

## MINUTES

### MONTANA HOUSE OF REPRESENTATIVES 63rd LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON TAXATION

**Call to Order:** Chair Mike Miller, on March 18, 2013 at 9:30 A.M., 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 Services Division (LSD)  
Stephanie Morrison, Legislative Fiscal Division (LFD)  
Ellen Bush, 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:**

Executive Action: HB 443, HB 569, HB 578, SB 56, SB 108, SB 136, SB 138, SB 239, SB 361

00:12:36 Chair Miller

[EXHIBIT\(tah58a01\)](#)

[EXHIBIT\(tah58a02\)](#)

[EXHIBIT\(tah58a03\)](#)

### EXECUTIVE ACTION ON HB 443

00:14:21 **Motion:** Rep. Flynn moved that **HB 443 DO PASS.**

00:14:30 **Motion:** Rep. Flynn moved that **HB 443 BE AMENDED.**

[EXHIBIT\(tah58a04\)](#)

#### Discussion:

00:14:43 Megan Moore, Research Analyst, LSD

00:16:18 Chair Miller

00:16:25 Ms. Moore, LSD

00:16:51 Rep. Coffin

00:17:10 Ms. Moore, LSD

00:17:18 Rep. Coffin

00:17:43 Ms. Moore

00:17:47 Rep. Pomnichowski

00:20:11 Rep. Miller

00:20:17 Rep. Wilson

00:20:40 Rep. Williams

00:20:59 Ms. Moore, LSD

00:21:20 Rep. Williams

00:21:29 Rep. Hansen

00:22:28 **Vote:** Motion failed unanimously by voice vote.

00:22:44 Rep. Williams

00:23:03 **Motion/Vote:** Rep. Jacobson moved that **HB 443 BE TABLED.** Motion carried unanimously by voice vote.

### EXECUTIVE ACTION ON SB 56

00:23:43 **Motion:** Rep. Flynn moved that **SB 56 BE CONCURRED IN.**

00:24:06 Chair Miller

00:24:10 **Motion:** Rep. White moved that **SB 56 BE AMENDED.**

[EXHIBIT\(tah58a05\)](#)

#### Discussion:

00:24:34 Ms. Moore, LSD

00:25:10 Rep. White

00:25:29 **Vote:** Motion carried unanimously by voice vote.

00:25:36 **Motion:** Rep. Flynn moved that **SB 56 BE CONCURRED IN AS AMENDED.**

**Discussion:**

00:25:46 Rep. White  
00:28:44 Rep. Lieser  
00:29:15 Rep. Hansen  
00:30:40 Rep. Flynn  
00:30:59 Rep. Coffin  
00:32:09 Rep. Pomnichowski  
00:33:27 Rep. Williams  
00:34:12 Ms. Moore, LSD  
00:34:43 Chair Miller  
00:34:46 Ms. Moore, LSD  
00:34:50 Rep. Zolnikov  
00:35:13 Cynthia Monteau Moore, Administrator, Property Tax Assessment Division,  
Department of Revenue (DOR)  
00:39:13 Rep. Flynn  
00:39:53 Harold Blattie, Executive Director, Montana Association of Counties (MACo)  
  
00:41:41 **Vote:** Motion carried 12-8 by roll call vote with Rep. Flynn, Rep. Galt, Rep.  
Knudsen, Rep. Miller, Rep. Randall, Rep. Redfield, Rep. Wilson and Rep.  
Zolnikov voting no. Rep. White will carry the bill.  
  
00:41:55 Rep. Williams  
00:42:23 Chair Miller  
00:42:37 Rep. Williams  
00:42:52 Rep. Pomnichowski  
00:43:10 Chair Williams  
00:43:17 Rep. White

**EXECUTIVE ACTION ON SB 108**

00:43:29 **Motion:** Rep. Flynn moved that **SB 108 BE CONCURRED IN.**

**Discussion:**

00:43:51 Rep. Pomnichowski  
00:44:34 Rep. Coffin  
00:44:49 Rep. Schwaderer  
00:45:05 Rep. Pomnichowski  
  
00:45:39 **Vote:** Motion carried 18-2 by voice vote with Rep. Hansen and Rep. Zolnikov  
voting no. Rep. Lavin will carry the bill.  
  
00:46:04 Rep. Lavin  
00:46:10 Chair White

**EXECUTIVE ACTION ON HB 569**

00:46:23 **Motion:** Rep. Flynn moved that **HB 569 DO PASS.**

00:46:30 **Substitute Motion/Vote:** Rep. Pomnichowski made a substitute motion that **HB 569 BE TABLED.** Substitute Motion carried 17-3 by voice call vote with Rep. Lavin, Rep. Schwaderer and Rep. White voting no.

00:46:37 Chair Miller

**EXECUTIVE ACTION ON HB 578**

00:47:12 **Motion:** Rep. Flynn moved that **HB 578 DO PASS.**

**Discussion:**

00:47:22 Rep. Schwaderer

00:49:25 Rep. Zolnikov

00:49:59 Rep. Hoven

00:51:40 Rep. Miller

00:52:06 Rep. Jacobson

00:53:16 Rep. Hansen

00:54:49 Rep. Coffin

00:55:52 Chair Miller

00:56:06 Rep. Flynn

00:58:02 **Substitute Motion/Vote:** Rep. Miller made a substitute motion that **HB 578 BE TABLED.** Substitute Motion carried 13-7 by voice vote with Rep. Galt, Rep. Knudsen, Rep. Lavin, Rep. Randall, Rep. Schwaderer, Rep. White and Rep. Zolnikov voting no.

**EXECUTIVE ACTION ON SB 136**

00:59:01 **Motion:** Rep. Flynn moved that **SB 136 BE CONCURRED IN.**

**Discussion:**

00:59:30 Rep. Pomnichowski

01:00:00 **Vote:** Motion carried 19-1 by voice vote with Rep. Zolnikov voting no. Rep. Lieser will carry the bill.

01:00:46 Chair Miller

**EXECUTIVE ACTION ON SB 138**

01:00:31 **Motion:** Rep. Flynn moved that **SB 138 BE CONCURRED IN.**

**Discussion:**

01:00:45 Chair White

01:01:04 Rep. Williams

01:02:48 Rep. Jacobson

01:04:38 Rep. Hoven  
01:05:42 Rep. Coffin  
01:07:12 Rep. Knudsen  
01:09:13 Rep. Flynn  
01:10:34 Rep. Jacobson  
01:11:08 Chair White  
01:11:17 Rep. McNally  
01:11:30 Rep. Jacobson  
01:12:34 Rep. McNally

01:14:19 **Vote:** Motion carried 12-8 by roll call vote with Rep. Coffin, Rep. Jacobson, Rep. Lieser, Rep. McClafferty, Rep. McNally, Rep. Pomnichowski, Rep. Williams and Rep. Wilson voting no. Rep. Knudsen will carry the bill.

01:14:28 Chair Miller

#### **EXECUTIVE ACTION ON SB 239**

01:14:41 **Motion:** Rep. Flynn moved that **SB 239 BE CONCURRED IN.**

#### **Discussion:**

01:14:52 Rep. Pomnichowski  
01:16:10 Rep. White

01:16:54 **Vote:** Motion carried unanimously by voice vote. Rep. McNally will carry the bill.

#### **EXECUTIVE ACTION ON SB 361**

01:17:30 **Motion:** Rep. Flynn moved that **SB 361 BE CONCURRED IN.**

#### **Discussion:**

01:17:59 Rep. Pomnichowski  
01:18:38 Rep. Schwaderer  
01:18:57 Chair Miller  
01:19:20 Rep. Schwaderer

01:19:32 **Vote:** Motion carried unanimously by voice vote. Rep. Randall will carry the bill.

01:19:49 Rep. Hansen  
01:21:01 Rep. Pomnichowski  
01:21:42 Ms. Moore, LSD  
01:21:52 Rep. Coffin  
01:22:01 Rep. Pomnichowski  
01:22:48 Ms. Moore, LSD  
01:23:27 Chair Miller  
01:23:40 Ms. Moore, LSD  
01:23:50 Chair Miller  
01:24:02 Ms. Moore  
01:24:50 Rep. Hansen, LSD  
01:25:04 Rep. Williams

01:25:24 Chair Miller  
01:25:36 Stephanie Morrison, Fiscal Analyst II, Legislative Fiscal Division (LFD)  
01:26:03 Chair Miller  
01:26:25 Rep. Hansen  
01:26:36 Chair Miller  
01:26:59 Ms. Moore, LSD

**ADJOURNMENT**

Adjournment: 01:27:19

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Ellen Bush, Secretary

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Additional Documents:

**EXHIBIT([tah58aad.pdf](#))**