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MONTANA CONSTITUTIONAL CONVENTION
STATE CAPITOL • HELENA, MONTANA 59601 • TELEPHONE 406/449-3750

REVENUE AND FINANCE COMMITTEE

Place of Meeting: Room 215
Mitchell Building

Date Meeting Held: 2/16/72
Time Meeting Held: 9:53 a.m.

Committee Chairman: Sterling Rygg

MINUTES OF THE TWENTY-THIRD MEETING OF THE REVENUE AND FINANCE COMMITTEE

SUBJECT OF MEETING: Testimony on Net Proceeds Tax and
General Discussion of Final Draft

Roll Call:

Sterling Rygg, Chairman	<u>Present</u>
Maurice Driscoll, Vice Chairman	<u>Present</u>
William Artz	<u>Present</u>
E. M. Berthelson	<u>Present</u>
Dave Drum	<u>Present</u>
Noel Furlong	<u>Present</u>
Russell McDonough	<u>Present</u>
Mike McKeon	<u>Present</u>
Roger Wagner	<u>Present</u>

Time of Adjournment:

DISCUSSION:

Chairman Sterling Rygg called the twenty-third meeting of the Revenue and Finance Committee to order at 9:53 a.m., February 16, in Room 215 of the Mitchell Building. Several witnesses appeared and asked for time to speak on the net proceeds tax found in Article XII, Section 3 of the present Constitution. Chairman Rygg told the visitors present that the committee could take testimony only until noon because it had to work on its final article.

Those testifying in favor of retaining the net proceeds tax in the constitution were P. L. MacDonald of the Anaconda Company, George McGrath, Shag Miller, Lawrence G. Stimatz and Mayor M. A. Micone, all of Butte, and Harry Benjamin of Shelby. Delegates Cedor Aronow and Tom Joyce appeared to recommend that the committee delete Section 3 and find some other means of taxing mines, perhaps in the form of an "in lieu" tax.

The witnesses were thanked and excused. The committee then turned to a discussion of the contents of their rough draft, deciding what would be included in the final article. They met for most of the day, recessing at 5:20 p.m. for dinner and convening again at 7:00 p.m.

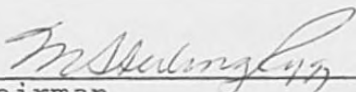
Late in the evening, the majority of the committee decided upon a final article, with minority reports to be given on Sections 5 and 13. A roll call vote was taken on each section of the proposed final article as follows: Section 1: adopted unanimously; Section 2: adopted unanimously; Section 3: adopted unanimously; Section 4: adopted unanimously; Section 5: Berthelson, Drum, McDonough, Wagner and Rygg, voting aye; Artz, Furlong, McKeon and Driscoll, voting nay; Section 6: Berthelson, Drum, Furlong, McDonough, Wagner, Rygg and Driscoll, voting aye; Artz and McKeon, voting nay; Section 7: Artz, Berthelson, Drum, McDonough, McKeon, Wagner and Driscoll, voting aye; Furlong and Rygg, voting nay; Section 8: adopted unanimously; Section 9: adopted unanimously; Section 10: adopted unanimously;

Section 11: adopted unanimously; Section 12: adopted unanimously; Section 13: Berthelson, Drum, Furlong, McDonough, Wagner and Rygg, voting aye; Artz, McKeon and Driscoll, voting nay; Section 14: Artz, Berthelson, Drum, McDonough, Wagner and Driscoll, voting aye; Furlong, McKeon and Rygg, voting nay; Section 15: Berthelson, Drum and Wagner, voting aye; Artz, Furlong, McDonough, McKeon, Rygg and Driscoll, voting nay.

The committee took a separate vote on whether or not to include the net proceeds provision in the new article: Artz and Driscoll, voting aye; Berthelson, Drum, Furlong, McDonough, McKeon, Wagner and Rygg, voting nay.

The meeting was adjourned.

Time of Adjournment: 11:30 p.m.


Chairman


Secretary