

MINUTES

**MONTANA SENATE
61st LEGISLATURE - REGULAR SESSION**

COMMITTEE ON TAXATION

Call to Order: Chairman Jeff Essmann, on February 3, 2009 at
8:00 A.M., in Room 405 Capitol.

ROLL CALL

Members Present:

Sen. Jeff Essmann, Chairman (R)
Sen. Taylor Brown, Vice Chairman (R)
Sen. Jerry W. Black (R)
Sen. Gary Branae (D)
Sen. Ron Erickson (D)
Sen. Kelly Gebhardt (R)
Sen. Kim Gillan (D)
Sen. Bradley Hamlett (D)
Sen. Christine Kaufmann (D)
Sen. Bob Story Jr. (R)
Sen. Bruce Tutvedt (R)

Members Excused: None.

Members Absent: None.

Staff Present: Lee Heiman, Legislative Branch
Debra Polhemus, 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: SB 265, 1/22/2009

Executive Action: SB 280 ~ BE AMENDED
SB 198 ~ DO PASS AS AMENDED
SB 128 ~ TABLED
COMMITTEE BILL (Sections 1-7 of
SB 128)

EXECUTIVE ACTION ON SB 280

00:00:47 **Motion:** Sen. Black moved that **SB 280 DO PASS.**

00:01:34 **Motion:** Sen. Erickson moved that **SB 280 BE AMENDED.**
EXHIBIT (tas25a01)

Discussion:

00:02:05 Sen. Gebhardt

00:02:31 **Vote:** Motion carried unanimously by voice vote.

00:02:56 **Motion:** Sen. Gebhardt moved that **SB 280 DO PASS AS AMENDED.**

Discussion:

00:03:03 Sen. Erickson

00:03:14 Sen. Gebhardt

00:03:30 Sen. Story

00:03:57 Lee Heiman, Legislative Services Division (LSD)

00:04:18 Sen. Story

00:05:49 Chairman Essmann

00:05:58 Sen. Story

00:07:05 Chairman Essmann

00:07:32 Sen. Black

00:07:52 Sen. Gebhardt

00:08:43 Sen. Gebhardt withdrew his motion that **SB 280 DO PASS AS AMENDED.**

Discussion:

00:09:15 Sen. Tutvedt

00:09:23 Sen. Story

00:09:42 Sen. Tutvedt

CONTINUED EXECUTIVE ACTION ON SB 198

(Previous Executive Action on January 29, 2009)

00:09:59 Chairman Essmann

00:11:12 **Motion:** Sen. Black moved that **SB 198 DO PASS.**

00:11:24 **Motion:** Sen. Gebhardt moved that **SB 198 BE AMENDED.**
EXHIBIT (tas25a02)

Discussion:

00:11:35 Sen. Erickson
00:11:47 Sen. Tutvedt

00:12:03 **Vote:** Motion carried unanimously by voice vote.

00:12:12 **Motion:** Sen. Gebhardt moved that **SB 198 DO PASS AS AMENDED.**

Discussion:

00:12:20 Sen. Erickson

00:12:39 **Vote:** Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON SB 128

00:13:34 Sen. Branae

00:15:22 **Motion/Vote:** Sen. Branae moved that **SB 128 BE TABLED.**
Motion carried unanimously by voice vote.

00:16:09 **Motion:** Sen. Branae moved that **SB 128 BE SEPARATED INTO TWO COMMITTEE BILLS.**

Discussion:

00:16:30 Sen. Story

00:16:38 Sen. Branae withdrew the motion.

EXECUTIVE ACTION ON SB COMMITTEE BILL

(Sections 1-7 of SB 128)

00:16:47 **Motion:** Sen. Branae moved to **FORM A COMMITTEE BILL FROM SECTIONS 1 THROUGH 7 OF SB 128.**

Discussion:

00:17:13 Sen. Story
00:17:28 Sen. Branae
00:17:35 Sen. Tutvedt
00:18:46 Sen. Story
00:18:57 Lee Heiman, LSD
00:19:05 Sen. Story
00:19:34 Sen. Branae
00:19:42 Sen. Tutvedt

00:20:41 **Vote:** Motion carried unanimously by roll call vote.

HEARING ON SB 265

Opening Statement by Sponsor:

00:21:08 Sen. Taylor Brown (R), SD 22, opened the hearing on SB 265, Local option fuel tax in urban transportation districts.

Proponents' Testimony:

00:34:15 Conrad Stroebe, Lockwood Urban Trust District Montana Association of Planners through written testimony

[EXHIBIT \(tas25a03\)](#)

Opponents' Testimony:

00:40:09 Ronna Alexander, Montana Petroleum Marketers & Convenience Store Association (MPMCSA)

00:46:21 Mary Whittinghill, representing Montana Taxpayers Association

Informational Testimony:

00:49:03 L. Harold Blattie, Executive Director, Montana Association of Counties (MACo)

Questions from Committee Members and Responses:

00:52:39 Sen. Kaufmann

00:53:07 Mary Whittinghill, Montana Taxpayers Association

00:54:15 Sen. Tutvedt

00:54:56 Conrad Stroebe

00:55:34 Sen. Erickson

00:56:00 L. Harold Blattie

Closing by Sponsor:

00:56:43 Sen. Brown

Additional Exhibits:

[EXHIBIT \(tas25a04\)](#)

[EXHIBIT \(tas25a05\)](#)

Both relating to SB 36 heard in committee on January 8, 2009.

ADJOURNMENT

Adjournment: 9:05 A.M.

Debra Polhemus, Secretary

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Additional Documents:

EXHIBIT ([tas25aad.pdf](#))