

MINUTES

MONTANA SENATE 66th LEGISLATURE - REGULAR SESSION

COMMITTEE ON TAXATION

Call to Order: Vice Chair Brian Hoven, on March 25, 2019 at 9:00 A.M., in Room 405 Capitol

ROLL CALL

Members Present:

Sen. Roger Webb, Chair (R)
Sen. Dick Barrett, Vice Chair (D)
Sen. Brian Hoven, Vice Chair (R)
Sen. Mark Blasdel (R)
Sen. Jill Cohenour (D)
Sen. Bruce Gillespie (R)
Sen. Edith (Edie) McClafferty (D)
Sen. JP Pomnichowski (D)
Sen. Tom Richmond (R)
Sen. Russel (Russ) Tempel (R)

Members Excused: Sen. Fred Thomas (R); Sen. Mike Phillips (D)

Members Absent: None

Staff Present: Jaret Coles, Legislative Branch
Charlene Devine, 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 322, 3/14/2019

Executive Action: HB 394, Be Concurred In; HB 489, Be Concurred In; HB 527, Be Concurred In; SB 321, Do Pass As Amended; HB 462, Be Tabled

09:00:34 Chair Hoven

HEARING ON SB 322

Opening Statement by Sponsor:

09:01:29 Sen. Roger Webb (R), SD 23, opened the hearing on SB 322, Requiring a license endorsement for wholesale distributors of opioid drugs.

[EXHIBIT\(tas61a01\)](#)

Proponents' Testimony:

09:05:31 Brian Dennis, president, CEO, Boys and Girls Clubs of Yellowstone County, Billings

09:09:11 Katie Moore, CEO, Boys and Girls Club of Missoula County

09:12:30 Sen. Cohenour entered the hearing.

09:13:06 Aric Cooksley, executive director, CEO, Boys and Girls Club of the Flathead Reservation and Lake County (BGC)

09:18:48 Greg Dorrington, Montana Medical Association (MMA)

09:20:44 Liz Bangerter, director, Government Affairs, Department of Justice

Opponents' Testimony:

09:22:15 Brad Griffin, president, Montana Retail Association; also speaking on behalf of Stuart Doggett, Montana Pharmacy Association

09:24:16 Chuck Denowh, president, The Montana Group

[EXHIBIT\(tas61a02\)](#)

09:24:54 Leah Lindahl, senior director, State Government Affairs, Healthcare Distribution Alliance (HDA)

[EXHIBIT\(tas61a03\)](#)

09:27:52 Dr. Jeanne Rankin, mixed animal veterinarian; rancher, Judith Basin County; past president, Montana Veterinary Medical Association (MVMA)

09:32:28 Brent Mead, Montana Policy Institute

Informational Testimony: None

Questions from Committee Members and Responses:

09:33:55 Sen. Barrett

09:37:27 Ms. Rankin, MVMA

[EXHIBIT\(tas61a04\)](#)

09:38:10 Sen. Barrett

09:42:20 Sen. Webb

09:42:38 Sen. Barrett

09:42:48 Sen. Cohenour

09:43:45 Ms. Lindahl, HDA

09:46:51 Sen. Gillespie

09:52:26 Mr. Cooksley, BGC

09:53:34 Sen. McClafferty

09:55:38 Mr. Cooksley
09:55:56 Sen. McClaffery
09:56:38 Ms. Lindahl
09:58:32 Sen. McClafferty
09:58:55 Sen. Webb
09:59:25 Sen. Pomnichowski
10:01:02 Sen. Webb
10:01:35 Sen. Gillespie
10:04:17 Mr. Dorrington, MMA
10:04:36 Chair Hoven
10:08:36 Ms. Lindahl
10:09:18 Sen. Gillespie
10:09:44 Ms. Rankin

Closing by Sponsor:

10:11:21 Sen. Webb

10:20:55 Sen. Webb assumed the role of the Chair.

Committee Business:

10:21:41 Chair Webb
10:22:50 Sen. Blasdel
10:23:45 Chair Webb
10:23:51 Sen. Hoven
10:23:57 Chair Webb

EXECUTIVE ACTION ON HB 394

10:24:29 **Motion:** Sen. Hoven moved that **HB 394 BE CONCURRED IN.**

Discussion:

10:24:40 Sen. Hoven
10:24:47 Jaret Coles, Legislative Services Division
10:27:40 Chair Webb
10:31:53 Sen. Barrett
10:32:26 Sen. Hoven
10:32:48 Sen. Gillespie

10:33:04 **Substitute Motion/Vote:** Sen. Cohenour made a Substitute Motion that **HB 394 BE TABLED.** Substitute Motion failed 4-7 by roll call vote with Sen. Barrett, Sen. Cohenour, Sen. McClafferty and Sen. Pomnichowski voting aye. Sen. Thomas voted by proxy. Sen. Phillips was excused.

10:34:24 Sen. Pomnichowski

10:35:52 **Vote:** Motion carried 7-4 by roll call vote with Sen. Barrett, Sen. Cohenour, Sen. McClafferty and Sen. Pomnichowski voting no. Sen. Thomas voted by proxy. Sen. Phillips was excused. Sen. Hoven will carry the bill.

EXECUTIVE ACTION ON HB 462

10:37:16 **Motion:** Sen. Hoven moved that **HB 462 BE CONCURRED IN.**

Discussion:

10:37:39 Jaret Coles, Legislative Services Division

10:38:54 Sen. Barrett

10:39:28 Chair Webb

10:39:45 Sen. Pomnichowski

10:40:06 **Motion/Vote:** Sen. Hoven moved that **HB 462 BE AMENDED.** Motion carried 10-0 by voice vote. Sen. Phillips and Sen. Thomas were excused.

EXHIBIT(tas61a05)

10:40:37 **Motion:** Sen. Hoven moved that **HB 462 BE CONCURRED IN AS AMENDED.**

10:40:38 **Vote:** Motion failed 4-7 by roll call vote with Sen. Blasdel, Sen. Gillespie, Sen. Richmond and Sen. R. Webb voting aye. Sen. Thomas voted by proxy. Sen. Phillips was excused.

10:40:45 **Motion/Vote:** Sen. Pomnichowski moved that **HB 462 BE TABLED.** Motion carried 10-0 by voice vote. Sen. Phillips and Sen. Thomas were excused.

EXECUTIVE ACTION ON HB 489

10:42:20 **Motion:** Sen. Hoven moved that **HB 489 BE CONCURRED IN.**

Discussion:

10:42:55 Jaret Coles, Legislative Services Division

10:43:03 Sen. Barrett

10:43:58 Sen. Richmond

10:44:17 Sen. Barrett

10:44:32 Sen. Hoven

10:45:50 Sen. Barrett

10:47:27 Chair Webb

10:48:20 **Vote:** Motion carried 7-4 by roll call vote with Sen. Barrett, Sen. Cohenour, Sen. Gillespie and Sen. Pomnichowski voting no. Sen. Thomas voted by proxy. Sen. Phillips was excused. Sen. Hoven will carry the bill.

EXECUTIVE ACTION ON HB 527

10:48:35 **Motion:** Sen. Hoven moved that **HB 527 BE CONCURRED IN.**

Discussion:

10:48:52 Jaret Coles, Legislative Services Division

10:49:21 Sen. Pomnichowski

10:49:39 Sen. Cohenour

10:50:06 Sen. Richmond

10:50:33 **Vote:** Motion carried 10-0 by voice vote. Sen. Phillips and Sen. Thomas were excused. Sen. Cohenour will carry the bill.

EXECUTIVE ACTION ON SB 321

10:50:57 **Motion:** Sen. Hoven moved that **SB 321 DO PASS.**

10:51:11 **Motion:** Sen. Hoven moved that **SB 321 BE AMENDED.**

Discussion:

10:51:27 Jaret Coles, Legislative Services Division (LSD)

10:53:05 Chair Webb

10:53:10 Sen. Gillespie

10:53:34 Mr. Coles, LSD

10:53:58 Sen. Pomnichowski

10:55:16 Sen. Gillespie

10:55:22 Sen. Pomnichowski

10:56:06 Chair Webb

10:56:09 **Vote:** Motion carried 10-0 by voice vote. Sen. Phillips and Sen. Thomas were excused.

10:56:18 **Motion:** Sen. Hoven moved that **SB 321 BE AMENDED.**

Discussion:

10:56:45 Sen. Hoven

11:00:17 Sen. Gillespie

11:00:37 Sen. Hoven

11:00:58 Sen. Cohenour

11:01:05 Jaret Coles, Legislative Services Division (LSD)

11:01:15 Sen. Tempel

11:01:30 Sen. Hoven

11:01:54 Sen. Barrett

11:04:28 Sen. Hoven

11:04:37 Mr. Coles, LSD

11:05:45 Sen. Barrett

11:06:24 Chair Webb

11:06:27 Sen. Barrett

11:06:31 Sen. Hoven

11:06:53 Sen. Pomnichowski

11:07:18 Sen. Barrett

11:10:21 Sen. Hoven

11:10:44 Sen. Barrett

11:11:09 Sen. Cohenour

11:12:31 Sen. Barrett

11:14:23 Sen. Hoven

11:14:41 **Vote:** Motion carried 10-0 by voice vote. Sen. Phillips and Sen. Thomas were excused.

11:14:59 **Motion:** Sen. Hoven moved that **SB 321 DO PASS AS AMENDED.**

Discussion:

11:15:25 Sen. Barrett

11:16:41 Sen. Hoven

11:17:43 Sen. Barrett

11:17:52 **Vote:** Motion carried 10-1 by roll call vote with Sen. McClafferty voting no. Sen. Thomas voted by proxy. Sen. Phillips was excused.

Committee Business:

11:18:46 Chair Webb

11:19:10 Sen. Hoven

11:19:24 Chair Webb

11:19:56 Jaret Coles, Legislative Services Division (LSD)

11:20:11 Sen. Blasdel

11:20:15 Chair Webb

11:20:38 Sen. Barrett

11:20:52 Chair Webb

11:21:45 Sen. Hoven

11:22:07 Mr. Coles, LSD

11:22:17 Chair Webb

11:22:33 Sen. Barrett

11:22:40 Chair Webb

11:22:45 Sen. Hoven

11:22:56 Chair Webb

ADJOURNMENT

Adjournment: 11:23 AM

Charlene Devine, Secretary

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Additional Documents

Additional Documents:

EXHIBIT([tas61aad.pdf](#))