

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 62nd LEGISLATURE - REGULAR SESSION

COMMITTEE ON AGRICULTURE

Call to Order: Chairman Krayton Kerns, on January 13, 2011 at 3:00 PM, in Room 472
Capitol

ROLL CALL

Members Present:

Rep. Krayton Kerns, Chairman (R)
Rep. Bob Wagner, Vice Chairman (R)
Rep. Timothy Furey, Vice Chairman (D)
Rep. Joanne G. Blyton (R)
Rep. Christy Clark (R)
Rep. Lila Walter Evans (R)
Rep. Steve Fitzpatrick (R)
Rep. Alan Hale (R)
Rep. Brian Hoven (R)
Rep. David Howard (R)
Rep. Margaret (Margie) MacDonald (D)
Rep. Edith (Edie) McClafferty (D)
Rep. Jonathan McNiven (R)
Rep. Pat Noonan (D)
Rep. Carolyn Pease-Lopez (D)
Rep. Lee Randall (R)
Rep. Joe Read (R)
Rep. Daniel R. Salomon (R)
Rep. Sterling Small (R)
Rep. Frank Smith (D)
Rep. Kathleen Williams (D)

Members Excused: None

Members Absent: None

Staff Present: Dave Bohyer, Legislative Branch
Lauren Head, 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: HB 133, 1/10/2011; HB 166, 1/10/2011

Executive Action HB 54

HEARING ON HB 166**Opening Statement by Sponsor:**

00:01:02 Rep. John Esp (R), HD 61, opened the hearing on HB 166, Revise weed control laws.

Proponents' Testimony:

00:03:47 Dave Schulz, Madison County Commissioner
00:06:29 John Moodry, Weed Supervisor for Butte and Silver Bow
00:08:25 Bob Gilbert, Rosebud County, representing Commissioner and Weed Supervisor
00:09:21 Mike McGinley, Commissioner for Beaverhead County

Opponents' Testimony:

00:10:11 Glen Oppel, Montana Realtors

Informational Testimony: None

Questions from Committee Members and Responses:

00:18:13 Rep. McClafferty
00:19:01 Mr. Oppel
00:20:37 Rep. McClafferty
00:20:55 Mr. Oppel
00:21:31 Rep. Randall
00:22:13 Rep. Esp
00:23:47 Rep. MacDonald
00:24:31 Mr. Schultz
00:25:09 Rep. McNiven
00:26:18 Mr. Schultz
00:27:43 Rep. McNiven
00:28:04 Mr. Schultz
00:28:44 Rep. McNiven
00:28:56 Mr. Schultz
00:29:00 Rep. Blyton
00:29:18 Mr. Schultz
00:30:11 Rep. Blyton
00:30:28 Mr. Schultz
00:31:42 Rep. Blyton
00:32:09 Mr. Oppel
00:32:27 Rep. Blyton

00:32:32 Mr. Oppel
 00:32:47 Rep. Hoven
 00:33:07 Mr. Schultz
 00:33:47 Rep. Read
 00:35:33 Mr. Oppel
 00:37:49 Rep. Read
 00:37:59 Mr. Oppel
 00:38:27 Rep. Read
 00:38:35 Mr. Oppel
 00:38:51 Rep. Evans
 00:39:16 Mr. Schultz
 00:39:28 Rep. Evans
 00:39:33 Mr. Schultz
 00:39:40 Rep. Evans
 00:39:44 Mr. Schultz
 00:41:16 Rep. Evans
 00:41:24 Mr. Schultz
 00:41:36 Rep. Evans
 00:41:50 Mr. Schultz
 00:42:37 Rep. Evans
 00:42:50 Mr. Schultz
 00:43:15 Rep. Evans
 00:43:49 Mr. Schultz
 00:43:54 Rep. Evans
 00:43:57 Mr. Schultz
 00:44:26 Rep. Fitzpatrick
 00:45:29 Mr. Oppel
 00:45:36 Rep. Fitzpatrick
 00:46:18 Mr. Oppel
 00:46:44 Rep. Fitzpatrick
 00:47:02 Mr. Oppel

Closing by Sponsor:

00:48:09 Rep. Esp
 00:49:10 Vice Chair Wagner left the meeting.

HEARING ON HB 133

Opening Statement by Sponsor:

00:50:31 Rep. Daniel Salomon (R), HD 12, opened the hearing on HB 133, Provide for court orders, fines, liens for noncompliance with noxious weed laws.

Proponents' Testimony:

00:53:36 Joe Clarman, Deputy Director for Department of Agriculture

00:54:38 Rep. Fitzpatrick left the meeting.
00:55:15 Bob Gilbert, County Commissioner
00:55:59 Richard Grady, Canyon Creek ranch owner

EXHIBIT(agh10a01)

01:02:04 John Andrew, Helena resident
01:03:35 Vice Chair Wagner rejoined the meeting.
01:04:56 Dave Schultz, Madison County Commissioner
01:06:25 Dan Happel, Madison County Commissioner
01:06:48 Rep. Fitzpatrick rejoined the meeting.

Opponents' Testimony:

01:07:35 John Moodry, Montana Weed Control Association
01:11:03 Nicole Rolf, Montana Farm Bureau Federation
01:17:15 Ariel Overstreet, Montana Stockgrowers Association and Montana Cattlewomen
01:19:19 Mike Murphy, Montana Water Resources Association (MWRA)
01:21:25 Carol Lambert, Women Involved in Farm Economics (WIFE)
01:22:16 Jessie Luther, Burlington Northern Santa Fe Railway Company (BNSF)

Informational Testimony:

01:23:56 Court Jensen, Attorney for the Department of Agriculture

Questions from Committee Members and Responses:

01:24:11 Rep. McClafferty
01:24:32 Mr. Clarman
01:24:43 Mr. Jensen
01:25:45 Rep. Clark
01:26:35 Mr. Jensen
01:27:43 Rep. Clark
01:27:53 Mr. Jensen
01:28:44 Vice Chair Wagner
01:29:24 Mrs. Rolf
01:30:58 Vice Chair Wagner
01:32:15 Mrs. Rolf
01:33:01 Rep. Hoven
01:33:30 Mr. Jensen
01:36:08 Vice Chair Wagner
01:37:51 Mr. Jensen
01:38:56 Vice Chair Wagner
01:39:42 Mr. Jensen
01:40:46 Rep. McNiven
01:41:33 Mr. Jensen
01:42:10 Rep. McNiven
01:42:53 Mr. Jensen
01:43:50 Rep. Smith
01:44:26 Mr. Jensen
01:44:42 Rep. Smith
01:44:47 Mr. Jensen

01:44:49 Rep. Smith
01:44:54 Mr. Jensen
01:45:27 Rep. Smith
01:45:37 Mr. Jensen
01:45:48 Rep. Howard
01:46:25 Mr. Jensen

Closing by Sponsor:

01:47:53 Rep. Salomon

EXECUTIVE ACTION ON HB 54

01:51:23 **Motion/Vote:** Rep. Wagner moved that **HB 54 DO PASS**. Motion carried unanimously by voice vote.

ADJOURNMENT

01:52:32 Adjournment

Lauren Head, Secretary

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Additional Documents:

EXHIBIT([agh10aad.pdf](#))