

**MINUTES**  
**MONTANA SENATE**  
**68th LEGISLATURE - REGULAR SESSION**  
**COMMITTEE ON (S) LOCAL GOVERNMENT**

**Call to Order:** Chair Kenneth Bogner-R, on April 19, 2023 at 3:28 PM, in 405

**ROLL CALL**

**Members Present:** Sen. Chris Friedel, Chair (R)  
Sen. Kenneth Bogner, Vice Chair (R)  
Sen. Ellie Boldman (D)  
Sen. Forrest Mandeville (R)  
Sen. Christopher Pope (D)  
Sen. Jeremy Trebas (R)  
Sen. Terry Vermeire (R)  
Sen. Daniel Zolnikov (R)

**Members Excused:** Sen. Mary Ann Dunwell (D)

**Staff Present:** Grace Gibney, Secretary  
Toni Henneman, 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 816 04/17/2023

Executive Action:

HB 469  
HB 938  
HB 948  
SJ 21 RESOLUTION ADOPTED  
AS AMENDED  
HB 55  
HB 927

**HEARING ON HB 816 - Revise distribution of surplus revenue through tax rebates**

**Opening Statement:**

15:29:42 Rep. Joshua Kassmier (R), HD 27, opened the hearing on HB 816, Revise distribution of surplus revenue through tax rebates.

**Proponent Testimony:**

None

**Opponent Testimony:**

15:30:32 Rose Bender, Montana Budget and Policy Center (MBPC)

15:32:13 Wren Greaney, Montana Food Bank Network (MFBN)

**Informational Witness Testimony:**

15:34:07 Derek Bell, Business and Income Taxes Division Administrator, Montana Department of Revenue

**Questions from Committee:**

15:34:56 Sen. Christopher Pope

15:35:03 Rep. Joshua Kassmier-R

15:36:15 Sen. Forrest Mandeville

15:36:26 Rep. Joshua Kassmier-R

15:36:32 Vice Chair Kenneth Bogner

15:36:47 Rep. Joshua Kassmier-R

15:36:56 Derek Bell, Business and Income Taxes Division Administrator, Montana Department of Revenue

**Closing Statement:**

15:38:20 Rep. Joshua Kassmier (R), HD 27, closed the hearing on HB 816.

**EXECUTIVE ACTION ON HB 469 - Revise taxation of horizontally recompleted wells**

16:08:46 **Motion:** Vice Chair Kenneth Bogner moved that **HB 469 BE CONCURRED IN.**

16:09:14 **Motion:** Vice Chair Kenneth Bogner moved that **HB 469 BE AMENDED.**

**Discussion:**

16:09:30 Toni Henneman

16:09:14 **Vote:** Motion carried 8 - 1 by voice vote with Sen. Dunwell, voting no.  
Sen. Dunwell, By Proxy

16:11:48 **Motion:** Vice Chair Kenneth Bogner moved that **HB 469 BE CONCURRED IN AS AMENDED.**

16:11:48 **Vote:** Motion carried 6 - 3 by roll call vote with Sen. Boldman, Sen. Dunwell, Sen. Pope, voting no.  
Sen. Dunwell, By Proxy

16:11:48 **Carrier Assigned:** Sen. Dennis Lenz

**EXECUTIVE ACTION ON HB 938 - Generally revise encroachment permit law**

16:13:17 **Motion:** Vice Chair Kenneth Bogner moved that **HB 938 BE CONCURRED IN.**

16:13:17 **Vote:** Motion carried unanimously by voice vote.

16:13:17 **Carrier Assigned:** Sen. Steve Fitzpatrick

**EXECUTIVE ACTION ON HB 948 - Revise marijuana laws regarding synthetic marijuana products**

16:14:20 **Motion:** Vice Chair Kenneth Bogner moved that **HB 948 BE CONCURRED IN.**

16:14:30 **Motion:** Vice Chair Kenneth Bogner moved that **HB 948 BE AMENDED.**

**Discussion:**

16:14:49 Toni Henneman

16:16:06 Sen. Christopher Pope

16:16:44 Toni Henneman

16:14:30 **Vote:** Motion carried unanimously by voice vote.

16:18:14 **Motion:** Vice Chair Kenneth Bogner moved that **HB 948 BE CONCURRED IN AS AMENDED.**

16:18:14 **Vote:** Motion carried 8 - 1 by voice vote with Sen. Trebas, voting no.

16:18:14 **Carrier Assigned:** Sen. Jason Ellsworth

**EXECUTIVE ACTION ON SJ 21 - Interim study to review the Land Use Planning Act**

16:20:09 **Motion:** Vice Chair Kenneth Bogner moved that **SJ 21 DO PASS.**

16:20:23 **Motion:** Sen. Forrest Mandeville moved that **SJ 21 BE AMENDED.**

**Discussion:**

16:20:39 Sen. Forrest Mandeville

16:21:17 Sen. Daniel Zolnikov

16:24:07 Vice Chair Mary Ann Dunwell joined the meeting.

16:24:51 Chair Chris Friedel

16:25:11 Sen. Forrest Mandeville

16:20:23 **Vote:** Motion carried unanimously by voice vote.

16:25:51 **Motion:** Vice Chair Kenneth Bogner moved that **SJ 21 RESOLUTION ADOPTED AS AMENDED.**

**Discussion:**

16:26:08 Sen. Forrest Mandeville

16:25:51 **Vote:** Motion carried unanimously by voice vote.

**EXECUTIVE ACTION ON HB 55 - An act establishing a tax on electric vehicle charging stations**

16:28:00 **Motion:** Vice Chair Kenneth Bogner moved that **HB 55 BE CONCURRED IN.**

16:28:09 **Motion:** Vice Chair Kenneth Bogner moved that **HB 55 BE AMENDED.**

**Discussion:**

16:28:38 Toni Henneman

16:28:09 **Vote:** Motion carried 7 - 2 by roll call vote with Sen. Trebas, Sen. Vermeire, voting no.

16:38:23 **Motion:** Vice Chair Kenneth Bogner moved that **HB 55 BE AMENDED.**

**Discussion:**

16:39:00 Chair Chris Friedel

16:39:02 Toni Henneman

16:38:23 **Vote:** Motion carried 7 - 2 by roll call vote with Sen. Trebas, Sen. Vermeire, voting no.

16:44:00 **Motion:** Vice Chair Kenneth Bogner moved that **HB 55 BE AMENDED.**

**Discussion:**

- 16:44:07 Vice Chair Kenneth Bogner  
16:44:37 Chair Chris Friedel  
16:44:44 Vice Chair Kenneth Bogner  
16:45:50 Sen. Christopher Pope  
16:44:00 **Vote:** Motion carried 6 - 3 by roll call vote with Sen. Friedel, Sen. Mandeville, Sen. Trebas, voting no.  
16:46:50 **Motion:** Vice Chair Kenneth Bogner moved that **HB 55 BE CONCURRED IN AS AMENDED.**

**Discussion:**

- 16:47:06 Chair Chris Friedel  
16:46:50 **Vote:** Motion carried 7 - 2 by roll call vote with Sen. Friedel, Sen. Mandeville, voting no.  
16:46:50 **Carrier Assigned:** Sen. Daniel Zolnikov

**EXECUTIVE ACTION ON HB 927 - Authorize additional authority for coal trust housing loans**

- 16:54:36 **Motion:** Vice Chair Kenneth Bogner moved that **HB 927 BE CONCURRED IN.**  
16:54:57 **Motion:** Sen. Forrest Mandeville moved that **HB 927 BE AMENDED.**

**Discussion:**

- 16:56:01 Sen. Daniel Zolnikov  
16:54:57 **Vote:** Motion carried 6 - 3 by roll call vote with Sen. Boldman, Sen. Dunwell, Sen. Pope, voting no.  
16:58:02 **Motion:** Vice Chair Kenneth Bogner moved that **HB 927 BE CONCURRED IN AS AMENDED.**  
16:58:02 **Vote:** Motion carried 7 - 2 by roll call vote with Sen. Trebas, Sen. Vermeire, voting no.  
16:58:02 **Carrier Assigned:** Sen. Mary Ann Dunwell

**ADJOURNMENT**

Adjournment: 17:00:08

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Grace Gibney, Secretary

Additional Documents: [EXHIBIT\(230419LOSaad\)](#)