

## MINUTES

### MONTANA HOUSE OF REPRESENTATIVES 63rd LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON TAXATION

**Call to Order:** Chair Mike Miller, on April 16, 2013 at 9:00 A.M., in Room 152 Capitol

#### ROLL CALL

**Members Present:**

Rep. Mike Miller, Chair (R)  
Rep. Kelly Flynn, Vice Chair (R)  
Rep. JP Pomnichowski, Vice Chair (D)  
Rep. Douglas Coffin (D)  
Rep. Wylie Galt (R)  
Rep. Kris Hansen (R)  
Rep. Brian Hoven (R)  
Rep. Tom Jacobson (D)  
Rep. Steve Lavin (R)  
Rep. Ed Lieser (D)  
Rep. Edith (Edie) McClafferty (D)  
Rep. Mary McNally (D)  
Rep. Alan Redfield (R)  
Rep. Kerry White (R)  
Rep. Kathleen Williams (D)  
Rep. Nancy Wilson (D)  
Rep. Daniel Zolnikov (R)

**Members Excused:** Rep. Austin Knudsen (R)  
Rep. Lee Randall (R)  
Rep. Nicholas Schwaderer (R)

**Members Absent:** None

**Staff Present:** Megan Moore, Legislative Branch  
Rebecca Shaw, 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: HJ 30, 4/12/2013; SJ 23, 4/12/2013  
Executive Action: HJ 30, SJ 23

00:22:21 Chair Miller

### **HEARING ON SJ 23**

#### **Opening Statement by Sponsor:**

00:22:51 Sen. Bruce Tutvedt (R), SD 3, opened the hearing on SJ 23, Study resolution on the tax appeal process.

#### **Proponents' Testimony:**

00:25:02 Tom Ebzery, Montana Taxpayers Association (MonTax)  
00:27:32 Holly Franz, Montana Society of Certified Public Accountants (MSCPA)  
00:27:55 Ron Devlin, NorthWestern Energy  
00:29:16 Dan Whyte, Chief Legal Staff, Director's Office, Department of Revenue (DOR)  
00:31:53 Dan Chilcott, President, Montana Association of Counties (MACo)

**Opponents' Testimony:** None

#### **Informational Testimony:**

00:32:55 Karen Powell, Chair, Montana State Tax Appeals Board (STAB)

#### **Questions from Committee Members and Responses:**

00:33:24 Rep. White  
00:35:40 Mr. Whyte, DOR  
00:36:56 Rep. White  
00:37:46 Mr. Whyte, DOR  
00:38:36 Rep. Williams  
00:39:28 Sen. Tutvedt  
00:40:25 Rep. Williams

#### **Closing by Sponsor:**

00:40:34 Sen. Tutvedt

### **HEARING ON HJ 30**

#### **Opening Statement by Sponsor:**

00:41:30 Rep. Kris Hansen (R), HD 33, opened the hearing on HJ 30, Interim study on benefits for veterans.

#### **Proponents' Testimony:**

00:43:25 Dan Antonietti, Legislative Chairman, Veterans of Foreign Wars (VFW)

**Opponents' Testimony:** None

**Informational Testimony:** None

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

#### **Closing by Sponsor:**

00:44:37 Rep. Hansen

00:46:31 Recessed.  
00:51:42 Rep. Knudsen and Rep. Randall entered.  
00:52:19 Reconvened. Rep. Schwaderer was excused.

**EXECUTIVE ACTION ON SJ 23**

00:52:30 **Motion:** Rep. Flynn moved that **SJ 23 BE CONCURRED IN.**

**Discussion:**

00:52:47 Rep. Hoven  
00:53:23 Rep. Pomnichowski  
00:54:10 Rep. Coffin  
00:55:32 Rep. Williams

00:56:00 **Vote:** Motion carried 17-3 by voice vote with Rep. Coffin, Rep. Galt and Rep. Zolnikov voting no. Rep. Schwaderer voted by proxy. Rep. Hoven will carry the bill.

**EXECUTIVE ACTION ON HJ 30**

00:57:14 **Motion/Vote:** Rep. Flynn moved that **HJ 30 DO PASS.** Motion carried 16-4 by roll call vote with Rep. Galt, Rep. Knudsen, Rep. Randall and Rep. White voting no. Rep. Schwaderer voted by proxy.

00:59:02 Chair Miller  
00:59:23 Stephanie Morrison, Legislative Fiscal Analyst, Legislative Services Division (LSD)

**ADJOURNMENT**

Adjournment: 01:00:02

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Rebecca Shaw, Secretary

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Additional Documents:

**EXHIBIT([tah80aad.pdf](#))**