

## MINUTES

### MONTANA SENATE 62nd LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON TAXATION

**Call to Order:** Chair Bruce Tutvedt, on February 16, 2011 at 9:00 A.M., in Room 405 Capitol

#### ROLL CALL

**Members Present:**

Sen. Bruce Tutvedt, Chair (R)  
Sen. Bob Lake, Vice Chair (R)  
Sen. Ron Arthun (R)  
Sen. Gary Branae (D)  
Sen. Ron Erickson (D)  
Sen. Kim Gillan (D)  
Sen. Christine Kaufmann (D)  
Sen. Kendall Van Dyk (D)

**Members Excused:**

Sen. Jeff Essmann (R)  
Sen. Jim Peterson (R)  
Sen. Chas Vincent (R)  
Sen. Art Wittich (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 281, 2/8/2011

Executive Action: HB 132 ~ Do Concur As Amended

**HEARING ON SB 281****Opening Statement by Sponsor:**

00:01:27 Sen. Taylor Brown (R), SD 22, opened the hearing on SB 281, Revise laws on county tax levies and definitions for health care facilities.

**Proponents' Testimony:**

00:08:01 Ryan Tooke, CEO, Rosebud Health Care Center (RHCC)

[EXHIBIT\(tas38a01\)](#)

[EXHIBIT\(tas38a02\)](#)

[EXHIBIT\(tas38a03\)](#)

00:18:06 Dr. William Anderson, Family Physician, Forsyth

00:19:28 Lanell Kaup, Mother is in nursing care in Forsyth

00:25:53 Robert Lee, Rosebud County Commissioner, and member of the Rosebud Health Care Center Board

00:29:26 Geraldine Custer, Rosebud County Hospital Board Trustee

[EXHIBIT\(tas38a04\)](#)

00:35:37 John Flink, Montana Hospital Association (MHA)

00:36:24 Harold Blattie, Executive Director, Montana Association of Counties (MACo)

**Opponents' Testimony:**

00:37:18 David Hoffman, representing PPL Montana and Coal Strip Steam Electric Station

00:39:22 Sen. Wittich arrived in committee hearing

00:45:21 Tom Ebzery, Attorney, Billings, representing Puget Sound Energy, Avista Corporation, Portland General Electric, and PacifiCorp

00:47:35 Nancy Schlepp, representing Montana Taxpayers Association (MTA)

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:49:32 Sen. Erickson

00:50:00 Sen. Brown

00:51:22 Sen. Erickson

00:52:21 Sen. Brown

00:52:53 Geraldine Custer

00:54:50 Sen. Kaufmann

00:55:11 Harold Blattie

00:56:44 Sen. Kaufmann

00:57:15 Harold Blattie

00:57:55 Sen. Wittich

00:58:44 Sen. Brown

00:59:09 Ryan Tooke, RHCC

01:00:37 Sen. Wittich

01:01:17 Sen. Brown

01:02:24 Sen. Wittich  
01:02:35 Sen. Brown  
01:04:11 Geraldine Custer  
01:06:15 Sen. Lake  
01:06:34 Sen. Gillan  
01:07:34 Geraldine Custer  
01:08:22 Chairman Tutvedt  
01:08:48 Robert Lee  
01:09:54 Chairman Tutvedt  
01:10:34 Robert Lee

**Closing by Sponsor:**

01:10:59 Sen. Taylor Brown  
[EXHIBIT\(tas38a05\)](#)

**EXECUTIVE ACTION ON SB 132**

01:15:26 Chairman Tutvedt  
[EXHIBIT\(tas38a06\)](#)

01:16:41 **Motion/Vote:** Sen. Lake moved to **RECONSIDER THE MOTION** on **HB 132**.  
Motion carried 9-0 by voice vote of those present and voting.

01:17:19 **Motion:** Sen. Lake moved that **HB 132 BE CONCURRED IN AS AMENDED**.

**Discussion:**

01:17:40 Alan Peura, Deputy Director, Department of Revenue (DOR)  
[EXHIBIT\(tas38a07\)](#)

01:19:52 Ronda Wiggers, representing County Treasurers Association (CTA)

01:21:21 **Motion/Vote:** Sen. Wittich moved to **REMOVE SECTION 1 OF THE AMENDMENT TO HB 132** that was previously adopted. The motion carried unanimously by voice vote of those present and voting.

01:22:19 **Motion/Vote:** Sen. Lake moved that **HB 132 BE CONCURRED IN AS AMENDED**. The motion carried unanimously by voice vote of those present and voting.

**Committee Business:**

01:22:50 Chairman Tutvedt  
01:23:27 Sen. Wittich  
01:23:37 Chairman Tutvedt  
01:23:55 Sen. Kaufmann  
01:24:13 Chairman Tutvedt  
01:24:19 Sen. Erickson  
[EXHIBIT\(tas38a08\)](#)

**Additional Exhibits:**

**EXHIBIT(tas38a09)**

Testimony of Rosario Klar, RN, DON, dated February 14, 2011, regarding SB 281.

**EXHIBIT(tas38a10)**

Testimony of Karla Allies dated February 15, 2011 regarding SB 281.

**EXHIBIT(tas38a11)**

Information from Dan Bucks, Department of Revenue, dated February 14, 2011 regarding SB 273.

**ADJOURNMENT**

Adjournment: 10:40 A.M.

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Debra Polhemus, Secretary

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Additional Documents:

**EXHIBIT([tas38aad.pdf](#))**