

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 63rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON TAXATION

Call to Order: Chair Mike Miller, on April 12, 2013 at 9:00 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. Wylie Galt (R)
Rep. Kris Hansen (R)
Rep. Steve Lavin (R)
Rep. Ed Lieser (D)
Rep. Edith (Edie) McClafferty (D)
Rep. Lee Randall (R)
Rep. Alan Redfield (R)
Rep. Nicholas Schwaderer (R)
Rep. Kerry White (R)
Rep. Nancy Wilson (D)
Rep. Daniel Zolnikov (R)

Members Excused: Rep. Douglas Coffin (D)
Rep. Brian Hoven (R)
Rep. Tom Jacobson (D)
Rep. Austin Knudsen (R)
Rep. Mary McNally (D)
Rep. Kathleen Williams (D)

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: SB 282, 4/8/2013; SB 398, 4/8/2013
Executive Action: SB 96, SB 240

00:21:15 Chair Miller
[EXHIBIT\(tah77a01\)](#)
00:21:37 Rep. Williams entered.

HEARING ON SB 398

Opening Statement by Sponsor:

00:21:54 Sen. Bruce Tutvedt (R), SD 3, opened the hearing on SB 398, Revise property tax revaluation process and the taxation of property.

[EXHIBIT\(tah77a02\)](#)

00:26:01 Rep. McNally entered.

Proponents' Testimony:

00:30:23 Mike Cadis, Director, Department of Revenue (DOR)

[EXHIBIT\(tah77a03\)](#)

00:50:23 Nancy Schlepp, President, Montana Taxpayers Association (MontTax)
00:53:32 Harold Blattie, Executive Director, Montana Association of Counties (MACo)
00:53:59 Rhonda Wiggers, Montana County Treasurers Association

Opponents' Testimony:

01:00:41 Joe Roberts, Montana Association of Realtors (MAR)

[EXHIBIT\(tah77a04\)](#)

[EXHIBIT\(tah77a05\)](#)

01:17:13 Rep. Jacobson entered.
01:17:40 Nicole Rolf, Regional Manager, Montana Farm Bureau Federation (MFBF)
01:21:33 Jay Bodner, Executive Director, Montana Stockgrowers Association (MSGa)
01:23:02 Mike Murphy, Executive Director, Montana Water Resources Association (MWRA)

Informational Testimony: None

Questions from Committee Members and Responses:

01:24:20 Rep. Lieser
01:24:27 Mr. Cadis, DOR
01:25:43 Rep. Lieser
01:25:57 Mr. Cadis, DOR
01:26:29 Rep. Lieser
01:27:29 Mr. Cadis, DOR
01:27:34 Rep. Lieser
01:29:01 Mr. Cadis, DOR
01:29:58 Rep. Lieser
01:30:11 Dan Whyte, Senior Tax Counsel, DOR
01:31:41 Rep. Coffin
01:34:31 Dan Whyte, DOR
01:36:25 Rep. Coffin
01:36:37 Rep. Hoven entered.
01:37:04 Dan Whyte, DOR
[EXHIBIT\(tah77a06\)](#)
01:40:02 Rep. Coffin
01:40:58 Nicole Rolf, MFBF

01:42:09 Rep. Pomnichowski
01:42:45 Mr. Cadis, DOR
EXHIBIT(tah77a07)
01:47:05 Rep. Pomnichowski
01:47:41 Alan Puera, Deputy Director, Department of Revenue (DOR)
01:48:46 Rep. Pomnichowski
01:49:27 Alan Puera, DOR
01:52:40 Rep. Pomnichowski
01:52:46 Alan Puera, DOR
01:54:20 Rep. Williams
01:55:59 Mr. Cadis, DOR
01:57:02 Rep. Williams
01:58:16 Mr. Cadis, DOR
01:58:20 Rep. Williams
01:58:25 Mr. Cadis, DOR
01:59:50 Rep. Flynn
01:59:59 Nancy Schlepp, MonTax
02:01:44 Rep. Flynn
02:01:49 Sen. Tutvedt
02:05:26 Rep. Coffin
02:05:50 Mr. Cadis, DOR
02:07:14 Rep. Coffin
02:07:18 Mr. Cadis, DOR

Closing by Sponsor:

02:08:00 Sen. Tutvedt

02:11:37 Recessed.
02:18:47 Reconvened. Rep. Zolnikov entered. Rep. Hansen, Rep. Knudsen and Rep. Schwaderer excused.

HEARING ON SB 282**Opening Statement by Sponsor:**

02:19:12 Sen. Bruce Tutvedt (R), SD 3, opened the hearing on SB 282, Generally revise taxation of income, including the corporate license tax.

EXHIBIT(tah77a08)**Proponents' Testimony:**

02:24:43 George Olsen, Montana Society of Certified Public Accountants (MSCPA)
02:31:27 Nancy Schlepp, MonTax
02:31:44 Glenn Oppel, Executive Director, Montana Chamber of Commerce

Opponents' Testimony:

02:32:16 Dan Harrington, Volunteer Advocate, American Association of Retired Persons
Montana (AARP)
02:37:09 JP Gabriel, Filmlites Montana
02:41:44 Erin Ferris, Self
02:42:25 Rob Olson, Self
02:44:23 Matt Elsaesser, Recycle Montana
02:45:53 Ben Brouwer, Montana Renewable Energy Association and Alternative Energy
Resources Organization (AERO)

EXHIBIT(tah77a09)

02:50:44 Alison Whitmer, Freelance Production Manager

EXHIBIT(tah77a10)

02:58:05 Tina Buckingham, Freelance Casting Director and Production Coordinator
02:59:48 Chris Puyear, Montana Lodging and Hospitality Association (MLHA)
03:01:24 Rob Story, Freelance Location Scout and Manager

Informational Testimony:

03:02:31 Dan Dodds, Tax Policy and Research Division, Director's Office, DOR

Questions from Committee Members and Responses:

03:04:33 Rep. Wilson
03:05:48 Mr. Dodds, DOR
03:06:23 Rep. Wilson
03:08:51 Mr. Dodds, DOR
03:09:54 Rep. Wilson
03:11:27 Mr. Dodds, DOR
03:12:03 Rep. Pomnichowski
03:13:29 Mr. Dodds, DOR
03:15:13 Rep. Pomnichowski
03:15:24 Sen. Tutvedt
03:15:55 Rep. Pomnichowski
03:16:25 Sen. Tutvedt
03:17:08 Rep. Pomnichowski
03:17:55 Sen. Tutvedt
03:18:18 Rep. Pomnichowski
03:20:01 Sen. Tutvedt
03:20:07 Rep. Flynn
03:20:13 Ben Brouwer, AERO
03:21:31 Rep. Flynn
03:21:56 JP Gabriel, Filmlites Montana
03:23:45 Rep. Lieser
03:24:34 Sen. Tutvedt
03:24:40 Rep. Lieser
03:24:49 Sen. Tutvedt

Closing by Sponsor:

03:25:48 Sen. Tutvedt

03:27:37 Recessed.
03:39:20 Reconvened. Rep. Hansen and Rep. Schwaderer excused.

EXECUTIVE ACTION ON SB 96

03:39:31 **Motion:** Rep. Flynn moved that **SB 96 BE CONCURRED IN.**

03:39:37 **Motion:** Rep. Randall moved that **SB 96 BE AMENDED.**
EXHIBIT(tah77a11)

Discussion:

03:39:42 Megan Moore, Legislative Research Analyst, Legislative Services Division (LSD)
03:40:44 Rep. McNally
03:40:47 Chair Miller
03:42:11 Rep. Williams
03:42:15 Chair Miller
03:42:21 Rep. Williams
03:42:27 Rep. Pomnichowski
03:43:15 Rep. Flynn
03:43:57 Chair Miller
03:44:08 Rep. McNally
03:44:31 Rep. Coffin
03:45:11 Rep. Randall

03:46:29 **Vote:** Motion carried 13-7 by roll call vote with Rep. Coffin, Rep. Jacobson, Rep. McClafferty, Rep. McNally, Rep. Pomnichowski, Rep. Williams and Rep. Wilson voting no. Rep. Hansen and Rep. Schwaderer voted by proxy.

03:47:34 **Vote:** Motion carried 15-5 by roll call vote with Rep. Coffin, Rep. McClafferty, Rep. Pomnichowski, Rep. Williams and Rep. Wilson voting no. Rep. Hansen and Rep. Schwaderer voted by proxy. Rep. Hoven will carry the bill.

Discussion:

03:47:47 Rep. Pomnichowski
03:48:33 Rep. Williams
03:49:15 Chair Miller
03:49:21 Rep. Flynn
03:49:57 Rep. Coffin
03:51:00 Rep. Hoven

EXECUTIVE ACTION ON SB 240

03:53:53 **Motion:** Rep. Flynn moved that **SB 240 BE CONCURRED IN.**

Discussion:

03:53:58 Rep. Coffin

03:54:24 **Vote:** Motion carried 18-2 by roll call vote with Rep. Pomnichowski and Rep. Wilson voting no. Rep. Hansen and Rep. Schwaderer voted by proxy. Rep. Miller will carry the bill.

03:55:40 Chair Miller
03:56:15 Nancy Schlepp, MonTax
03:57:27 Rep. Pomnichowski
03:57:49 Chair Miller

ADJOURNMENT

Adjournment: 03:58:08

Rebecca Shaw, Secretary

rs

Additional Documents:

EXHIBIT([tah77aad.pdf](#))