

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 61st LEGISLATURE - REGULAR SESSION

COMMITTEE ON TAXATION

Call to Order: Chairman Bob Lake, on March 18, 2009 at 9:00 A.M.,
in Room 152 Capitol

ROLL CALL

Members Present:

Rep. Bob Lake, Chairman (R)
Rep. Jill Cohenour, Vice Chairman (D)
Rep. Janna Taylor, Vice Chairman (R)
Rep. Dick Barrett (D)
Rep. Mark Blasdel (R)
Rep. Edward B. Butcher (R)
Rep. Wanda Grinde (D)
Rep. Robin Hamilton (D)
Rep. Brian Hoven (R)
Rep. Mike Jopek (D)
Rep. Dave McAlpin (D)
Rep. Mike Miller (R)
Rep. Art Noonan (D)
Rep. Lee Randall (R)
Rep. J. David Roundstone (D)
Rep. Jon Sonju (R)
Rep. Wayne Stahl (R)
Rep. Chas Vincent (R)
Rep. Brady Wiseman (D)

Members Excused: Rep. JP Pomnichowski (D)

Members Absent: None

Staff Present: Jeff Martin, Legislative Branch
Jennifer O'Loughlin, 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 642, 3/13/2009;
HB 647, 3/13/2009

Executive Action: None

HEARING ON HB 647

Opening Statement by Sponsor:

00:01:57 Rep. Dick Barrett (D), HD 93, opened the hearing on
HB 647, Provide tax withholding for nonresident sales
of Montana real estate.

Proponents' Testimony:

00:09:35 Dan Bucks, Director, Department of Revenue (DOR)

[EXHIBIT \(tah60a01\)](#)

00:31:10 Don Judge, Self

00:35:22 Tom Bilodeau, Research Director, MEA-MFT

00:38:13 Tara Veazey, Montana Budget and Policy Center

00:39:49 Bob Decker, The Policy Institute

Opponents' Testimony:

00:41:43 Mary Whittinghill, Montana Taxpayers Association

00:45:29 Bruce Spencer, Montana Automobile Dealers Association

00:51:02 Rep. Wiseman

00:51:28 Mr. Spencer

00:52:24 Rep. Cohenour

00:52:54 Mr. Spencer

00:53:08 Rep. Cohenour

00:53:23 Mr. Spencer

00:53:54 William C. Gowen, Montana Land Title Association

[EXHIBIT \(tah60a02\)](#)

01:02:54 Holly Franz, Montana Society of CPAs

01:07:47 Joe Roberts, Montana Association of Realtors

[EXHIBIT \(tah60a03\)](#)

01:11:19 Chairman Lake

01:11:37 Rick Hill, Montana Building Industry Association

01:13:48 Webb Brown, Montana Chamber of Commerce

Informational Testimony: None

Questions from Committee Members and Responses:

01:14:13 Rep. Cohenour
01:15:10 C.A. Daw, Chief Legal Counsel, DOR
01:19:43 Rep. Cohenour
01:20:07 Mr. Daw
01:21:24 Rep. Cohenour
01:21:29 Chairman Lake
01:21:37 Rep. Cohenour
01:21:55 Mr. Gowen
01:22:01 Rep. Cohenour
01:22:33 Mr. Roberts
01:22:38 Rep. Hoven
01:22:58 Mr. Bucks
01:23:44 Rep. Hoven
01:23:55 Mr. Bucks
01:24:20 Rep. Hoven
01:24:29 Mr. Bucks
01:25:33 Rep. Hoven
01:26:22 Mr. Bucks
01:26:56 Rep. Hoven
01:27:10 Mr. Bucks
01:27:17 Rep. Hoven
01:27:32 Mr. Bucks
01:28:00 Rep. Butcher
01:30:04 Mr. Bucks
01:31:46 Chairman Lake
01:31:57 Rep. Butcher
01:32:58 Mr. Bucks
01:33:33 Rep. McAlpin
01:33:47 Mr. Bucks
01:34:06 Rep. Miller
01:34:42 Mr. Gowen
01:35:23 Rep. Miller
01:35:38 Rep. Wiseman
01:36:18 Gene Walborn, Bureau Chief, Business and Income Taxes
Division, DOR
01:36:30 Rep. Wiseman
01:36:47 Mr. Walborn
01:36:53 Rep. Wiseman
01:36:57 Mr. Walborn
01:37:02 Rep. Taylor
01:37:21 Mr. Bucks
01:39:42 Rep. Taylor
01:40:07 Mr. Bucks
01:40:53 Rep. Taylor
01:41:07 Mr. Gowen
01:41:44 Rep. Taylor
01:41:58 Mr. Gowen
01:42:43 Chairman Lake

01:43:10 Mr. Gowen

Closing by Sponsor:

01:43:25 Rep. Barrett

01:46:34 Chairman Lake closed the hearing.

HEARING ON HB 642

Opening Statement by Sponsor:

01:46:44 Rep. Julie French (D), HD 36, opened the hearing on
HB 642, Certain centrally assessed pipelines are
class 9 property.

EXHIBIT(tah60a04)

Proponents' Testimony:

01:51:28 Tom Bilodeau, MEA-MFT

01:53:24 C.A. Daw, Chief Legal Counsel, DOR

01:58:28 Dan Bucks, Director, DOR

02:03:55 Bob Vogel, Montana School Boards Association, Montana
Rural Education Association

EXHIBIT(tah60a05)

02:06:30 William Duffield, Executive Director, Association of
Montana Coal, Gas and Oil Producing Counties

02:08:01 Tara Veazey, Montana Budget and Policy Center

02:09:28 Dave Reinhart, Valley County Commissioner

02:10:09 Bob Decker, The Policy Institute

Opponents' Testimony:

02:13:03 John Alke, MDU Resources Family of Companies

EXHIBIT(tah60a06)

02:23:26 Don Hoffman, Montana Taxpayers Association

02:26:17 Dan Birmingham, Omnimex

02:28:58 Chairman Lake left the room.

02:32:41 Tom Ebzeny, Devon Energy Company

02:36:40 Patrick Montalban, Small Independents of Northern
Montana

02:42:05 Cory Swanson, Encore

02:43:08 Dave Galt, Montana Petroleum Association

02:44:50 Jon Bennion, Montana Chamber of Commerce

Informational Testimony: None

Questions from Committee Members and Responses:

02:45:22 Rep. Miller
02:45:50 Rep. French
02:46:05 Mr. Walborn
02:46:39 Rep. Miller
02:46:52 Mr. Walborn
02:47:17 Rep. Noonan
02:48:12 Rep. Sonju
02:48:17 Rep. Noonan
02:48:20 Vice Chairman Taylor
02:48:57 Rep. Noonan
02:49:00 Vice Chairman Taylor
02:49:07 Rep. Noonan
02:49:17 Mr. Bucks
02:53:39 Rep. Butcher
02:56:10 Mr. Bucks
02:58:29 Rep. Butcher
02:59:45 Mr. Birmingham
03:00:57 Rep. Butcher
03:01:47 Mr. Birmingham

Closing by Sponsor:

03:02:31 Rep. French
03:03:57 Vice Chairman Taylor closed the hearing.
03:04:08 Vice Chairman Taylor

ADJOURNMENT

03:04:21 Adjournment: 12:05 P.M.

Jennifer O'Loughlin, Secretary

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Additional Documents:

EXHIBIT ([tah60aad.pdf](#))