

## MINUTES

### MONTANA HOUSE OF REPRESENTATIVES 62nd LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON TAXATION

**Call to Order:** Chair Mark Blasdel, on February 3, 2011 at 9:00 A.M., in Room 152  
Capitol

#### ROLL CALL

**Members Present:**

Rep. Mark Blasdel, Chairman (R)  
Rep. Dick Barrett, Vice Chairman (D)  
Rep. Mike Miller, Vice Chairman (R)  
Rep. Steve Fitzpatrick (R)  
Rep. Kelly Flynn (R)  
Rep. Alan Hale (R)  
Rep. Brian Hoven (R)  
Rep. Austin Knudsen (R)  
Rep. Steve Lavin (R)  
Rep. Sue Malek (D)  
Rep. Mary McNally (D)  
Rep. Mike Phillips (D)  
Rep. Lee Randall (R)  
Rep. Janna Taylor (R)  
Rep. Kathleen Williams (D)  
Rep. Max Yates (R)

**Members Excused:** Rep. Wayne Stahl (R)

**Members Absent:** Rep. Edith (Edie) McClafferty (D)  
Rep. Jerry O'Neil (R)

**Staff Present:** Lisa Adams, Committee Secretary  
Jeff Martin, Legislative Branch

**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 308, 1/31/2011; HB 333, 1/31/2011; HB 340, 1/31/2011

Executive Action: HB 305

**HEARING ON HB 340****Opening Statement by Sponsor:**

00:01:23 Rep. Dick Barrett (D), HD 93, opened the hearing on HB 340, Require reappraisal of certain property annually.

**EXHIBIT(tah27a01)**

00:01:43 Rep. McClafferty arrived.  
00:11:41 Rep. O'Neil arrived.  
00:23:19 Rep. Hale left.

**Proponents' Testimony:**

00:24:04 Alan Peura, Deputy Director (DOR)

**EXHIBIT(tah27a02)**

00:31:55 Rep. Hale returned.  
00:32:00 Chairman Blasdel left.  
00:35:34 Rep. Fitzpatrick left.  
00:37:31 Chairman Blasdel returned.  
00:38:59 Rep. Fitzpatrick returned.

**Opponents' Testimony:**

00:40:45 Cindy Swank, self

**EXHIBIT(tah27a03)**

00:47:09 Joe Roberts, Montana Association of Realtors (MAR)  
00:51:17 Nancy Schlepp, Montana Taxpayer's Association  
00:52:28 David Fetveit, MAR  
00:52:29 Rep. Phillips left.  
00:53:28 Rep. Phillips returned.  
00:54:32 Nicole Rolf, Montana Farm Bureau Association

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:55:47 Rep. Phillips  
00:55:53 Rep. Barrett  
00:55:59 Rep. Phillips  
00:56:28 Rep. Barrett  
00:56:32 Rep. Phillips  
00:56:41 Rep. Barrett  
00:57:28 Rep. Phillips  
00:57:45 Rep. Hale left.  
01:01:43 Vice Chairman Miller left.  
00:57:55 Rep. Barrett  
00:58:28 Rep. Knudsen left.  
00:59:08 Rep. Phillips  
00:59:31 Rep. Barrett  
00:59:43 Vice Chairman Miller returned.  
01:00:19 Rep. Hale returned.  
01:00:48 Rep. Phillips  
01:01:02 Ms. Rolf

01:01:50 Rep. Malek  
01:02:00 Mr. Peura, DOR  
01:02:25 Rep. Malek  
01:02:32 Rep. Phillips left.  
01:02:34 Rep. Knudsen returned.  
01:02:36 Mr. Peura  
01:04:17 Rep. Malek  
01:04:25 Mr. Peura  
01:05:22 Rep. Malek  
01:05:56 Mr. Peura  
01:07:44 Rep. Malek  
01:08:00 Rep. Randall  
01:08:30 Mr. Peura  
01:10:36 Rep. Hoven  
01:11:11 Mr. Peura  
01:11:28 Rep. Hoven  
01:12:20 Mr. Peura  
01:13:11 Rep. Hoven  
01:13:16 Mr. Peura  
01:13:27 Rep. Hoven  
01:14:27 Mr. Peura  
01:15:55 Rep. Hoven  
01:16:21 Mr. Peura  
01:16:26 Rep. Hoven  
01:16:38 Mr. Peura  
01:17:28 Rep. Hoven  
01:17:37 Mr. Peura  
01:18:27 Rep. Hoven  
01:18:39 Mr. Peura  
01:18:53 Rep. Hoven  
01:19:53 Mr. Peura  
01:20:15 Vice Chairman Miller left.  
01:21:31 Rep. Randall returned.  
01:24:03 Rep. Taylor  
01:24:19 Mr. Peura  
01:24:27 Rep. Taylor  
01:24:37 Mr. Peura  
01:24:43 Rep. Taylor  
01:25:01 Mr. Peura  
01:25:32 Rep. Taylor  
01:26:07 Mr. Peura  
01:26:41 Rep. Taylor  
01:26:53 Mr. Peura  
01:27:35 Rep. Taylor  
01:28:03 Mr. Peura  
01:28:39 Rep. Taylor  
01:29:06 Mr. Peura  
01:29:34 Rep. McNally  
01:29:53 Mr. Peura  
01:30:18 Rep. Williams

01:31:05 Mr. Roberts, MAR  
01:33:30 Rep. Williams  
01:33:42 Rep. Taylor left.  
01:33:49 Mr. Peura  
01:35:50 Rep. Hoven  
01:36:03 Vice Chairman Miller left.  
01:36:55 Mr. Peura  
01:37:18 Vice Chairman Miller returned.  
01:37:44 Rep. O'Neil  
01:38:03 Rep. Taylor returned.  
01:38:31 Mr. Peura  
01:38:50 Rep. Fitzpatrick left.

**Closing by Sponsor**

01:39:14 Rep. Barrett  
  
01:44:31 Rep. Fitzpatrick returned.

**HEARING ON HB 333****Opening Statement by Sponsor:**

01:45:27 Rep. Scott Reichner (R), HD 9, opened the hearing on HB 333, Include bank repossessions in property reappraisal comparables.

**Proponents' Testimony:**

01:51:04 John Sinrud, Government Affairs Director, Northern Montana Association of Realtors (NMAR)  
01:53:37 Joe Roberts, MAR  
01:54:20 David Fetveit, MAR  
01:55:17 Rep. Flynn left.

**Opponents' Testimony:**

01:55:44 Alan Peura, Deputy Director, DOR

**Informational Testimony:** None**Questions from Committee Members and Responses:**

02:00:19 Rep. Barrett  
02:01:02 Mr. Peura, DOR  
02:01:21 Rep. Flynn returned.  
02:02:46 Rep. Barrett  
02:03:30 Mr. Sinrud, NMAR  
02:04:29 Rep. Barrett  
02:05:12 Mr. Sinrud  
02:06:25 Rep. Hoven  
02:06:42 Rep. Hale left.  
02:06:48 Mr. Sinrud  
02:07:16 Rep. Hoven  
02:07:57 Mr. Peura  
02:09:10 Rep. Hoven

02:09:42 Mr. Peura  
02:10:10 Rep. Hale returned.  
02:10:32 Rep. Hoven  
02:10:48 Mr. Peura  
02:11:09 Rep. Knudsen  
02:11:33 Mr. Peura  
02:11:57 Rep. Knudsen  
02:12:03 Mr. Peura  
02:12:07 Rep. Knudsen  
02:12:24 Mr. Peura  
02:13:17 Rep. Phillips returned.  
02:14:20 Rep. Taylor  
02:15:19 Mr. Peura  
02:15:56 Rep. Knudsen left.  
02:16:21 Rep. Williams  
02:17:04 Rep. Hale left.  
02:17:08 Rep. Reichner  
02:19:11 Rep. Knudsen returned.  
02:20:02 Vice Chairman Miller  
02:20:35 Mr. Peura  
02:20:47 Ms. Monteau Moore, Property Assessment Division, DOR  
02:23:31 Rep. Randall left.  
02:24:24 Vice Chairman Miller  
02:24:53 Ms. Monteau Moore, DOR  
02:25:50 Vice Chairman Miller

**Closing by Sponsor:**

02:26:18 Rep. Reichner  
  
02:26:42 Rep. Randall returned.  
02:29:44 Rep. Malek left.

**HEARING ON HB 308****Opening Statement by Sponsor:**

02:27:07 Rep. Pat Ingraham (R), HD 13, opened the hearing on HB 308, Constitutional amendment for property tax valuation on acquisition value.

**EXHIBIT(tah27a04)****Proponents' Testimony:**

02:36:49 Sen. Verdall Jackson  
02:36:52 Chairman Bladsel left.

**Opponents' Testimony:**

02:40:29 Tara Veazey, Montana Budget and Policy Center (MBPC)  
02:41:48 Joe Roberts, MAR  
02:42:09 Rep. Hale returned.  
02:44:12 Chairman Bladsel returned.  
02:44:30 Rep. Lavin left.  
02:46:21 Bill Meyers, Bayside Park and Marine Center, Big Fork, Montana

02:47:28 Rep. Lavin returned.  
02:54:37 Nancy Schlepp, Montana Taxpayer's Association  
02:55:34 Rep. McClafferty left.  
02:56:43 Diane Fladmo, Research Division, Montana Education Association - Montana  
Federation of Teachers (MEA-MFT)  
02:58:09 Cindy Swank, self  
02:59:25 Rep. Fitzpatrick left.  
03:00:53 Harold Blattie, Montana Association of Counties (MACo)  
[EXHIBIT\(tah27a05\)](#)  
03:02:45 Rep. McClafferty returned.  
03:03:09 Rep. Fitzpatrick returned.

**Informational Testimony:**

03:03:23 Alan Peura, Deputy Director, DOR

**Questions from Committee Members and Responses:**

03:04:09 Rep. Barrett  
03:05:16 Mr. Blattie, MACo  
03:06:18 Rep. Barrett  
03:07:34 Rep. Ingraham  
03:09:04 Vice Chairman Miller  
03:09:19 Rep. Ingraham  
03:09:32 Rep. Williams  
03:09:50 Mr. Martin  
03:10:51 Rep. Taylor  
03:11:32 Mr. Peura, DOR  
03:13:04 Rep. Barrett  
03:13:56 Rep. Ingraham  
03:14:05 Rep. Williams  
03:14:40 Rep. Ingraham  
03:14:55 Rep. Taylor  
03:15:49 Rep. Ingraham

**Closing by Sponsor:**

03:16:01 Rep. Ingraham

**EXECUTIVE ACTION ON HB 305**

03:19:56 **Motion:** Rep. Miller moved that **HB 305 DO PASS.**

**Discussion:**

03:20:24 Rep. Stahl entered.

03:20:39 **Motion:** Rep. Hoven moved that **HB 305 BE AMENDED.**

**EXHIBIT(tah27a06)****Discussion:**

03:21:27 Mr. Martin  
03:22:23 Rep. Phillips  
03:22:48 Rep. Hoven

03:22:55 Rep. Barrett  
03:25:05 Rep. O'Neil  
03:26:42 Rep. McNally  
03:27:06 Rep. Hoven  
03:27:16 Mr. Martin  
03:28:17 Rep. Hoven

03:29:57 **Vote:** Motion failed 3-16 by roll call vote with Rep. Fitzpatrick, Rep. Hoven and Rep. Taylor voting aye. Rep. Malek voted by proxy.

03:30:06 Chairman Blasdel

**Discussion:**

03:30:50 Rep. Barrett  
03:32:34 Vice Chairman Miller  
03:33:10 Rep. Fitzpatrick  
03:34:00 Rep. Taylor

03:35:00 **Vote:** Motion failed 4-15 by roll call vote with Rep. Blasdel, Rep. Hale, Rep. Lavin and Rep. O'Neil voting aye. Rep. Malek voted by proxy.

03:35:40 **Motion/Vote:** Rep. Blasdel moved that **HB 305 VOTE REVERSED AND BE TABLED** . Motion carried unanimously by voice vote.

**ADJOURNMENT**

03:35:59

Adjournment: 12:38pm

---

Lisa Adams, Secretary

la

Additional Documents:

**EXHIBIT**([tah27aad.pdf](#))