

MINUTES

MONTANA SENATE 61st LEGISLATURE - REGULAR SESSION

COMMITTEE ON TAXATION

Call to Order: Chairman Jeff Essmann, on March 27, 2009 at
9:00 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. Bruce Tutvedt (R)

Members Excused: Sen. Bob Story Jr. (R)

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 512, SB 513; 3/24/2009
SB 514; 3/25/2009

Executive Action: SB 513 ~ TABLED

HEARING ON SB 512

Opening Statement by Sponsor:

00:00:46 Sen. Jonathan Windy Boy (D), SD 16, opened the hearing on SB 512, Educational tax credits.

Proponents' Testimony:

00:03:37 Steve White, Legislative Liaison, Montana Coalition of Home Educators, Bozeman (MCHE)

00:06:11 Jeff Laszloffy, Montana Family Foundation (MFF)

Opponents' Testimony:

00:09:45 Eric Feaver, MEA/MFT

EXHIBIT (tas68a01)

00:18:59 Ann Gilkey, Chief Legal Counsel, speaking for State Superintendent of Public Instruction Denise Juneau

Informational Testimony: None

Questions from Committee Members and Responses:

00:21:17 Sen. Gillan
00:22:39 Eric Feaver, MEA/MFT
00:23:48 Sen. Gillan
00:24:00 Jeff Laszloffy, MFF
00:24:41 Sen. Kaufmann
00:24:58 Steve White, MCHE
00:26:28 Sen. Black
00:27:12 Steve White
00:30:43 Sen. Brown
00:31:01 Jeff Laszloffy
00:33:21 Sen. Erickson
00:34:44 Eric Feaver
00:39:26 Sen. Brown
00:39:40 Jeff Laszloffy
00:40:34 Chairman Essmann
00:41:33 Eric Feaver
00:44:02 Sen. Hamlett
00:45:05 Sen. Windy Boy

Closing by Sponsor:

00:47:09 Sen. Windy Boy

HEARING ON SB 514

Opening Statement by Sponsor:

00:48:41 Sen. Jonathan Windy Boy (D), SD 16, opened the hearing on SB 514, Tax exemption for enrollee of any tribe of reservation source income.

EXHIBIT(tas68a02)

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony:

00:53:49 Brian Olsen, Department of Revenue (DOR)

Questions from Committee Members and Responses:

00:54:16 Sen. Tutvedt
00:54:36 Sen. Windy Boy
00:59:42 Chairman Essmann
01:00:20 Sen. Windy Boy
01:00:31 Sen. Hamlett
01:01:17 Sen. Windy Boy
01:03:25 Lee Heiman, Legislative Services Division (LSD)
01:03:43 Sen. Erickson
01:04:24 Sen. Windy Boy
01:05:02 Sen. Kaufmann
01:05:14 Brian Olsen, DOR
01:06:21 Sen. Tutvedt
01:06:54 Sen. Windy Boy
01:10:29 Sen. Tutvedt
01:10:37 Brian Olsen

Closing by Sponsor:

01:12:10 Sen. Windy Boy

01:13:26 Recess

01:29:18 Reconvene

HEARING ON SB 513

Opening Statement by Sponsor:

01:29:37 Sen. John Brueggeman (R), SD 6, opened the hearing on SB 513, Circuit breaker program to mitigate reappraisal.

[EXHIBIT\(tas68a03\)](#)

[EXHIBIT\(tas68a04\)](#)

[EXHIBIT\(tas68a05\)](#)

[EXHIBIT\(tas68a06\)](#)

[EXHIBIT\(tas68a07\)](#)

[EXHIBIT\(tas68a08\)](#)

Proponents' Testimony:

01:46:07 Tara Veazey, Montana Budget and Policy Center, Helena

[EXHIBIT\(tas68a09\)](#)

01:53:26 Bob Decker, The Policy Institute, Helena

01:56:32 Alec Hansen, League of Cities and Towns

Opponents' Testimony:

02:01:02 Mary Whittinghill, Montana Taxpayers Association (MTA)

02:07:55 Ronda Wiggers, representing Great Falls and Helena Chambers of Commerce

02:13:14 Chris Christiaens, representing Montana Farmers Union

02:14:33 Nancy Schlepp, representing Montana Farm Bureau Federation (MFBF)

02:16:24 Jim Brown, representing Montana Stockgrowers Association

Informational Testimony:

02:17:34 Alan Peura, Deputy Director, Department of Revenue (DOR)

Questions from Committee Members and Responses:

02:18:27 Sen. Kaufmann

02:18:48 Nancy Schlepp, MFBF

02:19:05 Sen. Kaufmann

02:19:38 Sen. Brueggeman

[EXHIBIT\(tas68a10\)](#)

02:21:53 Sen. Kaufmann

02:22:28 Randy Wilke, DOR

02:23:50 Sen. Tutvedt

02:24:35 Sen. Brueggeman

02:25:43 Sen. Tutvedt

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

02:26:25 Alan Peura, DOR
02:28:03 Sen. Tutvedt
02:28:11 Sen. Kaufmann
02:28:31 Sen. Tutvedt
02:28:50 Alan Peura
02:30:29 Sen. Tutvedt
02:30:58 Sen. Gillan
02:32:03 Sen. Brueggeman
02:33:38 Sen. Erickson
02:34:12 Sen. Brueggeman
02:35:18 Sen. Erickson
02:35:40 Mary Whittinghill, MTA
02:39:35 Sen. Erickson
02:39:53 Mary Whittinghill
02:40:54 Sen. Tutvedt
02:41:47 Mary Whittinghill
02:45:02 Sen. Kaufmann
02:46:20 Mary Whittinghill
02:48:44 Sen. Kaufmann
02:49:04 Sen. Brueggeman
02:51:23 Chairman Essmann
02:52:11 Alan Peura
02:52:37 Chairman Essmann
02:54:57 Sen. Brueggeman
02:56:34 Chairman Essmann
02:59:51 Sen. Brueggeman
03:00:56 Sen. Gebhardt
03:01:09 Sen. Brueggeman
03:02:24 Sen. Gebhardt
03:06:14 Alan Peura

Closing by Sponsor:

03:07:08 Sen. Brueggeman

Committee Business:

03:12:59 Sen. Kaufmann
03:13:43 Chairman Essmann
03:14:30 Sen. Erickson
03:14:54 Chairman Essmann
03:15:59 Sen. Gillan
03:16:16 Chairman Essmann

EXECUTIVE ACTION ON SB 513

03:16:54 **Motion:** Sen. Kaufmann moved that **SB 513 DO PASS.**

Discussion:

03:17:02 Sen. Gillan
03:19:18 Sen. Brown
03:20:01 Sen. Tutvedt
03:21:24 Sen. Erickson
03:22:20 Sen. Brown
03:22:39 Chairman Essmann
03:23:10 Sen. Black
03:24:11 Chairman Essmann
03:24:26 Sen. Hamlett
03:25:03 Sen. Kaufmann
03:27:20 Sen. Gebhardt
03:29:54 Chairman Essmann

03:32:32 **Substitute Motion/Vote:** Sen. Black made a substitute motion that **SB 513 BE TABLED.** Substitute motion carried 6-5 by roll call vote with Sens. Branae, Erickson, Gillan, Hamlett, and Kaufmann voting no and Sen. Story voting by proxy.

ADJOURNMENT

Adjournment: 12:40 P.M.

Debra Polhemus, Secretary

dp

Additional Documents:

EXHIBIT ([tas68aad.pdf](#))