Ripley (R)

Members Excused: None.

Members Absent: None.

Staff Present: Joan Linkenbach, 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: SB 232, 1/15/2009; SB 343, 2/3/2009

Executive Action: SB 217; SB 343; SB 167

HEARING ON SB 343

Opening Statement by Sponsor:

00:01:27 Sen. Verdell Jackson (R), SD 5, opened the hearing on SB 343, Regulation of zebra mussel and other invasive species.

EXHIBIT(ags31a01)

Proponents' Testimony:

00:10:54 Hal Harper, Representing the Governor's Office

00:15:20 Ron de Yong, Director, Department of Agriculture (DOA)

EXHIBIT(ags31a02)

00:20:12 Ted Williams, Ph.D, Board Member, Flathead Lakers Organization

EXHIBIT(ags31a03)

00:23:56 Joe Brenneman, Flathead County Commission

00:24:57 Jeff Tiberi, Executive Director, Montana Association of Conservation Districts

00:25:43 John Youngberg, Montana Farm Bureau

00:27:34 Mike Murphy, Montana Water Resources Association

00:28:43 Mark Aagenes, Montana Trout Unlimited

00:29:11 Christa Lee Evans, Association of Gallatin Agricultural Irrigators, Senior Rights Coalition

00:29:57 Brianna Randall, Clark Fork Coalition

EXHIBIT(ags31a04)

00:30:45 Ariel Overstreet, Montana Stockgrowers Association; Montana Cattle Women

00:31:37 David Hoffman, PPL Montana

00:32:53 Casey Perkins, Montana Audubon

00:33:24 Robin Cunningham, Fishing Outfitters Association of Montana

00:34:08 Caryn Miske, Executive Director, Flathead Basin Commission (FBC)

00:35:59 Robin Cunningham spoke for Bob Gibson, Walleye Unlimited

Opponents' Testimony: None.

Informational Testimony:

00:36:33 Mark Reller, Bonneville Power Administration

00:40:40 Caryn Miske, FBC

Questions from Committee Members and Responses:

00:41:14 Sen. Hansen
00:42:17 Ms. Miske, FBC
00:42:40 Sen. Hansen
00:41:54 Sen. Jackson
00:42:07 Ms. Miske, FBC
00:43:31 Cort Jensen, Attorney, DOA
00:44:15 Sen. Hansen
00:44:20 Mr. Jensen, DOA
00:44:32 Sen. Ripley
00:45:10 Sen. Jackson
00:46:27 Sen. Ripley
00:46:53 Sen. Jackson
00:48:41 Sen. Ripley
00:49:02 Sen. Jackson
00:49:57 Sen. Ripley
00:50:26 Sen. Jackson
00:52:02 Sen. Ripley
00:52:28 Sen. Brown
00:52:57 Sen. Jackson
00:53:30 Sen. Brown
00:53:49 Sen. Jackson
00:54:30 Sen. Larsen
00:55:14 Mr. de Yong, DOA
00:57:08 Sen. Larsen
00:57:47 Mr. de Yong, DOA
00:59:21 Sen. Ripley
00:59:39 Eilene Ryce, Aquatic Species Coordinator
01:01:16 Ms. Ryce
01:02:25 Sen. Hamlett
01:02:42 Ms. Ryce
01:04:58 Chairman Steinbeisser
01:05:42 Ms. Ryce
01:05:57 Sen. Hansen
01:07:18 Sen. Jackson

Closing by Sponsor:

01:07:30 Sen. Jackson

HEARING ON SB 232

Opening Statement by Sponsor:

01:09:58 Sen. Carolyn Squires (D), SD 48, opened the hearing on
SB 232, State pancake.

Proponents' Testimony:

01:12:52 Angie Palin, Teacher, Missoula

01:15:31 Minkie Medora, Registered Dietician, Montana Dietetic
Association (MDA) Board Member, Montana Food Bank
Network (MFB)

EXHIBIT(ags31a05)

01:21:54 Sen. Ripley left the room.

01:23:18 Marla Heddman, Archwood Farms, Trout Creek

01:24:22 Pat Keim, Resident of Helena

01:26:10 Ron de Yong DOA

Opponents' Testimony:

01:27:08 Jacob Ticknor

EXHIBIT(ags31a06)

01:28:12 Bethany Ticknor

EXHIBIT(ags31a07)

01:29:36 Eli Ticknor

EXHIBIT(ags31a08)

01:31:06 Hannah Ticknor

EXHIBIT(ags31a09)

01:32:53 Thomas Ticknor

EXHIBIT(ags31a10)

Informational Testimony: None.

Questions from Committee Members and Responses:

01:35:08 Sen. Hansen

01:35:52 Ms. Medora, MDA

01:37:28 Sen. Hansen

Closing by Sponsor:

01:37:56 Sen. Squires

01:42:09 Chairman Steinbeisser

01:42:20 Sen. Squires

01:44:57 Recess

01:57:03 Reconvened

EXECUTIVE ACTION ON SB 217

(Previous Executive Action on SB 217 took place on February 9, 2009)

01:57:50 Chairman Steinbeisser

01:58:51 Sue McConnell, Legislative Services Division (LSD)

01:59:20 **Motion:** Sen. Brown moved that **SB 217 DO PASS AS AMENDED.**

EXHIBIT(ags31a11)

Discussion:

01:59:54 Sen. Hansen

02:01:50 Sen. Murphy

02:02:57 Sen. Hamlett

02:04:09 Sen. Brown

02:05:34 Sen. Steinbeisser

02:06:58 **Vote:** Motion failed 3-6 by roll call vote with Sen. Brown, and Sen. Steinbeisser voting aye. Sen. Ripley voted aye by proxy.

02:07:17 **Motion/Vote:** Sen. Hansen moved that **SB 217 BE TABLED AND THE VOTE REVERSED.** Motion carried.

EXECUTIVE ACTION ON SB 343

02:07:39 Sen. Jackson

02:08:19 **Motion:** Sen. Larsen moved that **SB 343 DO PASS.**

02:08:45 **Motion:** Sen. Jackson moved that **SB 343 BE AMENDED.**

EXHIBIT(ags31a12)

Discussion:

02:09:21 Sen. Jackson

02:11:44 **Vote:** Motion carried unanimously by voice vote.

02:12:12 **Motion/Vote:** Sen. Jackson moved that **SB 343 DO PASS AS AMENDED.** Motion carried unanimously by voice vote, present and voting.

EXECUTIVE ACTION ON SB 167

(Previous Executive Action on SB 167 took place on January 27, 2009)

02:12:25 Sen. Brown

02:12:55 Sue O'Connell, LSD

EXHIBIT(ags31a13)

02:15:21 **Motion/Vote:** Sen. Murphy moved to **RECONSIDER PREVIOUS ACTION TO TABLE SB 167**. Motion carried 6-2 by voice vote, present and voting, with Sen. Hansen and Sen. Jackson voting no.

02:17:48 **Motion:** Sen. Brown moved that **SB 167 DO PASS AS AMENDED**. (Motion was corrected in subsequent action.)

Discussion:

02:18:54 Sen. Ripley now present

02:19:06 Sen. Larsen

02:19:35 Sen. Jackson

02:20:13 Sen. Brown

02:20:29 Sue O'Connell, LSD

02:20:41 Sen. Hamlett

02:22:11 Sen. Hansen

02:22:39 **Motion/Vote:** Sen. Brown moved that **SB 167 BE AMENDED**. Motion carried unanimously by voice vote. (Exhibit 13). (Corrected motion)

02:23:07 **Motion/Vote:** Sen. Brown moved that **SB 167 DO PASS AS AMENDED**. Motion carried 6-3 by roll call vote with Sen. Branae, Sen. Hansen, and Sen. Jackson voting no.

ADJOURNMENT

Adjournment: 5:30 P.M.

Joan Linkenbach, Secretary

j1

Additional Exhibit

[EXHIBIT](#) (ags31a14)

[EXHIBIT](#) (ags31a15)

Additional Documents:

EXHIBIT ([ags31aad.pdf](#))