

MINUTES

MONTANA SENATE 63rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON TAXATION

Call to Order: Chair Bruce Tutvedt, on January 25, 2013 at 8:00 AM, in Room 405
Capitol

ROLL CALL

Members Present:

Sen. Bruce Tutvedt, Chair (R)
Sen. Fred Thomas, Vice Chair (R)
Sen. Ron Arthun (R)
Sen. Dick Barrett (D)
Sen. Greg Jergeson (D)
Sen. Christine Kaufmann (D)
Sen. Sue Malek (D)
Sen. Jim Peterson (R)
Sen. Mike Phillips (D)
Sen. Janna Taylor (R)

Members Excused: Sen. Jeff Essmann (R)
Sen. Art Wittich (R)

Members Absent: None

Staff Present: Jaret Coles, Legislative Branch
Charlene Rich, 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 100, SB 157 1/21/2013

HEARING ON SB 100**Opening Statement by Sponsor:**

00:20:44 Sen. Dee Brown (R), SD 2, opened the hearing on SB 100, 25% new resource development revenue to fund education.

[EXHIBIT\(tas16a01\)](#)

Proponents' Testimony: None

Opponents' Testimony:

00:22:26 Chas Van Genderen, Administrator, Montana State Parks Division, Department of Fish, Wildlife and Parks (FWP)

[EXHIBIT\(tas16a02\)](#)

00:23:13 Anna Miller, Department of Natural Resources and Conservation (DNRC)

00:25:07 Jeff Tiberi, Montana Association of Conservation Districts (MACD)

00:25:57 Sheryl Olson, Deputy Director, Department of Administration (DOA)

00:27:44 Mike Murphy, Montana Water Resources Association (MWRA)

00:28:32 Maureen Connor, Montana Association of Counties (MACo)

Informational Testimony:

00:29:16 Jim Standaert, Montana Legislative Fiscal Division (LFD)

Questions from Committee Members and Responses:

00:29:37 Sen. Peterson

00:29:47 Jim Standaert, LFD

00:31:29 Sen. Taylor

00:31:37 Chas Van Genderen, FWP

00:33:25 Sen. Taylor

00:33:41 Jim Standaert

00:34:29 Sen. Malek

00:34:35 Sen. Brown

00:35:28 Sen. Phillips

00:35:52 Sen. Brown

00:38:04 Sen. Peterson

00:39:28 Sen. Brown

00:41:14 Sheryl Olson, DOA

00:41:19 Sen. Barrett

00:42:28 Sen. Brown

00:43:14 Sen. Barrett

00:43:28 Sen. Brown

00:44:33 Chairman Tutvedt

00:44:42 Sen. Barrett

00:44:50 Chairman Tutvedt

00:45:06 Sen. Barrett

00:45:47 Jim Standaert

00:47:14 Sen. Barrett

Closing by Sponsor:

00:47:57 Sen. Dee Brown

HEARING ON SB 157

Opening Statement by Sponsor:

00:49:51 Sen. Dick Barrett (D), SD 47, opened the hearing on SB 157, Provide withholding of taxes on gain from sales of real estate by nonresidents.

00:56:37 Recess

01:02:39 Reconvene

Proponents' Testimony:

01:09:19 Gene Walborn, Montana Department of Revenue (DOR)

[EXHIBIT\(tas16a03\)](#)

[EXHIBIT\(tas16a04\)](#)

01:22:33 Tara Veazey, Montana Budget and Policy Center (MBPC)

Opponents' Testimony:

01:25:35 Robert Sewell, Montana Land Title Association (MLTA)

01:33:34 Joe Roberts, Montana Association of Realtors (MAR)

[EXHIBIT\(tas16a05\)](#)

01:39:22 William Gowen, Montana Land Title Association (MLTA)

01:44:31 Nancy Schlepp, Montana Tax Payers Association (MTPA)

01:46:30 Glenn Oppel, Montana Chamber of Commerce (MCC)

Informational Testimony: None

Questions from Committee Members and Responses:

01:47:06 Sen. Kaufmann

01:47:14 Robert Sewell, MLTA

01:48:30 Sen. Kaufmann

01:49:31 Gene Walborn, DOR

01:50:49 Chairman Tutvedt

01:51:57 Robert Sewell

Closing by Sponsor:

01:53:48 Sen. Barrett

01:58:34 Recess
02:03:00 Reconvened

Discussion on SB 4:

02:04:05 Chairman Tutvedt
02:04:25 Sen. Peterson
02:04:41 Alan Peura, Department of Revenue (DOR)
02:24:15 Chairman Tutvedt
02:24:57 Alan Peura, DOR
02:27:18 Sen. Peterson
02:31:18 Alan Peura
02:31:23 Chairman Tutvedt
02:32:59 Alan Peura
02:37:06 Sen. Barrett
02:38:41 Chairman Tutvedt
02:39:29 Sen. Malek
02:41:08 Sen. Peterson
02:42:41 Sen. Malek
02:43:26 Sen. Peterson
02:45:25 Chairman Tutvedt
02:49:20 Sen. Phillips
02:49:31 Chairman Tutvedt
02:50:45 Sen. Barrett
02:51:53 Chairman Tutvedt
02:52:42 Sen. Kaufmann
02:53:40 Mike Kadas, Department of Revenue (DOR)
02:55:23 Sen. Peterson
02:56:00 Chairman Tutvedt
02:56:15 Mike Kadas, DOR
02:56:26 Sen. Peterson
02:57:18 Mike Kadas
02:57:36 Sen. Jergeson
03:00:02 Jaret Coles, Legislative Services Division (LSD)
03:01:49 Sen. Jergeson
03:02:22 Jaret Coles, LSD
03:02:49 Sen. Jergeson
03:05:13 Sen. Phillips
03:06:38 Jaret Coles
03:07:07 Chairman Tutvedt

Public Comment:

03:09:41 Mark Baker, Attorney
03:11:12 Joe Roberts, Montana Association of Realtors (MAR)
03:14:38 Nancy Schlepp, Montana Tax Payers Association (MTPA)
03:16:33 Nicole Rolf, Montana Farm Bureau Federation (MFBF)

ADJOURNMENT

Adjournment: 10:56 AM

Charlene Rich, Secretary

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Additional Documents:

EXHIBIT([tas16aad.pdf](#))