

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 63rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON TAXATION

Call to Order: Chair Mike Miller, on January 24, 2013 at 8:00 AM, in Room 152 Capitol

ROLL CALL

Members Present:

Rep. Mike Miller, Chair (R)
Rep. Kelly Flynn, Vice Chair (R)
Rep. JP Pomnichowski, Vice Chair (D)
Rep. Douglas Coffin (D)
Rep. Wylie Galt (R)
Rep. Kris Hansen (R)
Rep. Brian Hoven (R)
Rep. Tom Jacobson (D)
Rep. Austin Knudsen (R)
Rep. Steve Lavin (R)
Rep. Ed Lieser (D)
Rep. Edith (Edie) McClafferty (D)
Rep. Mary McNally (D)
Rep. Lee Randall (R)
Rep. Alan Redfield (R)
Rep. Nicholas Schwaderer (R)
Rep. Kerry White (R)
Rep. Kathleen Williams (D)
Rep. Nancy Wilson (D)
Rep. Daniel Zolnikov (R)

Members Excused: None

Members Absent: None

Staff Present: Megan Moore, Legislative Branch
Rebecca Shaw, 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 185, 1/15/2013; HB 174 1/15/2013
Executive Action: HB 19, HB 66, HB 121, HB 143, HB 152, HB 153, HB 174, HB 192

HEARING ON HB 185**Opening Statement by Sponsor:**

00:10:23 Rep. Clayton Fiscus (R), HD 46, opened the hearing on HB 185, Revise assessment/fee procedures for park districts.

Proponents' Testimony: None

00:21:15 Rep. Knudsen left meeting.

Opponents' Testimony:

00:21:39 Ed Bartlett, City of Billings

00:24:58 Alec Hansen, Montana League of Cities and Towns (MLCT)

00:33:33 Harold Blattie, Montana Association of Counties (MACo)

00:41:13 Kate Cholewa, City of Missoula

Informational Testimony: None**Questions from Committee Members and Responses:**

00:43:13 Rep. Zolnikov

00:43:45 Ed Bartlett, City of Billings

00:44:35 Rep. Zolnikov

00:44:56 Ed Bartlett, City of Billings

00:45:02 Rep. Hansen left meeting.

00:46:36 Rep. Zolnikov

00:46:46 Ed Bartlett, City of Billings

00:47:13 Rep. Coffin

00:47:47 Rep. Fiscus

00:48:18 Rep. Randall

00:49:40 Harold Blattie, MACo

00:51:16 Rep. Randall

00:51:33 Alec Hansen, MLCT

00:52:18 Rep. Zolnikov

00:52:54 Alec Hansen, MLCT

00:54:03 Rep. Zolnikov

00:54:27 Alec Hansen, MLCT

00:56:29 Rep. McNally

00:57:23 Harold Blattie, MACo

00:57:45 Rep. McNally

00:57:54 Harold Blattie, MACo

00:58:23 Rep. McNally

00:58:40 Harold Blattie, MACo

Closing by Sponsor:

00:59:20 Rep. Fiscus

01:10:36 Recessed

01:16:58 Reconvened

EXECUTIVE ACTION ON HB 121

01:18:13 **Motion/Vote:** Rep. Flynn moved that **HB 121 BE TABLED**. Motion carried 19-0 by voice vote.

[EXHIBIT\(tah15a01\)](#)

EXECUTIVE ACTION ON HB 174

01:18:32 **Motion/Vote:** Rep. Flynn moved that **HB 174 BE TABLED**. Motion carried 19-0 by voice vote.

[EXHIBIT\(tah15a02\)](#)

EXECUTIVE ACTION ON HB 19

01:19:08 **Motion:** Rep. Flynn moved that **HB 19 DO PASS**.

01:20:25 **Motion/Vote:** Rep. Hansen moved that **HB 19 BE AMENDED**. Motion carried 19-1 by voice vote with Rep. Knudsen voting no. Rep. Knudsen voted by proxy.

[EXHIBIT\(tah15a03\)](#)

01:23:19 **Motion:** Rep. Flynn moved that **HB 19 BE AMENDED**.

[EXHIBIT\(tah15a04\)](#)

[EXHIBIT\(tah15a05\)](#)

[EXHIBIT\(tah15a06\)](#)

[EXHIBIT\(tah15a07\)](#)

Discussion:

01:23:25 Megan Moore, Legislative Services Division (LSD)

01:25:40 **Vote:** Motion that **HB 19 BE AMENDED** carried unanimously by voice vote. Rep. Knudsen voted by proxy.

01:26:05 **Motion/Vote:** Rep. Flynn moved that **HB 19 DO PASS AS AMENDED**. Motion carried unanimously by voice vote. Rep. Knudsen voted by proxy.

EXECUTIVE ACTION ON HB 66

01:26:52 **Motion/Vote:** Rep. Flynn moved that **HB 66 DO PASS**. Motion carried 15-5 by roll call vote with Rep. Flynn, Rep. Knudsen, Rep. Randall, Rep. White and Rep. Zolnikov voting no. Rep. Knudsen voted by proxy.

EXECUTIVE ACTION ON HB 143

01:31:00 **Motion:** Rep. Flynn moved that **HB 143 DO PASS**.

01:31:30 **Motion/Vote:** Rep. Schwaderer moved that **HB 143 BE AMENDED**. Motion carried 19-0 by voice vote.

[EXHIBIT\(tah15a08\)](#)

EXHIBIT(tah15a09)

01:32:39 **Motion:** Rep. Schwaderer moved that **HB 143 DO PASS AS AMENDED**.

Discussion:

01:33:01 Rep. Pomnichowski

01:34:25 Rep. Randall

01:34:54 Chair Miller

01:45:20 **Vote:** Motion that **HB 143 DO PASS AS AMENDED** carried 12-8 by roll call vote with Rep. Jacobson, Rep. Knudsen, Rep. Lieser, Rep. McClafferty, Rep. McNally, Rep. Pomnichowski, Rep. Williams and Rep. Wilson voting no. Rep. Knudsen voted by proxy.

EXECUTIVE ACTION ON HB 152

01:36:55 **Motion:** Rep. Flynn moved that **HB 152 DO PASS**.

Discussion:

01:37:01 Rep. Hoven

01:38:24 Megan Moore, LSD

01:39:43 Rep. Hansen

01:40:23 Rep. Hoven

01:40:27 Rep. Pomnichowski

01:41:14 Rep. Williams

01:42:06 Rep. Zolnikov

01:43:43 Rep. Jacobson

01:45:07 Chair Miller

01:45:24 **Motion/Vote:** Rep. Hoven moved that **HB 152 BE AMENDED**. Motion carried 15-4 by roll call vote with Rep. Hansen, Rep. Lavin, Rep. Schwaderer and Rep. Zolnikov voting no.

EXHIBIT(tah15a10)

01:47:27 **Motion:** Rep. Flynn moved that **HB 152 BE AMENDED**.

EXHIBIT(tah15a11)

01:47:46 Rep. Flynn **WITHDREW MOTION**

01:47:59 **Motion/Vote:** Rep. Flynn moved that **HB 152 DO PASS AS AMENDED**. Motion carried unanimously by voice vote. Rep. Knudsen voted by proxy.

EXECUTIVE ACTION ON HB 153

01:48:55 **Motion:** Rep. Flynn moved that **HB 153 DO PASS**.

01:50:12 **Motion/Vote:** Rep. Hansen moved that **HB 153 BE AMENDED**. Motion carried 19-0 by voice vote.

EXHIBIT(tah15a12)

01:50:55 **Motion:** Rep. Coffin moved that **HB 153 BE AMENDED.**
EXHIBIT(tah15a13)

Discussion:

01:52:06 Rep. Hansen
01:52:30 Megan Moore, LSD
01:53:08 Rep. McNally
01:53:21 Rep. Coffin
01:54:00 Chair Miller
01:54:13 Rep. Hansen
01:55:22 Chair Miller
01:55:29 Rep. Coffin
01:55:35 Chair Miller
01:55:49 Rep. Hansen
01:56:25 Megan Moore
01:57:32 Rep. Randall
01:58:23 Rep. Pomnichowski

01:58:37 **Vote:** Motion that **HB 153 BE AMENDED** carried 19-0 by voice vote.

01:58:45 **Motion:** Rep. Flynn moved that **HB 153 DO PASS AS AMENDED.**

Discussion:

01:58:54 Rep. Lieser
01:59:36 Rep. Randall
02:00:42 Rep. Coffin
02:03:26 Rep. McNally
02:04:45 Rep. Hoven
02:05:42 Rep. Schwaderer
02:06:42 Rep. Zolnikov
02:07:25 Rep. Jacobson
02:08:49 Rep. Williams
02:10:30 Rep. Schwaderer

02:12:30 **Vote:** Motion **DO PASS HB 153 AS AMENDED** failed 4-16 by roll call vote with Rep. Coffin, Rep. Lavin, Rep. Randall and Rep. Schwaderer voting aye. Rep. Knudsen voted by proxy.

02:12:36 **Motion/Vote:** Rep. Flynn moved that **HB 153 BE TABLED AND THE VOTE REVERSED.** Motion carried 17-2 by voice vote with Rep. Coffin and Rep. Schwaderer voting no.

EXECUTIVE ACTION ON HB 192

02:13:22 **Motion:** Rep. Flynn moved that **HB 192 DO PASS.**

02:14:05 **Motion:** Rep. Flynn moved that **HB 192 BE AMENDED.**
EXHIBIT(tah15a14)

Discussion:

02:14:26 Megan Moore, LSD
02:15:24 Rep. Hoven
02:16:04 Rep. Pomnichowski
02:16:40 Megan Moore, LSD
02:16:51 Rhonda Wiggers, Montana County Treasurers' Association
02:17:21 Rep. Williams
02:18:27 Megan Moore, LSD
02:18:41 Rep. Hansen
02:18:51 Rep. Jacobson
02:19:38 Rep. Williams
02:19:45 Megan Moore, LSD

02:20:21 **Vote:** Motion that **HB 192 BE AMENDED** carried 19-0 by voice vote.

02:20:33 **Motion/Vote:** Rep. Flynn moved that **HB 192 DO PASS AS AMENDED**. Motion carried 19-0 by voice vote.

02:21:11 Chair Miller

ADJOURNMENT

Adjournment: 02:22:37

Rebecca Shaw, Secretary

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Additional Documents:

EXHIBIT([tah15aad.pdf](#))