

MINUTES

**MONTANA HOUSE OF REPRESENTATIVES
53rd LEGISLATURE - REGULAR SESSION**

COMMITTEE ON TAXATION

Call to Order: By **CHAIRMAN BOB GILBERT**, on January 6, 1993, at
9:00 a.m.

ROLL CALL

Members Present:

Rep. Bob Gilbert, Chair (R)
Rep. Mike Foster, Vice Chair (R)
Rep. Dan Harrington, Minority Vice Chair (D)
Rep. Shiell Anderson (R)
Rep. John Bohlinger (R)
Rep. Ed Dolezal (D)
Rep. Jerry Driscoll (D)
Rep. Jim Elliott (D)
Rep. Gary Feland (R)
Rep. Marian Hanson (R)
Rep. Hal Harper (D)
Rep. Chase Hibbard (R)
Rep. Vern Keller (R)
Rep. Ed McCaffree (D)
Rep. Bea McCarthy (D)
Rep. Tom Nelson (R)
Rep. Scott Orr (R)
Rep. Bob Raney (D)
Rep. Bob Ream (D)
Rep. Rolph Tunby (R)

Members Excused: None

Members Absent: None

Staff Present: Lee Heiman, Legislative Council
Jill Rohyans, Committee Secretary

Please Note: These are summary minutes. Testimony and
discussion are paraphrased and condensed.

Committee Business Summary:

Hearing: HB 8, HB 47
Executive Action: HB 80 Do Pass

HEARING ON HOUSE BILL 8Opening Statement by Sponsor:

REP. GILBERT, District 22, sponsor, said the bill exempts interstate motor vehicle fleets from state, county, and local mill levies. Interstate trucks and trailers are licensed through the Department of Transportation with a proportioned license which licenses the entire fleet. The license tax is based on a statewide average mill levy of all the counties in the state. The monies derived are redistributed back to the counties for deposit to the county general fund and used for general fund work. This bill does not change that distribution. The Audit Committee requested clarification that the monies from the licenses are exempted from the mill levies and will continue to be deposited to the general fund of the counties.

Proponents' Testimony:

Gordon Morris, Montana Association of Counties (MACO), said the bill simply clarifies the statutes. He expressed support for the bill.

Ben Havdahl, Montana Motorcarriers Association, said his organization supports the bill.

Russ Ritter, Westran Co., Missoula, expressed support for the bill.

Opponents' Testimony: There were no opponents.

Questions From Committee Members and Responses:

REP. HARPER asked if there is any fiscal impact.

REP. GILBERT said there is no change in the fund or the amount of the tax. The bill simply clarifies an error in the statute.

Informational Testimony:

Judy Ripplingale, Deputy Director, Department of Revenue (DOR), said clarifying language is needed in Section 5, Page 3, to clearly state that the collection goes to the general fund. She said DOR lawyers are drafting an amendment.

Closing by Sponsor: REP. GILBERT closed.

HEARING ON HOUSE BILL 47

Opening Statement by Sponsor:

REP. GILBERT, Dist. 22, sponsor, said the bill was introduced by request of the Revenue Oversight Committee. It transfers the duties of the Coal Tax Oversight Committee to the Revenue Oversight Committee (ROC). The Coal Tax Committee must secure permission to meet from ROC. ROC must then allocate funds from its budget for the Coal Tax Oversight Committee meeting. There is very little activity for the Coal Committee and until coal activity picks up in the state, the ROC can assume the functions more efficiently and cheaply.

Proponents' Testimony: There were no proponents.

Opponents' Testimony: There were no opponents.

Informational Testimony: None

Questions From Committee Members and Responses:

REP. McCAFFREE asked about the change on lines 1-3, page 4.

REP. GILBERT replied the changes are made to comply with current law which states statutes must be gender neutral.

REP. RANEY asked if the new subsection c, page 9, represents a policy change.

Lee Heiman, Legislative Council Staff, replied this is the language detailing the duties of the Coal Tax Oversight Committee which is being incorporated into the duties of ROC.

REP. HARPER expressed concern about mandating another report for ROC to compile.

REP. GILBERT replied the language is permissive.

Closing by Sponsor:

REP. GILBERT closed.

EXECUTIVE ACTION ON HOUSE BILL 80

Motion: REP. McCAFFREE moved House Bill DO PASS.

Discussion: There was no discussion.

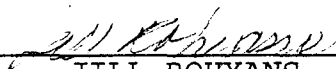
Vote: The motion CARRIED unanimously.

ADJOURNMENT

Adjournment: The meeting adjourned at 10:00 a.m.



REP. BOB GILBERT, Chair



JILL ROHYANS, Secretary

BG/jdr

HOUSE OF REPRESENTATIVES

TAXATION

COMMITTEE

ROLL CALL

DATE 1/6/93

NAME	PRESENT	ABSENT	EXCUSED
REP. GILBERT, CHAIRMAN	✓		
REP. FOSTER	✓		
REP. HARRINGTON	✓		
REP. ANDERSON	✓		
REP. BOHLINGER	✓		
REP. DOLEZAL	✓		
REP. DRISCOLL	✓		
REP. ELLIOTT	✓		
REP. FELAND	✓		
REP. HANSON	✓		
REP. HARPER	✓		
REP. HIBBARD	✓		
REP. KELLER	✓		
REP. McCAFFREE	✓		
REP. MCCARTHY	✓		
REP. NELSON	✓		
REP. ORR	✓		
REP. RANEY	✓		
REP. REAM	✓		
REP. TUNBY	✓		

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Mr. Speaker: We, the committee on Taxation report that House Bill 30 (first reading copy -- white) do pass.

Signed: _____
Bob Gilbert, Chair

HOUSE OF REPRESENTATIVES
VISITOR'S REGISTER

DATE _____ COMMITTEE _____ BILL NO. H B 8
SPONSOR(S) _____

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NAME AND ADDRESS	REPRESENTING	SUPPORT	OPPOSE
Ben Hardahl	MT Motor Conv. Assn	X	
Gordon Morris	MA Co.	X	
Judy Rippinole	DOR	X	
Russ Rother	Wootlan	X	

PLEASE LEAVE PREPARED TESTIMONY WITH SECRETARY. WITNESS STATEMENT FORMS
ARE AVAILABLE IF YOU CARE TO SUBMIT WRITTEN TESTIMONY.