

MINUTES
MONTANA SENATE
68th LEGISLATURE - REGULAR SESSION
COMMITTEE ON (S) TAXATION

Call to Order: Chair Greg Hertz-R, on March 21, 2023 at 8:31 AM, in 405

ROLL CALL

Members Present: Sen. Greg Hertz, Chair (R)
Sen. Daniel Zolnikov, Vice Chair (R)
Sen. Becky Beard (R)
Sen. Mary Ann Dunwell (D)
Sen. Denise Hayman (D)
Sen. Edith (Edie) McClafferty (D)
Sen. Wendy McKamey (R)
Sen. Brad Molnar (R)
Sen. Russel (Russ) Tempel (R)
Sen. Jeremy Trebas (R)

Members Excused: Sen. Jason Ellsworth (R)
Sen. Shannon O'Brien (D)

Staff Present: Jaret Coles, Research Analyst
Lorna Mason, 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 506 03/17/2023
SB 507 03/17/2023
SB 510 03/17/2023

Executive Action:

SB 505 DO PASS
SB 253 DO PASS AS AMENDED
HB 297
HB 188

HEARING ON SB 510 - Provide property tax incentives for alternative fuel production

Opening Statement:

08:31:35 Sen. Steve Fitzpatrick (R), SD 10, opened the hearing on SB 510, Provide property tax incentives for alternative fuel production.

Proponent Testimony:

08:33:32 Dave Gault, Montana Renewables

08:36:48 Ron Colwell, Montana Renewables

08:42:39 Erik Somerfeld, Montana Farmer's Union (MFU)

08:44:01 Jasmin Krotkov, Montana Farmer's Union (MFU)

08:45:54 Bob Story, Montana Taxpayer's Association (MonTax)

Opponent Testimony:

None

Informational Witness Testimony:

08:47:17 Jill Gallagher, Department of Revenue (DOR)

Questions from Committee:

08:48:13 Sen. Mary Ann Dunwell

08:49:19 Ron Colwell, Renewable Resources

08:52:10 Sen. Brad Molnar

08:52:34 Ron Colwell, Renewable Resources

08:56:44 Sen. Steve Fitzpatrick-R

08:58:57 Sen. Jeremy Trebas

08:59:17 Ron Colwell, Renewable Resources

08:59:49 Sen. Becky Beard

09:00:07 Sen. Steve Fitzpatrick-R

09:01:29 Dave Gault, Montana Renewables

09:02:33 Sen. Mary Ann Dunwell
09:02:44 Jill Gallagher (DOR)
09:04:21 Chair Greg Hertz
09:04:39 Jill Gallagher (DOR)
09:07:34 Sen. Russel (Russ) Tempel
09:08:21 Dave Gault, Montana Renewables
09:09:38 Jaret Coles
09:13:03 Kory Hofland (DOR)
09:13:35 Sen. Mary Ann Dunwell
09:13:44 Dave Gault, Montana Renewables
09:14:59 Sen. Mary Ann Dunwell
09:15:50 Jasmine Krotkov (MFU)

Closing Statement:

09:16:33 Sen. Steve Fitzpatrick (R), SD 10, closed the hearing on SB 510.

HEARING ON SB 507 - Generally revise tax laws

Opening Statement:

09:18:06 Vice Chair Daniel Zolnikov (R), SD 45, opened the hearing on SB 507, Generally revise tax laws.

Proponent Testimony:

09:36:25 Bob Story, Montana Taxpayer's Association (MonTax)

Opponent Testimony:

None

Informational Witness Testimony:

09:38:51 Dave McAlpin, Montana Tax Appeal Board (MTAB)

09:39:15 Kory Hofland, Department of Revenue (DOR)

Questions from Committee:

09:39:51 Sen. Becky Beard
09:41:12 Sen. Daniel Zolnikov-R
09:42:15 Sen. Jeremy Trebas
09:42:29 Kory Hofland (DOR)
09:44:40 Sen. Mary Ann Dunwell
09:44:51 Dave McAlpin, (MTAB)
09:46:47 Chair Greg Hertz
09:46:56 Dave McAlpin (MTAB)
09:47:04 Sen. Wendy McKamey
09:47:20 Dave McAlpin (MTAB)

Closing Statement:

09:48:36 Vice Chair Daniel Zolnikov (R), SD 45, closed the hearing on SB 507.

**HEARING ON SB 506 - Increase and repeal termination of Montana charitable endowment
tax credit**

Opening Statement:

09:49:36 Chair Greg Hertz (R), SD 6, opened the hearing on SB 506, Increase and repeal termination of Montana charitable endowment tax credit.

Proponent Testimony:

09:51:16 Mary Rutherford, Montana Community Foundation (MCF)
09:53:27 Liz Moore, Montana Nonprofit's Association (MNA)
[EXHIBIT\(230321TASa1\)](#)
09:57:26 Jessie Luther, Association of Montana's Troopers (AMT) Montana Grain Growers Association (MOGA)
09:59:33 Bob Story, Montana Taxpayer's Association (MonTax)
10:01:07 Nicole Rolf, Montana Farm Bureau Federation (MFBF)

10:01:57 Aimee Grmoliez, Crowley Fleck Law Firm

10:04:05 Aidon Myhre, self

[EXHIBIT\(230321TASa2\)](#)

[EXHIBIT\(230321TASa3\)](#)

Opponent Testimony:

None

Informational Witness Testimony:

10:07:13 Brian Olsen, Department of Revenue (DOR)

Questions from Committee:

10:08:49 Sen. Edith (Edie) McClafferty

10:08:59 Sen. Greg Hertz-R

10:09:21 Sen. Russel (Russ) Tempel

10:09:48 Sen. Greg Hertz-R

10:10:34 Sen. Jeremy Trebas

10:10:45 Mary Rutherford, Montana Community Foundation (MCF)

Closing Statement:

10:13:02 Chair Greg Hertz (R), SD 6, closed the hearing on SB 506.

EXECUTIVE ACTION ON SB 505 - Revise tax increment calculation for districts that use tax increment financing

10:17:05 **Motion:** Sen. Daniel Zolnikov moved that **SB 505 DO PASS.**

10:17:05 **Vote:** Motion carried 11 - 1 by voice vote with Sen. McClafferty, voting no.

EXECUTIVE ACTION ON SB 253 - Revise contractor's gross receipts tax

10:18:31 **Motion:** Sen. Daniel Zolnikov moved that **SB 253 DO PASS.**

10:19:00 **Motion:** Sen. Greg Hertz moved that **SB 253 BE AMENDED.**

10:19:00 **Vote:** Motion carried unanimously by voice vote.

10:20:24 **Motion:** Sen. Daniel Zolnikov moved that **SB 253 DO PASS AS AMENDED.**

10:20:24 **Vote:** Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON HB 297 - Revise video gambling machine taxes to allow a deduction for negative income

10:45:03 **Motion:** Sen. Daniel Zolnikov moved that **HB 297 BE CONCURRED IN.**

10:45:03 **Vote:** Motion carried unanimously by voice vote.

10:45:03 **Carrier Assigned:** Sen. Becky Beard

EXECUTIVE ACTION ON HB 188 - Extend funding to Coal Board

10:47:10 **Motion:** Sen. Daniel Zolnikov moved that **HB 188 BE CONCURRED IN.**

10:47:55 **Motion:** Sen. Mary Ann Dunwell moved that **HB 188 BE AMENDED.**

10:47:55 **Vote:** Motion carried 11 - 1 by voice vote with Sen. Tempel, voting no.

10:50:13 **Motion:** Sen. Daniel Zolnikov moved that **HB 188 BE CONCURRED IN AS AMENDED.**

10:50:13 **Vote:** Motion carried 11 - 1 by voice vote with Sen. Tempel, voting no.

10:50:13 **Carrier Assigned:** Sen. Jeremy Trebas

ADJOURNMENT

Adjournment: 10:53:44

Lorna Mason, Secretary

Additional Documents: [EXHIBIT\(230321TASaad\)](#)