

MINUTES

MONTANA SENATE 63rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON TAXATION

Call to Order: Chair Bruce Tutvedt, on February 8, 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: HB 32, 2/1/2013; HB 111, 2/1/2013

Executive Action: SB 209, Do Pass as Amended
HB 32, Be Concurred in
HB 111, Be Concurred in
SB 179, Do Pass as Amended
SB 169, Table

HEARING ON HB 32

Opening Statement by Sponsor:

00:14:39 Rep. Roy Hollandsworth (R), opened the hearing on HB 32, Clarify the distribution of in-state lodging taxes paid by state agencies.

Proponents' Testimony:

00:15:53 Steve Austin, Department of Revenue (DOR)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:17:23 Sen. Jergeson
00:18:01 Steve Austin, DOR

Closing by Sponsor:

00:19:01 Rep. Hollandsworth

HEARING ON HB 111

Opening Statement by Sponsor:

00:12:09 Rep. Mike Miller (R) HD 84, opened the hearing on HB 111, Repeal business equipment tax reduction for value-added manufacturing.

Proponents' Testimony:

00:12:59 Maureen Connor, Montana Association of Counties (MACo)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

00:13:58 Rep. Miller

EXECUTIVE ACTION ON SB 209

00:20:49 **Motion:** Sen. Thomas moved that **SB 209 DO PASS.**

00:21:15 **Motion:** Sen. Arthun moved that **SB 209 BE AMENDED.**
EXHIBIT(tas28a01)

Discussion:

00:22:56 Sen. Thomas
00:23:01 Sen. Arthun
00:23:07 Mona Jamison, Big Sky Resort Area District (BSRAD)
00:23:46 Sen. Thomas
00:24:02 Mona Jamison, BSRAD

00:25:53 **Vote:** Motion carried unanimously by voice vote.

00:26:07 **Motion:** Sen. Thomas moved that **SB 209 BE AMENDED.**
EXHIBIT(tas28a02)

Discussion:

00:27:12 Mona Jamison
00:28:10 Sen. Thomas
00:28:30 Sen. Arthun
00:29:33 Sen. Phillips
00:29:58 Sen. Peterson

00:30:52 **Vote:** Motion failed 3-8 by roll call vote with Sen. Taylor, Sen. Thomas and Sen. Wittich voting aye. Sen. Wittich voted by proxy. Sen. Essman was excused.

Discussion:

00:32:50 Chairman Tutvedt
00:32:58 Jaret Coles, Legislative Services Division (LSD)

00:34:30 **Motion/Vote:** Sen. Arthun moved that **SB 209 BE AMENDED.** Motion carried 9-1 by voice vote with Sen. Phillips voting no. Sen. Essmann and Sen. Wittich were excused.

EXHIBIT(tas28a03)

00:34:44 **Motion/Vote:** Sen. Arthun moved that **SB 209 DO PASS AS AMENDED.** Motion carried 10-0 by voice vote. Sen. Essmann and Sen. Wittich were excused.

EXECUTIVE ACTION ON HB 32

00:37:00 **Motion/Vote:** Sen. Thomas moved that **HB 32 BE CONCURRED IN**. Motion carried 10-0 by voice vote of those present and voting. Sen. Tutvedt will carry the bill.

EXECUTIVE ACTION ON HB 111

00:38:03 **Motion/Vote:** Sen. Thomas moved that **HB 111 BE CONCURRED IN**. Motion carried 10-0 by voice vote of those present and voting. Sen. Phillips will carry the bill.

EXECUTIVE ACTION ON SB 179

00:39:47 **Motion:** Sen. Kaufmann moved that **SB 179 DO PASS**.

00:40:22 **Motion/Vote:** Sen. Kaufmann moved that **SB 179 BE AMENDED**. Motion carried 10-0 by voice vote of those present and voting.

[EXHIBIT\(tas28a04\)](#)

00:41:00 **Motion:** Sen. Tutvedt moved that **SB 179 BE AMENDED**.

[EXHIBIT\(tas28a05\)](#)

Discussion:

00:42:27 Sen. Kaufmann
00:44:04 Sen. Barrett
00:44:22 Chairman Tutvedt
00:44:34 Sen. Kaufman
00:44:48 Jaret Cole

00:45:34 **Substitute Motion:** Sen. Tutvedt made a substitute motion that **SB 179 BE AMENDED WITH A CONCEPTUAL AMENDMENT**.

Discussion:

00:46:00 Jaret Coles
00:46:48 Sen. Phillips
00:47:12 Sen. Kaufmann
00:48:04 Sen. Jergeson
00:49:59 Jaret Coles

00:50:30 **Vote:** Motion carried 7-5 by roll call vote with Sen. Barrett, Sen. Jergeson, Sen. Kaufmann, Sen. Malek and Sen. Phillips voting no. Sen. Essmann and Sen. Wittich voted by proxy.

Discussion:

00:53:13 Jaret Coles
00:53:31 Sen. Barrett
00:54:05 Jaret Coles

00:54:49 **Motion/Vote:** Sen. Kaufmann moved that **SB 179 DO PASS AS AMENDED**. Motion carried 10-0 by voice vote. Sen. Essmann and Sen. Wittich were excused.

Discussion on SB 4:

00:56:58 Sen. Peterson
00:57:24 Sen. Tutvedt
00:57:30 Sen. Phillips
01:00:22 Sen. Peterson
01:00:27 Sen. Jergeson
01:01:27 Sen. Tutvedt
01:02:45 Sen. Taylor
01:03:03 Sen. Tutvedt
01:04:59 Sen Barrett
01:05:16 Sen. Jergeson
01:06:05 Sen. Tutvedt

Discussion on SB 208:

01:07:36 Sen. Malek
[EXHIBIT\(tas28a06\)](#)

01:07:48 Sen. Phillips
[EXHIBIT\(tas28a07\)](#)
[EXHIBIT\(tas28a08\)](#)

EXECUTIVE ACTION ON SB 169

01:09:42 **Motion:** Sen. Thomas moved that **SB 169 DO PASS**.

Discussion:

01:10:12 Sen. Barrett
01:11:50 Sen. Phillips
01:12:18 Jaret Coles
01:12:38 Sen. Peterson

01:13:17 **Substitute Motion:** Sen. Kaufmann made a substitute motion that **SB 169 BE TABLED**.

Discussion:

01:13:36 Sen. Phillips

00:13:54 **Vote:** Motion carried 10-0 by voice vote of those present and voting.

ADJOURNMENT

Adjournment: 9:05 AM

Charlene Rich, Secretary

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Additional Documents:

EXHIBIT([tas28aad.pdf](#))