

MINUTES

**MONTANA HOUSE OF REPRESENTATIVES
55th LEGISLATURE - REGULAR SESSION**

COMMITTEE ON TAXATION

Call to Order: By Chairman Chase Hibbard, on February 10, 1997,
at 9:00 a.m., in Room 437.

ROLL CALL

Members Present:

Rep. Chase Hibbard, Chairman (R)
Rep. Robert R. Story, Jr., Vice Chairman (Majority) (R)
Rep. Robert R. "Bob" Ream, Vice Chairman (Minority) (D)
Rep. Peggy Arnott (R)
Rep. Paul Bankhead (R)
Rep. John C. Bohlinger (R)
Rep. Bill Carey (D)
Rep. Alvin A. Ellis, Jr. (R)
Rep. Marian W. Hanson (R)
Rep. Hal Harper (D)
Rep. Dan W. Harrington (D)
Rep. Rick Jore (R)
Rep. Scott J. Orr (R)
Rep. Bob Raney (D)
Rep. John "Sam" Rose (R)
Rep. William M. "Bill" Ryan (D)
Rep. Richard D. Simpkins (R)
Rep. Emily Swanson (D)
Rep. Lila V. Taylor (R)
Rep. Jack Wells (R)

Members Excused: None.

Members Absent: None.

Staff Present: Lee Heiman, Legislative Services Division
Donna Grace, Committee Secretary

Committee Business Summary:

Hearing(s) & Date(s) Posted: HB 381 (2/5)
HB 441 (2/5)

Executive Action: SB 130 - Concur as Amended
HB 441 - Do Pass as Amended
HB 381 - Do Pass
HB 393 - Table
HB 379 - Table

HEARING ON HB 381

Opening Statement by Sponsor:

Rep. Chase Hibbard, House District 54, opened the hearing on HB 381, a bill which would exempt certain benevolent organizations from taxation. *{Tape: 1; Side: A; Approx. Time Count: 1.7.}*

Proponents' Testimony:

James McLuskie, Elks Lodge, Billings. *{Tape: 1; Side: A; Approx. Time Count: 7.4.}*

George Schaller, President, Montana State Elks Association. *{Tape: 1; Side: A; Approx. Time Count: 17.0.}*

Leonard Stetzner, Elks Lodge, Helena. *{Tape: 1; Side: A; Approx. Time Count: 23.2.}*

Opponents' Testimony:

None.

Informational Testimony:

None.

Questions From Committee Members and Responses:

{Tape: 1; Side: A; Approx. Time Count: 26.2.}

Closing by Sponsor:

Rep. Hibbard closed. *{Tape: 1; Side: A; Approx. Time Count: 37.9.}*

HEARING ON HB 441

Opening Statement by Sponsor:

Rep. Paul Bankhead, House District 72, opened the hearing on HB 441, a bill to clarify the responsibility of the Tax Appeal Board. *{Tape: 1; Side: A; Approx. Time Count: 41.3.}*

Proponents' Testimony:

Pat Mc Kelvey, Chairman, Tax Appeal Board. *{Tape: 1; Side: A; Approx. Time Count: 43.3; Comments: Mr. McKelvey's comments are continued on Tape 1 B.}*

Dave Woodgerd, Chief Counsel, Department of Revenue. *{Tape: 1; Side: B; Approx. Time Count: 2.4.}*

Opponents' Testimony:

None.

Informational Testimony:

None.

Questions From Committee Members and Responses:

{Tape: 1; Side: B; Approx. Time Count: 3.6.}

Closing by Sponsor:

The sponsor, Rep. Bankhead, closed. *{Tape: 1; Side: B; Approx. Time Count: 11.5.}*

EXECUTIVE ACTION ON HB 381Motion/Vote:

Rep. Harper moved that HB 381 do pass. On a voice vote, the motion passed 18 - 2, with Reps. Orr and Arnott voting no. *{Tape: 1; Side: B; Approx. Time Count: 13.1.}*

EXECUTIVE ACTION ON HB 441Motion/Vote:

Rep. Ellis moved the amendments to HB 441 do pass. EXHIBIT 1. On a voice vote, the motion passed, 17 - 0. *{Tape: 1; Side: B; Approx. Time Count: 22/5.}*

Motion/Vote:

Rep. Simpkins moved that HB 441 as amended do pass. On a voice vote, the motion passed 18 - 0. *{Tape: 1; Side: B; Approx. Time Count: 24.0.}*

EXECUTIVE ACTION ON HB 393Motion/Vote:

Rep. Jore moved that HB 393 do pass. On a roll call vote, the motion failed 14 - 5, with Reps. Orr, Wells, Jore, Bankhead and Hanson voting yes. *{Tape: 1; Side: B; Approx. Time Count: 24.6.}*

Rep. Ellis moved to table the bill. On a voice vote, the motion carried with Orr, Wells, Jore, Bankhead and Hanson voting no.

EXECUTIVE ACTION ON HB 379Motion:

Rep. Ryan moved that HB 379 do pass. {Tape: 2; Side: A; Approx. Time Count: 6.9.}

Motion/Vote:

Rep. Harper moved the amendments to HB 379 do pass. On a voice vote, the motion passed 17 - 0. {Tape: 2; Side: A; Approx. Time Count: 15.0.}

Vote:

On a roll call vote, the motion failed 12 - 8, with Reps. Ryan, Carey, Rose, Harrington, Swanson, Harper, Raney and Ream voting yes. {Tape: 2; Side: A; Approx. Time Count: 29.8.}

Motion/Vote:

Rep. Story moved to table HB 379. On a voice vote, the motion passed 12 - 8, with Reps. Ryan, Carey, Rose, Harrington, Swanson, Harper, Raney and Ream voting yes. {Tape: 2; Side: A; Approx. Time Count: 31.3.}

EXECUTIVE ACTION ON SB 130Motion/Vote:

Rep. Jore moved the amendments to SB 130 be adopted. EXHIBIT 2. On a voice vote the motion passed 17 - 0. {Tape: 2; Side: A; Approx. Time Count: 32.0.}

Motion/Vote:

Rep. Harper moved that SB 130 as amended be concurred in. On a voice vote, the motion passed 17 - 0.

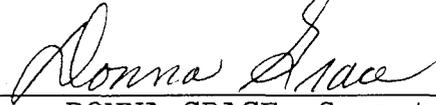
{Tape: 2; Side: B; Approx. Time Count: 5.5; Comments: Adjourn.}

ADJOURNMENT

Adjournment: 11:15 a.m.



REP. CHASE HIBBARD, Chairman



DONNA GRACE, Secretary

CH/DG