

MINUTES

MONTANA SENATE 63rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON AGRICULTURE, LIVESTOCK AND IRRIGATION

Call to Order: Chair Taylor Brown, on March 19, 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. Sharon Stewart-Peregoy (D)
Sen. Janna Taylor (R)

Members Excused: Sen. Scott Sales (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: HB 344, 3/13/2013

Executive Action: SR 14 - Be Adopted
SR 11 - Be Adopted
HB 189 - Be Concurred In As Amended
HB 323 - Be Concurred In
HB 322 - Amended only

HEARING ON HB 344

Opening Statement by Sponsor:

00:12:25 Rep. Brian Hoven (R), HD 24, opened the hearing on HB 344, Revise laws related to agricultural commodity dealers.

00:12:27 Sen. Murphy left the hearing.

Proponents' Testimony:

00:13:27 Ryan McCormick, Montana Grain Growers Association (MGGA)
00:14:49 John Youngberg, Montana Farm Bureau Federation (MFBF)
00:15:55 Jacob Cowgill, Montana Farmers Union (MFU)
00:16:27 Harvey Walter, self

Opponents' Testimony:

00:17:09 Krista Lee Evans, Montana Grain Elevators Association (MGEA)
00:18:50 Pat Keim, Columbia Grain (CG)

Informational Testimony:

00:19:37 Cort Jensen, Montana Department of Agriculture (AGR)

Questions from Committee Members and Responses:

00:20:05 Sen. Moore
00:20:18 Cort Jensen, AGR
00:22:14 Sen. Moore
00:22:29 Cort Jensen
00:22:38 Sen. Moore
00:23:15 Cort Jensen
00:23:50 Sen. Boulanger
00:24:13 Rep. Hoven
00:25:01 Sen. Boulanger
00:25:15 Rep. Hoven
00:26:18 Sen. Phillips
00:27:17 Rep. Hoven
00:28:20 Sen. Phillips
00:28:34 Krista Lee Evans, MGEA
00:29:27 Sen. Malek
00:30:13 Cort Jensen
00:32:26 Sen. Moore
00:32:58 Cort Jensen
00:33:31 Sen. Moore

00:33:42 Sen. Murphy entered the hearing.

00:34:38 Rep. Hoven
00:35:12 Sen. Moore
00:35:27 Rep. Hoven
00:35:47 Sen. Phillips
00:36:36 Sen. Moore
00:37:09 Rep. Hoven
00:37:35 Chairman Brown
00:38:20 Ryan McCormick, MGGA
00:39:19 Chairman Brown
00:39:32 Ryan McCormick
00:40:10 Chairman Brown

Closing by Sponsor:

00:40:26 Rep Hoven

EXECUTIVE ACTION ON SR 14

00:43:09 Chairman Brown

00:43:55 **Motion:** Sen. F. Moore moved that **SR 14 DO PASS.**

Discussion:

00:44:14 Sen. Malek

00:44:54 **Vote:** Motion carried 10-0 by voice vote. Sen. Sales was excused.

EXECUTIVE ACTION ON SR 11

00:45:23 **Motion/Vote:** Sen. F. Moore moved that **SR 11 DO PASS.** Motion carried 10-0 by voice vote. Sen. Sales was excused.

EXECUTIVE ACTION ON HB 189

00:46:34 **Motion:** Sen. F. Moore moved that **HB 189 BE CONCURRED IN.**

Discussion:

00:46:47 Chairman Brown.

00:47:14 **Motion:** Sen. F. Moore moved that **HB 189 BE AMENDED.**
[EXHIBIT\(ags59a01\)](#)

Discussion:

00:47:58 Chairman Brown
[EXHIBIT\(ags59a02\)](#)
[EXHIBIT\(ags59a03\)](#)

00:56:17 Sen. Malek

00:56:32 **Vote:** Motion carried 10-1 by roll call vote with Sen. Caferro voting no. Sen. Sales voted by proxy.

00:58:15 Sue O'Connell, Legislative Services Division (LSD)

00:59:04 Chairman Brown

00:59:24 **Motion/Vote:** Sen. F. Moore moved that **HB 189 BE AMENDED**. Motion carried 10-0 by voice vote. Sen. Sales was excused.

EXHIBIT(ags59a04)

00:59:47 **Motion:** Sen. F. Moore moved that **HB 189 BE CONCURRED IN AS AMENDED**.

Discussion:

00:59:56 Sen. Moore

01:00:45 **Vote:** Motion carried 9-2 by roll call vote with Sen. Moore and Sen. Sales voting no. Sen. Sales voted by proxy. Sen. Brown will carry the bill. (amendment was not reported out of committee and bill was therefore amended by floor vote on 3/25/2013)

EXECUTIVE ACTION ON HB 323

01:04:25 **Motion:** Sen. F. Moore moved that **HB 323 BE CONCURRED IN**.

Discussion:

01:04:55 Sue O'Connell, Legislative Services Division (LSD)

01:05:27 Sen. Phillips

01:05:51 Sue O'Connell, LSD

01:05:58 Chairman Brown

01:06:23 Sen. Malek

01:06:48 Chairman Brown

01:06:56 Sen. Phillips

01:07:27 **Vote:** Motion carried 10-0 by voice vote. Sen. Sales was excused. Sen. Phillips will carry the bill.

EXECUTIVE ACTION ON HB 322

01:08:28 **Motion:** Sen. F. Moore moved that **HB 322 BE CONCURRED IN**.

01:09:07 **Motion:** Sen. Phillips moved that **HB 322 BE AMENDED**.

EXHIBIT(ags59a05)

Discussion:

01:10:11 Sen. Moore
01:10:45 Sen. Phillips

01:11:03 Sen. Augare left the hearing.

01:11:31 **Vote:** Motion carried 9-0 by voice vote. Sen. Augare and Sen. Sales were excused.

01:11:54 **Motion:** Sen. F. Moore moved that **HB 322 BE CONCURRED IN AS AMENDED.**

Discussion:

01:12:02 Sen. Phillips
01:13:01 Chairman Brown
01:13:17 Sue O'Connell, Legislative Services Division (LSD)
EXHIBIT(ags59a06)

01:14:47 Chairman Brown
01:15:16 Sen. Stewart-Peregoy
01:16:24 Sue O'Connell, LSD
01:16:33 Sen. Stewart-Peregoy

01:16:47 Without objection, Sen. F. Moore withdrew the BE CONCURRED IN AS AMENDED motion.

01:17:27 Sen. Sales entered hearing.

EXECUTIVE ACTION ON HB 395

01:18:17 **Motion:** Sen. F. Moore moved that **HB 395 BE CONCURRED IN.**

Discussion:

01:18:34 Sen. Phillips
01:20:09 Sen. Malek
01:21:12 Chairman Brown
01:22:43 Sen. Phillips
01:23:48 Sen. Taylor
01:24:21 Sen. Moore
01:24:46 Chairman Brown

01:24:59 Without objection, Sen. F. Moore withdrew the BE CONCURRED IN motion.

01:25:43 Chairman Brown
01:26:31 Sen. Phillips left the hearing.
01:27:37 Sen. Murphy
01:28:42 Chairman Brown

ADJOURNMENT

Adjournment: 4:21 p.m.

Elizabeth Whiting, Secretary

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Additional Documents:

EXHIBIT([ags59aad.pdf](#))