

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 62nd LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON AGRICULTURE**

**Call to Order:** Chair Krayton Kerns, on February 3, 2011 at 3:00 PM, in Room 472  
Capitol

#### **ROLL CALL**

**Members Present:**

Rep. Krayton Kerns, Chair (R)  
Rep. Timothy Furey, Vice Chair (D)  
Rep. Bob Wagner, Vice Chair (R)  
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. Carolyn Pease-Lopez (D)  
Rep. Lee Randall (R)  
Rep. Joe Read (R)  
Rep. Daniel R. Salomon (R)  
Rep. Frank Smith (D)  
Rep. Kathleen Williams (D)

**Members Excused:** Rep. Jonathan McNiven (R)

**Members Absent:** Rep. Sterling Small (R)  
Rep. Pat Noonan (D)  
Rep. Edith (Edie) McClafferty (D)

**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 329, 1/31/2011; HB 345, 1/31/2011

Executive Action: HB 314, HB 309

**HEARING ON HB 345****Opening Statement by Sponsor:**

00:01:14 Rep. Kelly Flynn (R), HD 68, opened the hearing on HB 345, Revise compensation rates for block management program.

00:03:24 Rep. Noonan joined the meeting.

00:03:27 Rep. McClafferty joined the meeting.

**Proponents' Testimony:**

00:05:55 John Baucus, self

00:07:35 Jay Bodner, Montana Stockgrowers Association (MSGA)

00:08:28 Rep. Small joined the meeting.

00:08:48 John Munding, self

00:14:38 Jim Brown, Montana Wool Growers Association (MWGA)

**Opponents' Testimony:**

00:15:52 Alan Charles, Sportsman Relations, Fish, Wildlife, and Parks (FWP)

[EXHIBIT\(agh27a01\)](#)

[EXHIBIT\(agh27a02\)](#)

00:20:55 Ben Lamb, Conservation Director, Montana Wildlife Federation (MWF)

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:23:13 Rep. Hale

00:23:22 Rep. McNiven joined the meeting.

00:23:29 Mr. Charles

00:23:34 Rep. Hale

00:23:47 Mr. Charles

00:23:53 Rep. Hale

00:24:02 Mr. Charles

00:24:17 Rep. Hale

00:24:37 Mr. Charles

00:24:46 Joe Maurier, Director, FWP

00:26:36 Rep. Smith

00:26:56 Mr. Charles

00:27:31 Rep. Smith

00:27:37 Mr. Charles

00:27:50 Vice Chairman Wagner  
00:28:18 Mr. Charles  
00:28:30 Vice Chairman Wagner  
00:28:58 Mr. Charles  
00:29:30 Rep. Pease-Lopez left the meeting.  
00:30:27 Vice Chairman Wagner  
00:31:08 Mr. Charles  
00:31:18 Vice Chairman Wagner  
00:32:01 Mr. Charles  
00:32:49 Vice Chairman Wagner  
00:33:58 Mr. Charles  
00:34:42 Rep. Furey  
00:35:38 Mr. Charles  
00:36:15 Rep. Pease-Lopez rejoined the meeting.  
00:37:47 Rep. Furey  
00:39:15 Rep. Flynn  
00:39:37 Rep. Howard  
00:40:00 Rep. Flynn  
00:41:29 Rep. Clark left the meeting.  
00:42:51 Rep. Hoven  
00:43:14 Rep. Flynn  
00:43:38 Rep. Hoven  
00:43:59 Mr. Charles  
00:44:09 Rep. Blyton  
00:44:55 Mr. Charles  
00:45:07 Rep. Furey left the meeting.  
00:48:24 Rep. Clark rejoined the meeting.  
00:48:47 Rep. MacDonald  
00:48:52 Rep. Furey rejoined the meeting.  
00:49:14 Rep. Flynn  
00:49:47 Rep. MacDonald  
00:51:01 Mr. Maurier  
00:52:41 Rep. Williams  
00:53:26 Mr. Charles  
00:53:46 Rep. Howard left the meeting.  
00:54:16 Rep. Williams  
00:54:29 Mr. Charles  
00:54:46 Rep. Howard rejoined the meeting.  
00:55:10 Rep. Williams  
00:55:21 Mr. Charles  
00:55:56 Rep. Williams  
00:56:06 Rep. McClafferty  
00:56:44 Mr. Charles  
00:57:09 Rep. McClafferty  
00:57:32 Mr. Charles

**Closing by Sponsor:**

00:59:06 Rep. Flynn

01:00:45 Rep. Howard left the meeting.

### **HEARING ON HB 329**

#### **Opening Statement by Sponsor:**

01:02:03 Rep. Christy Clark (R), HD 17, opened the hearing on HB 329, Provide liability protection for owners of livestock protection dogs.

01:06:05 Rep. Howard rejoined the meeting.

#### **Proponents' Testimony:**

01:11:28 Jim Brown, MWGA

[\*\*EXHIBIT\*\*](#)(agh27a03)

01:16:06 Rep. Howard left the meeting.

01:16:57 John Baucus, self

01:19:28 Rep. Howard rejoined the meeting.

01:19:54 Tim Ravndall, self

01:22:19 Jay Bodner, MSGA

01:24:17 Margaret Duezabou, self

#### **Opponents' Testimony:**

01:29:25 Drew Bleuett, Lawyer

01:31:38 Doug Ruebke, self

[\*\*EXHIBIT\*\*](#)(agh27a04)

**Informational Testimony:** None

#### **Questions from Committee Members and Responses:**

01:34:48 Rep. Fitzpatrick

01:35:40 Mr. Brown

01:37:02 Rep. Fitzpatrick

01:37:38 Mr. Brown

01:37:53 Rep. Fitzpatrick

01:38:17 Mr. Bleuett

01:39:08 Vice Chair Wagner

01:39:29 Rep. Noonan left the meeting.

01:39:44 Mr. Bleuett

01:39:57 Vice Chairman Wagner

01:40:08 Mr. Bleuett

01:40:23 Vice Chairman Wagner

01:40:46 Mr. Bleuett

01:41:13 Rep. Furey

01:41:50 Mr. Brown

01:42:34 Rep. Noonan rejoined the meeting.

01:42:50 Rep. Hoven

01:43:13 Mr. Bleuett  
01:43:45 Rep. Williams  
01:44:33 Mr. Brown

**Closing by Sponsor:**

01:46:58 Rep. Clark

**EXECUTIVE ACTION ON HB 314**

01:48:01 **Motion:** Rep. Wagner moved that **HB 314 DO PASS.**

**Discussion:**

01:48:09 Rep. Smith  
01:48:16 Mr. Bohyer  
01:48:39 Rep. Smith

01:48:53 **Vote:** Motion failed unanimously by voice vote.

01:49:10 **Motion/Vote:** Rep. Wagner moved that **HB 314 BE TABLED AND THE VOTE REVERSED.** Motion carried unanimously by voice vote.

**EXECUTIVE ACTION ON HB 309**

01:49:41 **Motion:** Rep. Wagner moved that **HB 309 DO PASS.**

**Discussion:**

01:50:13 Rep. Noonan  
01:50:26 Mr. Bohyer  
01:50:49 Rep. McClafferty  
01:51:29 Rep. Clark  
01:52:11 Rep. Williams  
01:53:13 Rep. MacDonald  
01:54:36 Rep. Randall  
01:55:07 Rep. Saloman  
01:55:32 Rep. Furey  
01:56:06 Rep. Pease-Lopez  
01:56:47 Rep. Fitzpatrick  
01:57:54 Rep. Pease-Lopez  
01:58:27 Rep. Fitzpatrick  
01:59:12 Rep. Wagner  
01:59:51 Rep. Read

02:00:08 **Vote:** Motion carried 13-8 by roll call vote with Rep. Fitzpatrick, Rep. Furey, Rep. Hoven, Rep. MacDonald, Rep. McClafferty, Rep. Noonan, Rep. Pease-Lopez and Rep. Williams voting no.

**ADJOURNMENT**

02:02:37      Adjournment

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Lauren Head, Secretary

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Additional Documents:

**EXHIBIT**([agh27aad.pdf](#))