

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 59th LEGISLATURE - REGULAR SESSION

COMMITTEE ON TAXATION

Call to Order: By **CHAIRMAN KARL WAITSCHIES**, on April 12, 2005 at 8:00 A.M., in Room 152 Capitol.

ROLL CALL

Members Present:

Rep. Karl Waitschies, Chairman (R)
Rep. Gary Branae, Vice Chairman (D)
Rep. Bob Lake, Vice Chairman (R)
Rep. John Balyeat (R)
Rep. Norma Bixby (D)
Rep. Edward B. Butcher (R)
Rep. Jill Cohenour (D)
Rep. Tom Facey (D)
Rep. Wanda Grinde (D)
Rep. Dennis Himmelberger (R)
Rep. Carol Lambert (R)
Rep. Dave McAlpin (D)
Rep. Jim Peterson (R)
Rep. John (Jack) W. Ross (R)
Rep. Scott Sales (R)
Rep. Bill Warden (R)
Rep. Brady Wiseman (D)

Members Excused: Rep. Margaret H. Campbell (D)

Members Absent: Rep. George G. Groesbeck (D)
Rep. Holly Raser (D)

Staff Present: Jeff Martin, Legislative Branch
Debra Polhemus, 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 19, 4/7/2005; SB 213, 4/7/2005;
SB 271, 4/7/2005; SJ 32, 4/7/2005

Executive Action:

HEARING ON SJ 32

Opening Statement by Sponsor:

00:01:01 SEN. JIM ELLIOTT (D), SD 7, opened the hearing on SJ 32, Urge rejection of expansion of physical nexus for corporate income taxes.

Proponents' Testimony:

00:03:02 Dan Bucks, Director, Montana Department of Revenue

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses:

00:10:24 REP. COHENOUR
00:12:08 REP. LAKE
00:19:05 REP. WISEMAN
00:21:40 CHAIRMAN WAITSCHIES

Closing by Sponsor:

00:22:15 SEN. JIM ELLIOTT (D) closed the hearing on SJ 32.

HEARING ON SB 271

Opening Statement by Sponsor:

00:23:46 SEN. JIM ELLIOTT (D), SD 7, opened the hearing on SB 271, Adjust guaranteed tax base for property tax protests.

Proponents' Testimony: None.

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses:

00:27:17 REP. FACEY
00:28:29 REP. LAKE
00:30:02 CHAIRMAN WAITSCHIES

Closing by Sponsor:

00:30:51 SEN. JIM ELLIOTT (D) closed the hearing on SB 271.

HEARING ON SB 213

Opening Statement by Sponsor:

00:39:15 **SEN. BOB STORY (R), SD 30**, opened the hearing on **SB 213**, Revise recycling laws.

Proponents' Testimony:

00:43:21 Matthew Elsaesser
00:44:37 Don Judge, speaking for the Montana Chapter of the
Sierra Club
00:45:08 Anne Hedges, Montana Environmental Information
Center

Opponents' Testimony:

00:46:43 Don Quander, Billings, speaking for Holcim, Inc.
00:52:30 Don Allen, Western Environmental Trade Association
(WETA)

Informational Testimony:

00:54:22 Brian Staley, Montana Department of Revenue

Questions from Committee Members and Responses:

00:54:40 **REP. McALPIN**
00:56:35 **REP. LAMBERT**
00:58:38 **REP. FACEY**
01:00:07 **REP. WISEMAN**
01:03:52 **REP. WARDEN**
01:06:45 **CHAIRMAN WAITSCHIES**

Closing by Sponsor:

01:08:53 **SEN. BOB STORY (R)** closed the hearing on **SB 213**.

HEARING ON SB 19

Opening Statement by Sponsor:

01:12:07 **SEN. JEFF MANGAN (D), SD 12**, opened the hearing on **SB 19**, Revise taxation of new or expanded business enterprise property.

Proponents' Testimony:

01:19:51 Evan Barrett, Governor's Office of Economic
Development
01:26:07 Dan Bucks, Director, Montana Department of Revenue
01:35:13 Liz Harris, representing Montana Economic
Development Association (MEDA)
01:37:29 Webb Brown, Montana Chamber of Commerce
01:38:56 Gordon Morris, Executive Director, Montana
Association of Counties

Opponents' Testimony: None.

Informational Testimony:

01:42:41 Michele Crepeau, Attorney, Montana Department of
Revenue

Questions from Committee Members and Responses:

01:43:16 REP. LAMBERT
01:49:18 REP. COHENOUR
01:50:55 REP. FACEY
01:53:32 REP. LAKE
02:00:42 REP. McALPIN
02:02:38 REP. ROSS
02:05:13 REP. BRANAE
02:06:38 REP. COHENOUR
02:09:47 CHAIRMAN WAITSCHIES
02:13:42 REP. COHENOUR
02:14:48 CHAIRMAN WAITSCHIES

Closing by Sponsor:

02:16:48 SEN. JEFF MANGAN (D) closed the hearing on SB 19.

ADJOURNMENT

Adjournment: 10:30 A.M.

REP. KARL WAITSCHIES, Chairman

DEBRA POLHEMUS, Secretary

KW/dp

Additional Exhibits:

EXHIBIT ([tah78aad0.PDF](#))