

## MINUTES

### MONTANA SENATE 62nd LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON TAXATION

**Call to Order:** Chair Bruce Tutvedt, on January 26, 2011 at 8:00 AM, in Room 405 Capitol

#### ROLL CALL

**Members Present:**

Sen. Bruce Tutvedt, Chair (R)  
Sen. Bob Lake, Vice Chair (R)  
Sen. Ron Arthun (R)  
Sen. Gary Branae (D)  
Sen. Ron Erickson (D)  
Sen. Kim Gillan (D)  
Sen. Christine Kaufmann (D)  
Sen. Art Wittich (R)

**Members Excused:**

Sen. Jeff Essmann (R)  
Sen. Jim Peterson (R)  
Sen. Chas Vincent (R)  
Sen. Kendall Van Dyk (D)

**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 199, 1/18/2011; SB 214, 1/22/2011

Executive Action: Committee Bill Requested ~ SB 1 (Partial)

**HEARING ON SB 199****Opening Statement by Sponsor:**

00:01:11 Sen. Joe Balyeat (R), SD 34, opened the hearing on SB 199, Revise administration of income taxes and certain penalty & interest provisions.  
**EXHIBIT(tas20a01)**

**Proponents' Testimony:**

00:18:57 George S. Olsen, representing Montana Society of CPA's (MSCPA)  
00:23:46 Dan Bucks, Director, Department of Revenue (DOR)  
**EXHIBIT(tas20a02)**

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:40:48 Sen. Lake  
00:41:24 Dan Bucks, DOR  
00:43:09 Sen. Lake  
00:43:42 Dan Bucks  
00:45:38 Sen. Erickson  
00:46:10 Dan Bucks  
00:46:50 Gene Walborn, DOR, without objection from the committee  
00:47:30 Sen. Erickson  
00:48:06 Dan Bucks  
00:49:11 Sen. Erickson  
00:49:39 Sen. Balyeat  
00:52:07 Sen. Gillan  
00:53:02 Dan Bucks  
00:53:19 Sen. Gillan  
00:53:30 Dan Bucks  
00:57:39 Sen. Gillan  
00:58:03 George Olsen, MSCPA  
00:58:47 Sen. Wittich  
00:59:34 Dan Bucks  
00:59:49 Sen. Wittich  
01:00:45 Dan Bucks  
01:02:00 Chairman Tutvedt  
01:02:44 Dan Bucks  
01:05:00 Chairman Tutvedt  
01:05:24 Sen. Balyeat  
01:05:39 Chairman Tutvedt  
01:05:56 Sen. Balyeat  
01:07:20 Sen. Gillan

01:07:53 Lee Heiman, Legislative Services Division (LSD)  
01:08:08 Chairman Tutvedt  
01:08:18 Lee Heiman, LSD

**Closing by Sponsor:**

01:08:37 Sen. Balyeat  
01:16:51 Chairman Tutvedt appointed Senators Erickson and Arthun to committee

**COMMITTEE BILL**

01:17:36 **Motion/Vote:** Sen. Gillan moved to **REQUEST A COMMITTEE BILL** to deal with issues as presented in SB 199. Motion passed unanimously by voice vote of those present and voting.

**Discussion:**

01:19:31 Sen. Gillan  
01:19:43 Sen. Lake  
01:21:35 Sen. Kaufmann  
01:19:57 Sen. Erickson  
01:20:50 Chairman Tutvedt

**HEARING ON SB 214**

**Opening Statement by Sponsor:**

01:22:40 Sen. Kim Gillan (D), SD 24, opened the hearing on SB 214, Revise requirements for school levy elections.

**Proponents' Testimony:**

01:25:17 Bob Vogel, Montana School Board Association (MSBA)

**Opponents' Testimony:** None

**Informational Testimony:**

01:31:27 Joan Anderson, Assistant Superintendent, Department of Operations, Office of Public Instruction (OPI)  
01:31:40 Jim Standaert, Senior Fiscal Analyst, Legislative Fiscal Division (LFD)

**Questions from Committee Members and Responses:**

01:31:58 Sen. Wittich  
01:32:54 Bob Vogel, MSBA  
01:34:06 Sen. Wittich  
01:35:06 Bob Vogel  
01:35:46 Sen. Lake

01:36:05 Bob Vogel  
01:37:08 Sen. Lake  
01:37:38 Bob Vogel  
01:43:37 Sen. Arthun  
01:44:00 Bob Vogel  
01:45:55 Jim Standaert, LFD

**EXHIBIT(tas20a03)**

01:47:52 Sen. Wittich  
01:48:15 Jim Standaert  
01:51:25 Chairman Tutvedt  
01:51:56 Jim Standaert  
01:52:11 Chairman Tutvedt  
01:52:18 Sen. Erickson  
01:52:26 Jim Standaert  
01:53:33 Sen. Arthun  
01:53:42 Jim Standaert  
01:54:15 Chairman Tutvedt  
01:54:49 Jim Standaert

**Closing by Sponsor:**

01:55:43 Sen. Gillan

**Committee Business:**

01:57:47 Chairman Tutvedt  
01:58:01 Sen. Erickson  
01:59:57 Chairman Tutvedt

**EXECUTIVE ACTION ON SB 1**

02:00:25 **Motion:** Sen. Lake moved that **SB 1 DO PASS.**

02:00:42 **Motion:** Sen. Lake moved that **SB 1 BE AMENDED.**

**EXHIBIT(tas20a04)**

**Discussion:**

02:01:10 Harold Blattie, Executive Director, Montana Association of Counties (MACo),  
without objection from the committee

**EXHIBIT(tas20a05)**

02:01:33 Sen. Lake  
02:01:51 Harold Blattie, MACO  
02:05:39 Sen. Wittich  
02:07:03 Harold Blattie  
02:07:55 Sen. Gillan  
02:08:23 Harold Blattie  
02:08:38 Sen. Gillan  
02:09:21 Harold Blattie  
02:10:09 Sen. Gillan

02:10:29 Harold Blattie  
 02:10:37 Sen. Wittich  
 02:12:51 Harold Blattie  
 02:13:14 Sen. Wittich  
 02:13:28 Harold Blattie  
 02:13:43 Sen. Wittich  
 02:14:08 Chairman Tutvedt  
 02:14:18 Harold Blattie  
 02:14:39 Chairman Tutvedt  
 02:15:04 Harold Blattie  
 02:15:22 Sen. Gillan  
 02:15:48 Harold Blattie  
 02:15:54 Anna Miller, Department of Natural Resources and Conservation (DNRC),  
 without objection from the committee  
 02:17:32 Sen. Gillan  
 02:17:46 Anna Miller, DNRC  
 02:18:12 Lee Heiman, LSD  
 02:18:23 Sen. Gillan  
 02:18:56 Lee Heiman  
 02:19:29 Sen. Wittich  
 02:21:55 Anna Miller  
 02:23:25 Sen. Lake **WITHDREW MOTION SB 1 BE AMENDED.**  
 02:23:26 Sen. Lake **WITHDREW MOTION SB 1 DO PASS.**

**Discussion:**

02:23:53 Chairman Tutvedt  
 02:24:01 Sen. Gillan  
 02:24:08 Chairman Tutvedt

**Additional Exhibits:**

**EXHIBIT(tas20a06)**

Response from Department of Revenue relating to question by Senator Wittich during Department of Revenue Informational Presentation

**EXHIBIT(tas20a07)**

Information from Department of Revenue relating to SB 172 heard in committee on January 25, 2011

**ADJOURNMENT**

Adjournment: 10:25 a.m.

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Debra Polhemus, Secretary

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Additional Documents:

**EXHIBIT([tas20aad.pdf](#))**