

MINUTES

MONTANA SENATE 61st LEGISLATURE - REGULAR SESSION

COMMITTEE ON TAXATION

Call to Order: Chairman Jeff Essmann, on March 19, 2009 at 8:00
A.M., in Room 405 Capitol

ROLL CALL

Members Present:

Sen. Jeff Essmann, Chairman (R)
Sen. Taylor Brown, Vice Chairman (R)
Sen. Jerry W. Black (R)
Sen. Gary Branae (D)
Sen. Ron Erickson (D)
Sen. Kelly Gebhardt (R)
Sen. Kim Gillan (D)
Sen. Bradley Hamlett (D)
Sen. Christine Kaufmann (D)
Sen. Bob Story Jr. (R)
Sen. Bruce Tutvedt (R)

Members Excused: None

Members Absent: None

Staff Present: Lee Heiman, Legislative Branch
Debra Polhemus, 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 504, 3/10/2009; SB 507,
3/13/2009; HB 588, 3/13/2009

Executive Action: None

HEARING ON HB 588

Opening Statement by Sponsor:

00:00:27 Rep. Duane Ankney (R), HD 43, opened the hearing on
HB 588, Revise coal gross proceeds distribution.

Proponents' Testimony:

00:03:38 Sue Olson, Commissioner, Musselshell County
00:04:22 Daniel Watson, Commissioner, Rosebud County
00:05:33 Bob Gilbert, representing Rosebud and Musselshell
Counties
00:05:57 William Duffield, Executive Director, Montana
Association of Oil, Gas & Coal Counties, Inc. (MAOGC)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

00:07:28 Rep. Ankney

HEARING ON SB 504

Opening Statement by Sponsor:

00:09:29 Sen. Joe Balyeat (R), SD 34, opened the hearing on
SB 504, Abolish income tax with RTIC designed
replacement sales tax.

[EXHIBIT\(tas61a01\)](#)

[EXHIBIT\(tas61a02\)](#)

Proponents' Testimony: None

Opponents' Testimony:

00:30:01 Anthony Cacace, self

[EXHIBIT\(tas61a03\)](#)

00:32:40 Tom Bilodeau, Research Director, MEA/MFT

Informational Testimony: None

Questions from Committee Members and Responses:

00:36:01 Sen. Gebhardt
00:36:25 Sen. Balyeat
00:37:37 Sen. Erickson
00:38:18 Sen. Balyeat
00:48:11 Sen. Brown
00:48:55 Sen. Balyeat
00:52:27 Sen. Erickson
00:52:43 Sen. Balyeat
00:53:35 Sen. Gebhardt
00:54:04 Sen. Balyeat
00:55:39 Sen. Tutvedt
00:56:14 Sen. Balyeat
00:57:26 Chairman Essmann
00:57:50 Sen. Balyeat

Closing by Sponsor:

01:01:05 Sen. Balyeat

01:06:12 Recess

01:16:23 Reconvene

HEARING ON SB 507

Opening Statement by Sponsor:

01:16:46 Sen. Bob Story (R), SD 30, opened the hearing on
SB 507, Use of river beds.

Proponents' Testimony:

01:31:51 John Blomquist, Attorney, representing Montana
Stockgrowers Association (MSA)
01:41:06 Krista Lee Evans, representing Association of Gallatin
County Irrigators (AGAI), and Senior Water Rights
Coalition (SrWRC)
01:52:20 John Youngberg, representing Montana Farm Bureau (MFBF)
01:56:24 Mike Murphy, representing Montana Water Resources
Association (MWRA)
01:58:05 Chris Christiaens, representing Montana Farmers' Union
01:59:12 Carl Schutter, Manhattan-area farmer

Opponents' Testimony:

02:01:43 Mary Sexton, Director, Department of Natural Resources
and Conservation (DNRC)

EXHIBIT (tas61a04)

02:11:50 Anthony Johnstone, State Solicitor, Department of
Justice (DOJ)

02:22:23 Rusty Harper, speaking for Secretary of State Linda
MuCullough

02:25:06 Dave Van Nice, speaking for State Auditor Monica
Lindeen

02:25:46 Tom Bilodeau, Research Director, MEA/MFT

EXHIBIT (tas61a05)

Written testimony from Carter G. Kruse, President,
Montana Chapter of the American Fisheries Society dated
March 17, 2009.

Informational Testimony: None

Questions from Committee Members and Responses:

02:26:33 Sen. Erickson

02:27:02 Anthony Johnstone, DOJ

02:27:19 Rep. Erickson

02:27:32 Mary Sexton, DNRC

02:28:08 Sen. Erickson

02:28:56 Sen. Story

02:33:45 Sen. Tutvedt

02:34:04 Sen. Story

02:35:05 Sen. Hamlett

02:35:38 Mary Sexton

02:38:00 Chairman Essmann

02:38:32 Mary Sexton

02:38:55 Candace West, Chief Legal Counsel, DNRC

02:42:13 Chairman Essmann

02:42:54 Candace West

02:46:38 Sen. Hamlett

02:47:36 Candace West

02:47:59 Monte Mason, Minerals Management Division, DNRC

02:53:00 Sen. Tutvedt

02:53:39 John Blomquist, MSA

02:56:02 Chairman Essmann

EXHIBIT (tas61a06)

03:00:05 Anthony Johnstone

03:01:58 Sen. Hamlett

03:02:22 Monte Mason, DNRC

03:04:42 Sen. Tutvedt

03:05:08 Sen. Story

03:06:12 Sen. Hamlett

Questions from Committee Members and Responses: (Con't)

03:06:34 Monte Mason
03:07:17 Sen. Tutvedt
03:07:31 Mary Sexton
03:11:16 Sen. Tutvedt
03:11:38 Sen. Story
03:13:10 Sen. Tutvedt
03:13:34 Mary Sexton

Closing by Sponsor:

03:14:06 Sen. Story

Committee Business:

03:19:10 Chairman Essmann

Additional Exhibits:

EXHIBIT(tas61a07)

EXHIBIT(tas61a08)

Both exhibits pertain to SB 506 heard in committee on
March 28, 2009.

ADJOURNMENT

Adjournment: 11:20 A.M.

Debra Polhemus, Secretary

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Additional Documents:

EXHIBIT ([tas61aad.pdf](#))