

MINUTES
MONTANA HOUSE OF REPRESENTATIVES
68th LEGISLATURE - REGULAR SESSION
COMMITTEE ON (H) TAXATION

Call to Order: Chair Rep. Paul Fielder-R, on February 17, 2023 at 9:01 AM, in 152

ROLL CALL

Members Present: Rep. Tom Welch, Vice Chair (R)
Rep. Mark Thane, Vice Chair (D)
Rep. Brad Barker (R)
Rep. Larry Brewster (R)
Rep. Edward Butcher (R)
Rep. Jill Cohenour (D)
Rep. Sherry Essmann (R)
Rep. Dave Fern (D)
Rep. Joshua Kassmier (R)
Rep. Rhonda Knudsen (R)
Rep. Marty Malone (R)
Rep. Marilyn Marler (D)
Rep. Russel Miner (R)
Rep. George Nikolakakos (R)
Rep. Melissa Romano (D)
Rep. Tanner Smith (R)
Rep. Sue Vinton (R)

Members Excused: Rep. Kim Abbott (D)
Rep. Alice Buckley (D)
Rep. Paul Fielder (R)
Rep. Scot Kerns (R)

Staff Present: Brigitte Bellefleur, Secretary
Megan Moore, Research Analyst

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:

HB 430 02/10/2023
HB 454 02/10/2023

Executive Action:

HB 390 DELAY
HB 391 TO TABLE

09:03:39 Vice Chair Welch

HEARING ON HB 430 - Establish a rent local program funded with tax on short-term rentals

Opening Statement:

09:04:52 Rep. Jane Gillette (R), HD 64, opened the hearing on HB 430, Establish a rent local program funded with tax on short-term rentals.

Proponent Testimony:

09:09:39 David O'Connor, Big Sky Housing

09:12:25 Kelly Lynch, Montana League of Cities and Towns (MLCT)

09:12:58 Sam Forstag, Cities of Missoula and Bozeman

09:13:48 Stuart Doggett, Montana Lodging and Hospitality Association (MLHA)

09:14:35 Patrick Yawakie, Blackfeet Red Medicine

09:15:26 Steve Turkiewicz, Montana Travel Association

09:16:05 Mark Taylor, Lone Mountain Land Company

09:16:39 Dan Walker, Town of West Yellowstone

09:18:46 Mark Egge, Self

09:20:07 Terry Cunningham, Deputy Mayor, Bozeman

09:21:28 Renata Munfrada, City of Bozeman

09:23:49 Zach Brown, Gallatin County Commission

09:26:03 Frank Acito, Yellowstone Club

Opponent Testimony:

None

Informational Witness Testimony:

09:27:44 Jason Lay, Department of Revenue (DOR)

Questions from Committee:

09:28:34 Rep. Fern
09:29:23 Dan Walker, Town of West Yellowstone
09:30:10 Rep. Fern
09:30:17 David O'Connor, Big Sky Housing
09:31:17 Rep. Fern
09:32:01 David O'Connor, Big Sky Housing
09:32:35 Rep. Butcher
09:33:28 David O'Connor, Big Sky Housing
09:34:42 Rep. Butcher
09:35:06 David O'Connor, Big Sky Housing
09:35:29 Rep. Malone
09:35:51 Rep. Gillette
09:36:34 Megan Moore, Legal Services Division (LSD)
09:36:52 Rep. Malone
09:37:13 Rep. Gillette
09:37:43 Rep. Malone
09:37:50 Rep. Gillette
09:39:10 Rep. Cohenour
09:39:38 Rep. Gillette
09:39:57 Rep. R. Knudsen
09:40:28 Rep. Gillette
09:40:42 Rep. R.Knudsen

09:40:48	Rep. Gillette
09:40:52	Rep. R. Knudsen
09:40:57	Rep. Gillette
09:41:02	Rep. R. Knudsen
09:41:10	Rep. Gillette
09:41:40	Rep. R. Knudsen
09:43:07	Rep. Gillette
09:43:38	Rep. Marler
09:44:05	Rep. Gillette
09:45:04	Rep. Marler
09:45:20	Rep. Gillette
09:45:49	Rep. Marler
09:46:47	Rep. Gillette
09:47:15	Kelly Lynch, MLCT
09:48:04	Rep. Barker
09:48:55	Rep. Gillette
09:49:27	Rep. Barker
09:49:43	Rep. Gillette
09:50:15	Rep. Barker
09:50:32	Rep. Gillette
09:51:27	Rep. T. Smith
09:52:01	Rep. Gillette
09:52:23	Rep. Brewster
09:52:34	Rep. Gillette

09:52:47 Rep. Brewster
09:53:00 Rep. Gillette
09:53:11 Rep. Essmann
09:53:38 Rep. Gillette
09:54:17 Rep. Essmann
09:54:29 Rep. Gillette
09:55:09 Rep. Butcher
09:55:45 Rep. Gillette
09:56:39 Rep. Butcher
09:57:00 Rep. Gillette

Closing Statement:

09:57:46 Rep. Gillette (R), HD 64, closed the hearing on HB 430.

HEARING ON HB 454 - Provide for a renewable resource electrical production tax

Opening Statement:

10:01:28 Rep. Gary Parry (R), HD 39, opened the hearing on HB 454, Provide for a renewable resource electrical production tax.

Proponent Testimony:

10:08:10 Bob Gilbert, City of Colstrip

Opponent Testimony:

10:14:15 Aimee Grmoljez, Montana Dakota Utilities (MDU)

10:16:03 Chuck Denowh, Pattern Energy

10:17:34 Lowell Chandler, Independent Power Producers

10:19:24 Makenna Sellers, Montana Renewable Energy Association (MREA)

10:21:40 Krista Lee Evans, Silver Thorn Wind

10:22:12 Dave Galt, Montana Chamber of Commerce
10:22:39 Bob Story, Montana Taxpayers Association, (MTPA)
[EXHIBIT\(230217TAHa1\)](#)
10:27:58 Bruce Spencer, Montana Energy Business Alliance
[EXHIBIT\(230217TAHa2\)3](#)
10:32:35 Ian Lund, Montana Environmental Information Center (MEIC)
10:33:13 Ita Killeen, Northern Plains Resource Council
10:34:35 Richard Liebert, Self

Informational Witness Testimony:

10:37:07 Tyler Flaig, Department of Revenue (DOR)
10:37:27 Jared Isom, Department of Revenue DOR)

Questions from Committee:

10:38:19 Vice Chair Thane
10:38:43 Tyler Flaig, DOR
10:39:36 Vice Chair Thane
10:39:41 Tyler Flaig, DOR
10:40:02 Chair Fielder
10:40:06 Tyler Flaig, DOR
10:40:50 Rep. Fern
10:41:01 Jess Meline, Next Star Energy
10:42:18 Chair Fielder
10:42:27 Rep. Fern
10:42:31 Rep. Parry
10:43:04 Rep. Essmann
10:43:45 Jess Meline, Next Star Energy

10:45:00 Rep. Essmann
10:45:10 Jess Meline, Next Star Energy
10:45:47 Rep. Essmann
10:46:20 Bruce Spencer, Montana Energy Business Alliance
10:46:49 Rep. Essmann
10:47:02 Bruce Spencer, Montana Energy Business Alliance

Closing Statement:

10:47:11 Rep. Parry

10:49:26 **Recessed**

11:19:35 **Reconvened**

EXECUTIVE ACTION ON HB 390 - Provide for homestead exemption for primary residences

11:19:46 **Motion:** Rep. Welch moved that **HB 390 DO PASS.**
11:20:16 **Motion:** Rep. Essmann moved that **HB 390 BE AMENDED.**
Vote: Motion carried unanimously by voice vote.
11:21:30 **Motion:** Rep. Welch moved that **HB 390 DELAY.**
Vote: Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON HB 391 - Require local user fee on certain exempt property

11:22:28 **Motion:** Rep. Welch moved that **HB 391 DO PASS.**
11:23:03 **Motion:** Rep. Essmann moved that **HB 391 BE AMENDED.**

Discussion:

[EXHIBIT\(230217TAHa3\)4](#)

11:27:24 Rep. Malone

11:28:09 Rep. Kerns

11:29:46 Rep. Butcher

11:31:50 Chair Fielder

11:31:55 Rep. Fern

Vote: Motion carried 20 - 1 by roll call vote with Rep. Cohenour, voting no.

11:34:14 **Motion:** Rep. Tom Welch moved that **HB 391 DO PASS AS AMENDED.**

Discussion:

11:34:31 Rep. Fern

11:35:13 Rep. T. Smith

11:35:40 Rep. Cohenour

Vote: Motion failed 14 - 7 by voice vote with Rep. Brewster, Rep. Butcher, Rep. Essmann, Rep. Fielder, Rep. Knudsen, Rep. Smith, Rep. Vinton, voting yes.

Rep. Knudsen, Rep. Vinton, By Proxy

11:38:51 **Motion:** Rep. Welch moved that **HB 391 BE TABLED.**

Vote: Motion carried unanimously by voice vote.

ADJOURNMENT

Adjournment: 11:41:26

Brigitte Bellefleur, Secretary

Additional Documents: [EXHIBIT\(230217TAHaad\)](#)