

MINUTES

**MONTANA HOUSE OF REPRESENTATIVES
54th LEGISLATURE - REGULAR SESSION**

COMMITTEE ON TAXATION

Call to Order: By **CHAIRMAN CHASE HIBBARD**, on January 2, 1995, at
3:00 p.m.

ROLL CALL

Members Present:

Rep. Chase Hibbard, Chairman (R)
Rep. Marian W. Hanson, Vice Chairman (Majority) (R)
Rep. Robert R. "Bob" Ream, Vice Chairman (Minority) (D)
Rep. Peggy Arnott (R)
Rep. John C. Bohlinger (R)
Rep. Jim Elliott (D)
Rep. Daniel C. Fuchs (R)
Rep. Hal Harper (D)
Rep. Rick Jore (R)
Rep. Judy Murdock (R)
Rep. Thomas E. Nelson (R)
Rep. Scott J. Orr (R)
Rep. Bob Raney (D)
Rep. John "Sam" Rose (R)
Rep. William M. "Bill" Ryan (D)
Rep. Roger Somerville (R)
Rep. Robert R. Story, Jr. (R)
Rep. Emily Swanson (D)
Rep. Jack Wells (R)
Rep. Kenneth Wennemar (D)

Members Excused: N/A

Members Absent: N/A

Staff Present: Lee Heiman, Legislative Council
Donna Grace, Committee Secretary

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

The first meeting of the House Taxation Committee was called for
the purpose of orientation. **CHAIRMAN HIBBARD** welcomed Committee
Members and asked each individual to identify themselves. An
official roll call was not taken.

Lee Heiman, who will serve as the Legislative Council resource person, explained the functions he will perform in support of the Committee (Exhibit 1).

CHAIRMAN HIBBARD introduced **Judy Paynter, Principal Tax Administrator, Department of Revenue**, who will serve as the Committee resource person from that agency. Beginning on Tuesday, January 3, 8:00 a.m., and continuing throughout the week, the staff of the Department of Revenue will provide an informational program, "A Guide to Taxes Administered by the Montana Department of Revenue." Members of the Senate Taxation Committee have been invited to attend these meetings.

CHAIRMAN HIBBARD announced that the Committee would begin hearing bills at 10:00 a.m. on Wednesday, January 4, beginning with HB 67 on that date and HB 32 and HB 38 on January 6.

CHAIRMAN HIBBARD requested that all exchanges between members be directed through him. He also asked both the minority and majority vice chairpersons to review all committee minutes. No cellular telephones will be allowed in the meeting room.

A discussion followed on the methods and purposes of tabling bills. The decision was made that the Chairman would not accept a motion to table until all Committee Members had the opportunity to speak to the bill. **REPRESENTATIVE ELLIOTT** clarified, for the benefit of new members, that the purpose of tabling a bill was either to postpone action on, or to kill a bill, and explained the differences between voting to table a bill and voting to kill a bill.


The **CHAIRMAN** informed members of the Committee that he would allow proxy votes which are to be left with respective minority or majority vice chairpersons. Members will also be allowed to vote in pairs with another Committee Member.

REPRESENTATIVE RANEY requested that the Chairman confer with the Sergeant at Arms to confirm that a decent amplifier be provided in the hearing room.


The Committee discussed, again for the benefit of new Committee Members, the future of a bill which has been passed out of Committee with an Adverse Committee Report.

ADJOURNMENT

Adjournment: 4:00 p.m.



CHASE HIBBARD, Chair



Donna Grace, Secretary

CH/dg

EXHIBIT 1
DATE 1/2/95
HB _____



Senate Members
DELWYN GAGE
CHAIRMAN
GARY C. AKLESTAD
MIKE HALLIGAN
J.D. LYNCH

Executive Director
ROBERT B. PERSON

Legal Director
GREGORY J. PETESCH

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Legal Services Division

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House Members
RED MENAHAN
VICE CHAIRMAN
ERVIN DAVIS
H.S. "SONNY" HANSON
NORM WALLIN

Attorneys
BARTLEY J. CAMPBELL
LEE HEIMAN
VALENCIA LANE
JOHN MACMASTER
EDDY MCCLURE
DAVID S. NISS
Legal Researcher
DOUG STERNBERG

January 2, 1995

TO: Members of the Taxation Committee

FROM: Lee Heiman, staff attorney

RE: Services available to Committee members

My office is located on the first floor of the Capitol in Room 117-A, Legislative Council Legal Division. My regular office hours are Monday - Friday, 7:00 a.m. - 5 p.m.; Saturday, 8 a.m. - noon.


I will perform the following functions in support of the committee:

1. draft all amendments adopted by the committee, using the same bill drafting guidelines as were applied to the original bill and, with the Chairman's authorization make necessary changes in grammar, punctuation, word choice, and sentence structure, not affecting meaning;
2. draft proposed amendments upon request of individual committee members before committee action on a given bill;
3. draft proposed amendments to be moved on Second Reading upon request of any committee member;
4. draft committee bills;
5. review proposed legislation and advise the committee as to constitutionality, internal consistency, possibility of conflict with or duplication of existing provisions, and compliance with other bill drafting provisions such as grammar, punctuation, word choice, and

statutory sentence structure;

7. attend subcommittee meetings to perform the appropriate functions listed above;
8. attend conference committee or free conference committee deliberations as invited to perform the appropriate functions listed above; and
9. assist the committee or an individual committee member in obtaining data or any pertinent information from state or local agencies, the federal government, or other states pertaining to bills under deliberation by the committee.

Revenue bills are acted on according to a different schedule than general bills and resolutions. The following are the legislative days and calendar dates that apply to revenue bills:



17	Fri. Jan 20	Last Day to Request Revenue Bill
21	Wed. Jan 25	Last Day to Introduce Revenue Bill
60	Wed. Mar 15	Transmittal of Revenue Estimating Joint Resolution
62	Fri. Mar 17	Last Day for Committee to Request Revenue Bill
66	Wed. Mar 22	Last Day to Introduce Committee Revenue Bill
71	Tues. Mar 28	Transmittal of Revenue Bills to Other Chamber
82	Mon. April 10	Transmittal of Amendments to Revenue Bills