

**MINUTES**

**MONTANA SENATE  
61st LEGISLATURE - REGULAR SESSION**

**COMMITTEE ON TAXATION**

**Call to Order:** Chairman Jeff Essmann, on March 26, 2009 at  
11:00 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. Bradley Hamlett (D)  
Sen. Christine Kaufmann (D)  
Sen. Bob Story Jr. (R)  
Sen. Bruce Tutvedt (R)

**Members Excused:** Sen. Kim Gillan (D)

**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: NONE

Executive Action: SB 179 ~ TABLED  
SB 456 ~ TABLED  
SB 342 ~ DO PASS AS AMENDED

**EXECUTIVE ACTION ON SB 179**

00:00:14 **Motion:** Sen. Erickson moved that **SB 179 DO PASS.**

00:00:50 **Motion:** Sen. Erickson moved that **SB 179 BE AMENDED.**  
**EXHIBIT (tas67a01)**

**Discussion:**

00:01:09 Lee Heiman, Legislative Services Division (LSD)

00:02:59 Sen. Erickson

00:04:03 Sen. Gebhardt

00:04:30 Sen. Story

00:05:36 Chairman Essmann

00:05:43 Sen. Erickson

00:06:23 Sen. Story

00:07:33 Sen. Brown

00:08:54 Sen. Gebhardt

00:09:09 **Vote:** Motion failed 5-6 by roll call vote with Sens. Branae, Erickson, Gillan, Hamlett, and Kaufmann voting aye and Sen. Gillan voting by proxy.

**Discussion:**

00:10:24 Sen. Erickson

00:12:29 Sen. Tutvedt

00:13:30 Sen. Kaufmann

00:15:15 Sen. Hamlett

00:16:04 Chairman Essmann

00:17:31 Sen. Erickson

00:18:46 **Vote:** Motion failed 5-6 by roll call vote with Sens. Branae, Erickson, Gillan, Hamlett, and Kaufmann voting aye and Sen. Gillan voting by proxy. Without objection from the committee, Chairman Essmann requested that the bill be tabled and the vote reversed.

**EXECUTIVE ACTION ON SB 456**

00:19:42 **Motion:** Sen. Kaufmann moved that **SB 456 DO PASS.**

**Discussion:**

00:20:05 Sen. Kaufmann

00:21:45 Sen. Brown

00:21:53 Sen. Story

00:23:24 Sen. Kaufmann

00:23:52 **Vote:** Motion failed 5-6 by voice vote with Sens. Branae, Erickson, Gillan, Hamlett, and Kaufmann voting aye and Sen. Gillan voting by proxy. Without objection from the committee, Chairman Essmann requested that the bill be tabled and the vote reversed.

00:24:10 Sen. Story left committee meeting

**CONTINUED EXECUTIVE ACTION ON SB 342**

(Originally amended in committee on March 20 and then tabled in committee on March 24, 2009)

00:24:38 **Motion/Vote:** Sen. Black moved to **RECONSIDER PREVIOUS ACTION TO TABLE SB 342**. Motion passed 6-5 by roll call vote with Sens. Erickson, Hamlett, Kaufmann, Gillan and Branae voting no and Sens. Gillan and Story voting by proxy.

00:26:33 **Motion:** Sen. Black moved that **SB 342 DO PASS AS AMENDED**.

**Discussion:**

00:26:56 Sen. Black  
00:28:53 Sen. Brown  
00:29:21 Chairman Essmann  
00:30:10 Sen. Branae  
00:31:02 Sen. Kaufmann  
00:33:43 Sen. Tutvedt  
00:35:14 Chairman Essmann  
00:35:55 Sen. Tutvedt  
00:36:30 Chairman Essmann  
00:37:21 Sen. Gebhardt  
00:39:13 Sen. Erickson  
00:40:19 Chairman Essmann  
00:42:34 Sen. Hamlett  
00:43:15 Sen. Black

00:46:19 **Vote:** Motion carried 6-5 by roll call vote with Sens. Branae, Erickson, Gillan, Hamlett, and Kaufmann voting no and Sens. Gillan and Story voting by proxy.

**Committee Business:**

00:47:10 Sen. Erickson  
00:47:20 Sen. Kaufmann  
00:47:53 Chairman Essmann  
00:48:04 Sen. Gebhardt  
00:48:49 Chairman Essmann

**ADJOURNMENT**

Adjournment: 12:20 P.M.

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Debra Polhemus, Secretary

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Additional Documents:

**EXHIBIT ([tas67aad.pdf](#))**