

## MINUTES

### MONTANA SENATE 66th LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON AGRICULTURE, LIVESTOCK AND IRRIGATION

**Call to Order:** Chair Brian Hoven, on April 2, 2019 at 3:00 PM, in Room 335 Capitol

#### ROLL CALL

**Members Present:**

Sen. Brian Hoven, Chair (R)  
Sen. Mike Lang, Vice Chair (R)  
Sen. Frank Smith, Vice Chair (D)  
Sen. Kenneth Bogner (R)  
Sen. Janet Ellis (D)  
Sen. Bruce Gillespie (R)  
Sen. Margaret (Margie) MacDonald (D)  
Sen. Albert Olszewski (R)  
Sen. Daniel R. Salomon (R)  
Sen. Susan Webber (D)

**Members Excused:** Sen. Ryan Osmundson (R)

**Members Absent:** None

**Staff Present:** Charlene Devine, Committee Secretary  
Jason Mohr, 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: HB 443, 3/28/2019

Executive Action: HJ 28, Be Concurred In  
HB 332, Be Concurred In  
HB 221, Be Concurred In As Amended  
HB 592, Be Tabled, Be Removed From the Table (motion failed)

15:02:50 Chair Hoven  
 15:04:02 Brief Recess  
 15:05:55 Reconvened

**HEARING ON HB 443**

**Opening Statement by Sponsor:**

15:06:10 Rep. Ross Fitzgerald (R), HD 17, opened the hearing on HB 443, Revise requirements for hobbyist apiaries.

**Proponents' Testimony:**

15:07:35 James Rehm, Smoot Honey Company, Montana State Beekeepers Association  
[EXHIBIT\(ags68a01\)](#)

15:12:41 Cam Lay, self  
[EXHIBIT\(ags68a02\)](#)

15:18:44 Cort Jensen, Department of Agriculture (AGR)  
 15:23:33 Ron Ostberg, Montana Farmers Union

**Opponents' Testimony:**

15:24:07 Tim Ravndal, self  
 15:27:48 Alan Wright, self

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

15:30:55 Sen. MacDonald  
 15:31:46 Mr. Cort, AGR  
 15:33:31 Sen. MacDonald  
 15:33:56 Alyssa Piccolomini, Department of Agriculture (AGR)  
 15:35:50 Sen. Webber  
 15:39:00 Mr. Jensen, AGR  
 15:39:51 Sen. Webber  
 15:44:13 Ms. Piccolomini, AGR  
 15:44:59 Sen. Gillespie  
 15:46:40 Mr. Rehm, Smoot Honey  
 15:46:46 Sen. Ellis  
 15:52:22 Mr. Jensen  
 15:53:22 Sen. Lang  
 15:53:42 Mr. Jensen  
 15:54:02 Sen. Lang  
 15:56:41 Ms. Piccolomini  
 15:56:57 Chair Hoven  
 15:57:10 Mr. Rehm  
 15:58:45 Sen. Smith  
 16:00:38 Ms. Piccolomini  
 16:01:35 Chair Hoven  
 16:03:05 Sen. Lang

16:04:03 Mr. Jensen  
16:04:15 Rep. Fitzgerald

**Closing by Sponsor:**

16:04:50 Rep. Fitzgerald  
  
16:05:24 Chair Hoven

**EXECUTIVE ACTION ON HJ 28**

16:05:54 **Motion:** Sen. Lang moved that **HJ 28 BE CONCURRED IN.**

**Discussion:**

16:06:09 Sen. Gillespie  
**EXHIBIT(ags68a03)**

16:07:21 Sen. MacDonald  
16:08:16 Sen. Gillespie  
16:09:30 Sen. Lang  
16:12:07 Sen. Ellis

16:12:47 Sen. Salomon entered the hearing.

16:13:16 Sen. Webber  
16:14:05 Sen. Gillespie  
16:14:39 Sen. Lang

16:15:24 **Vote:** Motion carried 8-3 by roll call vote with Sen. Ellis, Sen. MacDonald and Sen. Webber voting no. Sen. Osmundson voted by proxy. Sen. Lang will carry the bill.

**EXECUTIVE ACTION ON HB 592**

16:16:32 **Motion:** Sen. Lang moved that **HB 592 BE CONCURRED IN.**

16:16:46 **Substitute Motion/Vote:** Sen. Salomon made a Substitute Motion that **HB 592 BE TABLED.** Substitute Motion carried 7-4 by roll call vote with Sen. Bogner, Sen. Gillespie, Sen. Hoven and Sen. Osmundson voting no. Sen. Osmundson voted by proxy.

**EXECUTIVE ACTION ON HB 332**

16:17:55 **Motion:** Sen. Lang moved that **HB 332 BE CONCURRED IN.**

**Discussion:**

16:18:28 Jason Mohr, Legislative Services Division  
**EXHIBIT(ags68a04)**

16:19:05 **Motion:** Sen. Ellis moved that **HB 332 BE AMENDED.**

**Discussion:**

16:19:20 Sen. Ellis

16:20:07 **Vote:** Motion failed 3-8 by roll call vote with Sen. Ellis, Sen. MacDonald and Sen. Webber voting aye. Sen. Osmundson voted by proxy.

16:20:51 **Motion/Vote:** Sen. Lang moved that **HB 332 BE CONCURRED IN**. Motion carried 7-4 by roll call vote with Sen. Ellis, Sen. MacDonald, Sen. F. Smith and Sen. Webber voting no. Sen. Osmundson voted by proxy. Sen. Lang will carry the bill.

**EXECUTIVE ACTION ON HB 221**

16:21:12 **Motion:** Sen. Lang moved that **HB 221 BE CONCURRED IN**.

**Discussion:**

16:22:13 Jason Mohr, Legislative Services Division (LSD)

**EXHIBIT(ags68a05)**

16:22:56 **Motion:** Sen. Ellis moved that **HB 221 BE AMENDED**.

**Discussion:**

16:23:50 Sen. Ellis

16:23:54 Sen. Gillespie

16:24:13 Sen. Ellis

16:24:26 Sen. Lang

16:24:36 Sen. Ellis

16:25:09 Sen. Lang

16:25:15 Mr. Mohr, LSD

16:25:26 Chair Hoven

16:25:45 Mr. Mohr

16:26:27 Chair Hoven

16:26:42 Sen. Webber

16:27:09 Sen. Lang

16:27:39 **Vote:** Motion carried 6-5 by roll call vote with Sen. Bogner, Sen. Gillespie, Sen. Hoven, Sen. Lang and Sen. Osmundson voting no. Sen. Osmundson voted by proxy.

16:28:42 **Motion/Vote:** Sen. Lang moved that **HB 221 BE CONCURRED IN AS AMENDED**. Motion carried 10-0 by voice vote. Sen. Osmundson was excused. Sen. Ellis will carry the bill.

**EXECUTIVE ACTION ON HB 592**

16:28:49 Chair Hoven

16:29:22 Sen. Lang

16:29:24 **Motion/Vote:** Sen. Hoven moved that **HB 592 BE REMOVED FROM TABLE.** Motion failed 4-6 by roll call vote with Sen. Bogner, Sen. Gillespie, Sen. Hoven and Sen. Lang voting aye. Sen. Osmundson was excused.

16:31:09 Chair Hoven

**ADJOURNMENT**

Adjournment: 4:32 PM

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Charlene Devine, Secretary

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Additional Documents:

**EXHIBIT**([ags68aad.pdf](#))