

## MINUTES

### MONTANA SENATE 62nd LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON TAXATION

**Call to Order:** Chair Bruce Tutvedt, on April 12, 2011 at 8:30 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. Kendall Van Dyk (D)  
Sen. Art Wittich (R)

**Members Excused:**

Sen. Jeff Essmann (R)  
Sen. Christine Kaufmann (D)  
Sen. Jim Peterson (R)  
Sen. Chas Vincent (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:**

Executive Action: SB 427 ~ Be Amended

**EXECUTIVE ACTION ON SB 427**

(Senators Essmann, Vincent, Peterson and Kaufmann excused)

00:00:45 **Motion:** Sen. Gillan moved to **RECONSIDER PREVIOUS ACTION ON SB 427 AND IT BE REMOVED FROM THE TABLE.**

**Discussion:**

00:01:01 Sen. Gillan  
00:01:42 Chairman Tutvedt

**EXHIBIT(tas81a01)**

00:02:21 **Vote:** Motion carried 8-0 by voice vote of those present and voting.

**Discussion:**

00:03:03 Chairman Tutvedt  
00:03:14 Sen. Gillan  
00:03:57 Sen. Lake  
00:04:10 Lee Heiman, Legislative Services Division (LSD)  
00:04:22 Chairman Tutvedt  
00:04:30 Sen. Priest, without objection

**EXHIBIT(tas81a02)**

00:06:26 Chairman Tutvedt  
00:06:41 Evan Barrett, Chief Business Officer, Office of Economic Development, Office of the Governor, without objection  
00:08:36 Sen. Erickson

00:09:09 **Motion:** Sen. Gillan moved that **SB 427 BE AMENDED.**

**EXHIBIT(tas81a03)**

**Discussion:**

00:09:36 Chairman Tutvedt  
00:10:21 Sen. Lake  
00:10:42 Chairman Tutvedt

00:11:06 **Vote:** Motion carried 7-1 by voice vote of those present and voting with Sen. Erickson voting no.

**Discussion:**

00:11:26 Jim Standaert, Senior Fiscal Analyst, Legislative Fiscal Division (LFD)  
00:12:04 Chairman Tutvedt  
00:12:17 Jim Standaert, LFD

**EXHIBIT(tas81a04)**

00:14:57 Chairman Tutvedt  
00:15:13 Jim Standaert  
00:16:00 Sen. Gillan

00:16:20 Jim Standaert  
00:16:45 Chairman Tutvedt  
00:17:14 Jim Standaert  
00:17:34 Evan Barrett  
00:19:00 Chairman Tutvedt  
00:19:40 Evan Barrett

00:21:47 **Motion:** Sen. Lake moved that **SB 427 DO PASS AS AMENDED.**

**Discussion:**

00:22:00 Sen. Wittich  
00:22:57 Evan Barrett  
00:23:26 Sen. Wittich  
00:23:50 Evan Barrett  
00:24:22 Sen. Arthun  
00:24:48 Sen. Priest  
00:25:22 Sen. Arthun  
00:25:35 Harold Blattie, Executive Director, Montana Association of Counties (MACo),  
without objection  
00:28:10 Sen. Arthun  
00:28:17 Harold Blattie, MACo  
00:29:40 Sen. Lake  
00:30:02 Harold Blattie  
00:31:23 Sen. Lake  
00:31:30 Harold Blattie  
00:32:05 Sen. Gillan  
00:33:09 Evan Barrett  
00:34:55 Sen. Gillan  
00:34:59 Dan Villa, Education Policy Advisor, Office of the Governor, without objection

00:37:00 **Motion:** Sen. Lake moved that **SB 427 BE AMENDED.**

**EXHIBIT**(tas81a05)

**Discussion:**

00:37:15 Sen. Lake  
00:39:20 Chairman Tutvedt  
00:39:36 Sen. Lake  
00:39:41 Sen. Van Dyk  
00:40:04 Sen. Lake  
00:40:48 Sen. Van Dyk  
00:40:59 Lee Heiman, LSD  
00:42:05 Sen. Wittich  
00:42:27 Sen. Lake  
00:43:38 Sen. Wittich  
00:44:28 Sen. Lake  
00:44:56 Sen. Branae  
00:45:14 Dan Villa, Office of the Governor  
00:47:10 Chairman Tutvedt

00:48:43 Sen. Lake  
00:49:07 Evan Barrett  
00:49:55 Chairman Tutvedt  
00:50:47 Sen. Wittich  
00:52:34 Sen. Gillan  
00:53:33 Chairman Tutvedt  
00:53:46 Sen. Van Dyk  
00:54:04 Sen. Erickson  
00:54:34 Sen. Lake

00:55:27 **Vote:** Motion failed 5-7 by roll call vote with Sen. Arthun, Sen. Lake, Sen. Peterson, Sen. Tutvedt and Sen. Vincent voting aye. Sen. Essmann, Sen. Kaufmann, Sen. Peterson and Sen. Vincent voted by proxy.

**Discussion:**

00:56:43 Chairman Tutvedt  
00:56:51 Sen. Erickson  
00:57:26 Chairman Tutvedt

00:57:43 Sen. Lake **WITHDREW MOTION SB 427 DO PASS AS AMENDED.**  
(Pending updated fiscal note)

00:57:58 Chairman Tutvedt  
00:58:21 Evan Barrett  
00:59:00 Chairman Tutvedt

**ADJOURNMENT**

Adjournment: 9:30 a.m.

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Debra Polhemus, Secretary

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Additional Documents:

**EXHIBIT([tas81aad.pdf](#))**