

## MINUTES

### MONTANA HOUSE OF REPRESENTATIVES 64th LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON TAXATION

**Call to Order:** Chair Mike Miller, on March 24, 2015 at 9:00 A.M., in Room 152 Capitol

#### ROLL CALL

**Members Present:**

Rep. Mike Miller, Chair (R)  
Rep. Greg Hertz, Vice Chair (R)  
Rep. Kathleen Williams, Vice Chair (D)  
Rep. Zach Brown (D)  
Rep. Rob Cook (R)  
Rep. Geraldine Custer (R)  
Rep. Mary Ann Dunwell (D)  
Rep. Kelly Flynn (R)  
Rep. Tom Jacobson (D)  
Rep. Steve Lavin (R)  
Rep. Ed Lieser (D)  
Rep. Edith (Edie) McClafferty (D)  
Rep. Albert Olszewski (R)  
Rep. Lee Randall (R)  
Rep. Alan Redfield (R)  
Rep. Bridget Smith (D)  
Rep. Kerry White (R)  
Rep. Nancy Wilson (D)  
Rep. Daniel Zolnikov (R)

**Members Excused:**

Rep. Nicholas Schwaderer (R)

**Members Absent:** None

**Staff Present:** Megan Moore, Legislative Branch  
Erica Siate, 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 on: HB 114; HB 592; HB 416; HB 154; HB 266; HB 605; HB 602

00:00:00 Chair Miller

**EXECUTIVE ACTION ON HB 114**

00:01:24 **Motion:** Rep. Miller moved that **HB 114 DO PASS.**

00:01:37 **Motion:** Rep. Miller moved that **HB 114 BE AMENDED.**  
**EXHIBIT(tah61a01)**

**Discussion:**

00:02:40 Rep. Williams

00:02:43 **Vote:** Motion carried unanimously by voice vote. Rep. Schwaderer voted by proxy.

00:03:00 **Motion/Vote:** Rep. Miller moved that **HB 114 DO PASS AS AMENDED.** Motion carried 19-1 by voice vote with Rep. Lieser voting no. Rep. Schwaderer voted by proxy.

**EXHIBIT(tah61a02)**

00:04:52 Chair Miller

**EXECUTIVE ACTION ON HB 592**

00:04:58 **Motion:** Rep. Jacobson moved that **HB 592 DO PASS.**

00:05:49 **Motion:** Rep. Cook moved that **HB 592 BE AMENDED.**  
**EXHIBIT(tah61a03)**

**Discussion:**

00:06:06 Rep. Jacobson

00:06:21 **Vote:** Motion carried unanimously by voice vote. Rep. Schwaderer voted by proxy.

00:06:41 **Motion:** Rep. Jacobson moved that **HB 592 DO PASS AS AMENDED.**

**Discussion:**

00:07:32 Rep. Hertz

00:08:11 Rep. Lieser

00:08:50 Rep. Dunwell

00:09:11 Rep. Zolnikov

00:10:00 Rep. Jacobson

00:11:36 Rep. Cook

00:12:18 Rep. Redfield

00:12:51 Rep. Custer

00:13:22 Chair Miller

00:13:40 Rep. Hertz

00:14:00 Rep. Williams  
00:15:03 Chair Miller

00:15:15 **Vote:** Motion carried 16-4 by roll call vote with Rep. Hertz, Rep. Lavin, Rep. Randall and Rep. Zolnikov voting no. Rep. Schwaderer voted by proxy.

00:17:02 Chair Miller

### **EXECUTIVE ACTION ON HB 416**

00:17:32 **Motion/Vote:** Rep. Jacobson moved that **HB 416 BE REMOVED FROM TABLE**. Motion carried 11-8 by roll call vote with Rep. Flynn, Rep. Hertz, Rep. Lavin, Rep. Olszewski, Rep. Randall, Rep. Redfield, Rep. White and Rep. Zolnikov voting no.

00:19:33 Megan Moore, Legislative Services Division (LSD)

00:19:38 **Motion:** Rep. Miller moved that **HB 416 DO PASS AS AMENDED**.

00:19:47 **Motion:** Rep. Miller moved that **HB 416 BE AMENDED**.  
[EXHIBIT\(tah61a04\)](#)

### **Discussion:**

00:20:18 Rep. Lieser

00:20:42 **Vote:** Motion carried 19-1 by voice vote with Rep. Zolnikov voting no. Rep. Schwaderer voted by proxy.

00:21:06 **Motion:** Rep. Miller moved that **HB 416 DO PASS AS AMENDED**.

### **Discussion:**

00:21:14 Rep. Lieser  
00:22:14 Chair Miller  
00:23:15 Rep. Hertz  
00:23:18 Chair Miller  
00:23:23 Megan Moore, LSD

00:25:13 **Vote:** Motion carried 11-9 by roll call vote with Rep. Flynn, Rep. Hertz, Rep. Lavin, Rep. Olszewski, Rep. Randall, Rep. Redfield, Rep. Schwaderer, Rep. White and Rep. Zolnikov voting no. Rep. Schwaderer voted by proxy.

00:25:20 Rep. Schwaderer entered the meeting.

**EXECUTIVE ACTION ON HB 154**

00:25:50 Rep. Hertz  
00:25:53 Megan Moore, Legislative Services Division (LSD)  
  
00:26:23 **Motion:** Rep. Hertz moved that **HB 154 DO PASS AS AMENDED.**

**Discussion:**

00:28:04 Megan Moore, LSD

[EXHIBIT\(tah61a05\)](#)

[EXHIBIT\(tah61a06\)](#)

[EXHIBIT\(tah61a07\)](#)

00:30:17 Chair Miller

00:30:25 Megan Moore, LSD

00:30:48 **Motion:** Rep. Williams moved that **HB 154 BE AMENDED.**

**Discussion:**

00:31:57 Rep. Hertz

00:32:35 Rep. Z. Brown

00:32:46 Megan Moore, LSD

00:32:50 Rep. Z. Brown

00:33:28 Rep. Hertz

00:34:33 Rep. Z. Brown

00:34:57 Rep. Jacobson

00:36:32 Chair Miller

00:36:40 Megan Moore, LSD

00:37:12 **Vote:** Motion failed 10-10 by roll call vote with Rep. Brown, Rep. Cook, Rep. Custer, Rep. Dunwell, Rep. Jacobson, Rep. Lieser, Rep. McClafferty, Rep. B. Smith, Rep. Williams and Rep. Wilson voting aye.

00:38:40 **Motion/Vote:** Rep. Olszewski moved that **HB 154 BE AMENDED.** Motion carried 12-8 by roll call vote with Rep. Brown, Rep. Dunwell, Rep. Jacobson, Rep. Lieser, Rep. McClafferty, Rep. B. Smith, Rep. Williams and Rep. Wilson voting no.

00:41:40 **Motion/Vote:** Rep. Hertz moved that **HB 154 DO PASS AS AMENDED.** Motion carried 12-8 by roll call vote with Rep. Brown, Rep. Dunwell, Rep. Jacobson, Rep. Lieser, Rep. McClafferty, Rep. B. Smith, Rep. Williams and Rep. Wilson voting no.

**EXECUTIVE ACTION ON HB 602**

- 00:43:48 **Motion:** Rep. Hertz moved that **HB 602 DO PASS.**
- 00:44:06 **Substitute Motion/Vote:** Rep. Lavin made a substitute motion that **HB 602 BE TABLED.** Substitute Motion carried 14-6 by roll call vote with Rep. Brown, Rep. Cook, Rep. McClafferty, Rep. B. Smith, Rep. Williams and Rep. Wilson voting no.

**EXECUTIVE ACTION ON HB 605**

- 00:47:55 Chair Miller
- 00:48:00 Megan Moore, Legislative Services Division (LSD)  
**EXHIBIT**(tah61a08)
- 00:49:45 **Motion:** Rep. Hertz moved that **HB 605 DO PASS.**
- 00:50:02 **Motion:** Rep. Hertz moved that **HB 605 BE AMENDED.**

**Discussion:**

- 00:50:13 Rep. Hertz
- 00:52:00 Rep. Jacobson
- 00:53:22 Rep. Hertz
- 00:53:27 Rep. Jacobson
- 00:53:45 Rep. Hertz
- 00:53:52 Rep. Williams
- 00:54:22 Rep. Hertz
- 00:54:35 Rep. Flynn
- 00:54:49 Rep. Z. Brown
- 00:55:16 Rep. Hertz
- 00:55:40 **Vote:** Motion carried 16-4 by roll call vote with Rep. McClafferty, Rep. Redfield, Rep. Schwaderer and Rep. White voting no.
- 00:56:51 **Motion:** Rep. Hertz moved that **HB 605 DO PASS AS AMENDED.**
- 00:57:01 **Substitute Motion/Vote:** Rep. Randall made a substitute motion that **HB 605 BE TABLED.** Substitute Motion carried 14-6 by roll call vote with Rep. Brown, Rep. Cook, Rep. Dunwell, Rep. Hertz, Rep. Miller and Rep. Schwaderer voting no.
- 00:58:30 Rep. Hertz
- 00:59:03 Recessed
- 01:10:45 Reconvened
- 01:10:45 Rep. Smith left the meeting.
- 01:10:45 Rep. Lavin left the meeting.
- 01:10:46 Chair Miller

**EXECUTIVE ACTION ON HB 266**

01:12:01 **Motion/Vote:** Rep. Schwaderer moved that **HB 266 BE TABLED**. Motion carried unanimously by voice vote. Rep. Lavin and Rep. Smith voted by proxy.

01:15:00 Chair Miller

**ADJOURNMENT**

Adjournment: 01:15:07

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Erica Siate, Secretary

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Additional Documents:

**EXHIBIT([tah61aad.pdf](#))**