

MINUTES

MONTANA SENATE 62nd LEGISLATURE - REGULAR SESSION

COMMITTEE ON TAXATION

Call to Order: Vice Chair Bob Lake, on April 5, 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. Kendall Van Dyk (D)
- Sen. Art Wittich (R)

Members Excused:

- Sen. Jeff Essmann (R)
- Sen. Jim Peterson (R)
- Sen. Chas Vincent (R)
- Sen. Christine Kaufmann (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: HB 585, 3/30/2011; HB 614, 3/30/2011; HB 618, 3/30/2011

00:00:36 Chairman Tutvedt left the committee hearing.

HEARING ON HB 618

Opening Statement by Sponsor:

00:00:50 Rep. Carolyn Pease-Lopez (D), HD 42, opened the hearing on HB 618, Exempt certain tribally owned property from taxation.

Proponents' Testimony:

00:03:40 Rep. Frank Smith, HD 61

00:04:39 Terry L. Pitts, Confederated Salish and Kootenai Tribe Council member (CSKT)
[EXHIBIT\(tas76a01\)](#)

00:07:25 Theresa Wall McDonald, CSKT, speaking for Tribal Staff and E. T. "Bud" Moran,
Chairman of the Tribal Council, CSKT

[EXHIBIT\(tas76a02\)](#)

[EXHIBIT\(tas76a03\)](#)

00:12:56 Cynthia Monteau Moore, Administrator, Property Assessment Division,
Department of Revenue (DOR)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

00:17:09 Rep. Carolyn Pease-Lopez

HEARING ON HB 614

Opening Statement by Sponsor:

00:18:18 Rep. Mike Miller (R), HD 84, opened the hearing on HB 614, Revise new
construction energy credit provisions.

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony:

00:20:28 Brian Olsen, Income Tax Specialist, DOR

Questions from Committee Members and Responses:

00:20:46 Sen. Gillan
00:21:14 Rep. Miller
00:21:38 Sen. Wittich
00:22:05 Rep. Miller
00:23:04 Sen. Van Dyk
00:23:36 Rep. Miller
00:23:41 Sen. Arthun
00:24:16 Rep. Miller
00:24:36 Lee Heiman, Legislative Services Division (LSD)
00:25:00 Vice Chair Lake
00:25:58 Rep. Miller
00:26:19 Vice Chair Lake

Closing by Sponsor:

00:26:44 Rep. Mike Miller

HEARING ON HB 585**Opening Statement by Sponsor:**

00:27:26 Rep. Gerald (Jerry) Bennett (R), HD 1, opened the hearing on HB 585, Require public disclosure of contracts with outside counsel for state agencies.
00:27:39 Sen. Vincent arrived at committee hearing.

Proponents' Testimony:

00:30:08 Jon Bennion, representing The Montana Chamber of Commerce
00:34:34 Mark Baker, representing American Tort Reform Association (ATRA)
EXHIBIT(tas76a04)
00:38:04 Aidan Myhre, representing Kalispell Chamber of Commerce
00:38:30 Jon Metropoulos, representing Farmers Insurance Group
00:39:11 John Barrows, Executive Director, Montana Newspaper Association (MNA)

Opponents' Testimony:

00:39:45 Ali Bovingdon, appearing on behalf of the Attorney General, Department of Justice (DOJ)
00:46:18 Bob Lane, Chief Legal Counsel, Fish, Wildlife & Parks Department (FWP)
00:52:58 Denise Pizzini, Legal Counsel, Teachers Retirement System (TRS)
00:58:11 Melanie Symons, Chief Legal Counsel, Public Employees' Retirement Association Board (PERA)

EXHIBIT(tas76a05)

Informational Testimony: None

Questions from Committee Members and Responses:

01:02:18 Sen. Van Dyk
01:04:08 Ali Bovingdon, DOJ
01:05:10 Sen. Van Dyk
01:05:41 Bob Lane, FWP
01:08:45 Sen. Van Dyk
01:08:56 Bob Lane
01:09:41 Sen. Arthun
01:10:06 Melanie Symons, PERA
01:10:53 Sen. Arthun
01:11:12 John Barrows, MNA
01:11:48 Sen. Arthun
01:11:54 Rep. Bennett
01:12:13 Sen. Gillan
01:12:34 Rep. Bennett
01:13:11 Sen. Gillan
01:13:47 Rep. Bennett
01:14:28 Sen. Gillan
01:15:05 Ali Bovingdon
01:20:09 Sen. Gillan
01:20:43 Mark Baker, ATRA
01:21:31 Sen. Wittich
01:22:26 Ali Bovingdon
01:23:56 Sen. Wittich
01:24:44 Ali Bovingdon
01:25:19 Vice Chair Lake
01:26:20 Rep. Bennett
01:27:24 Vice Chair Lake
01:28:10 Lee Heiman, LSD
01:28:19 Sen. Erickson
01:29:02 Ali Bovingdon
01:29:34 Vice Chair Lake
01:29:53 Rep. Bennett
01:31:03 Vice Chair Lake
01:31:25 Rep. Bennett

Closing by Sponsor:

01:31:37 Rep. Gerald Bennett

ADJOURNMENT

Adjournment: 9:40 A.M.
01:34:35

Debra Polhemus, Secretary

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Additional Documents:

EXHIBIT([tas76aad.pdf](#))