HOUSE JOURNAL
63RD LEGISLATURE
EIGHTEENTH LEGISLATIVE DAY

Helena, Montana — House Chambers
January 28, 2013 — State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Ballance. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representatives Calf Boss Ribs and Whitford, excused. Quorum present.

MOTIONS

Majority Leader Vance moved the House recess for the purpose of receiving an address by the Honorable Congressman for the State of Montana, Steve Daines. Upon Adjournment of the Joint Session, the House will reconvene. Motion carried.

House in Recess.

Sergeant-at-Arms Spencer notified Speaker Blasdel that the Honorable Senate of the State of Montana was awaiting entrance to the Chamber.

Speaker Blasdel requested Sergeant-at-Arms Spencer admit the Honorable Senate into the House Chambers.

Speaker Blasdel introduced Senate President Essmann and yielded the chair to him.

Senate Majority Leader Wittich moved that the body resolve itself into a joint session for the purpose of receiving an address from the Honorable Congressman for the State of Montana, Steve Daines. Motion carried.

Senate Majority Leader Wittich moved that President Essmann be authorized to appoint a committee of four to notify Congressman Daines that the body was in joint session and ready to receive his address. Motion carried.

President Essmann appointed Senator Jackson, Senator Tropila, Representative Glimm, and Representative Dudik to escort Chief Justice McGrath into the House Chambers.

Sergeant-at-Arms Ritter announced that Congressman Daines, was awaiting entrance to the House.
The Committee escorted Congressman Daines into the chambers.

President Essmann introduced Congressman Daines to the Joint Session.

Congressman Daines gave the following remarks:

President Essmann, Speaker Blasdel, Senator Sesso and Representative Hunter. Members of the Montana State Senate and State House. Governor Bullock, Secretary of State McCulloch, Attorney General Fox, and other elected officials.

It's an honor to be here with you today. And it's great to be home. I want to give a special hello to all of the brand new legislators out there. I can relate. I am grateful for your willingness to serve the people of Montana. I have a deep appreciation for our state's true "citizen legislature." It's something that sets Montana apart from other states, and I think is a true reflection of how our elected leaders should serve.

Here, the people who pass the laws—all of you--will go home in 90 days or so and actually have to work and live under those same laws. Our citizen legislators remain connected to those they serve, because they work and live in those same communities. You know what it means to create jobs, because you still own a small business. You understand how precious our states resources are, because when you get home, there will still be fields to cultivate and crops to eventually harvest, cows to take care of.

You know how important education is to our kids' futures, because you have kids still in school—or are an educator yourself. Most importantly, you understand the importance of working together and putting politics and personality aside so that our kids and grandkids—so that our state—can have the best future possible.

It's a lesson that Washington needs to learn, and I hope it's an attitude that remains unwavering as you work through this year's legislative session. As Montana's sole voice in the U.S. House of Representatives, this is a principle that I strive to live by as well.

Senator Baucus, Senator Tester and myself make up just three voices among 535 in Washington, D.C. Needless to say, we're a bit outnumbered. So it's critical that our Montana voice is strong. It's important that we work together in Washington, to put Montana first, and that we also work closely with each of you. I enjoyed meeting with the Senators on my first day in office—some of you may have seen the photos of the three of us in my DC office.

And speaking of having Montanans back in Washington. My wife of 26 years, Cindy, was unable to join me for President Obama's inauguration last week, so I had a spare ticket for one of the best seats in the house. And I looked at it, and thought "Someone from Montana should get this." And I was delighted that our own Secretary of State, Linda McCulloch, was able to join me. I hear it's the first inauguration she's been to since Nixon's.

I also got to join Senator Baucus and our new governor, Steve Bullock, for what has become a Montana Inauguration Day tradition. The three of us, along with the Governor's daughter Caroline, had the opportunity to saddle up and ride horses all the way down Pennsylvania Avenue, from the U.S. Capitol to the White House. I just prayed it didn't turn into a rodeo. And if it did, I was ready to hang on for eight seconds and ride to the buzzer. It was such an honor to join Max and Steve for that ride. And I truly appreciate both of our Senators going out of their way to welcome me to

Congress earlier this month.

You know, we won't always agree on everything. And that's okay. But we know that working for our state and the people who call Montana home must always remain our number one goal. And to best serve the people of Montana, we all need to work together. And we need to also work with all of you here at home.

It's hard to believe that it's already been nearly a month since I was sworn into office. I was honored to have my wife, Cindy, my four kids, my parents, and my sister and her family join me in Washington, D.C. that day. I can't think of anyone more important to share that moment with than my family.

While taking the oath of office, I held on to this little tattered Bible that had been passed down by my grandfather, who was born and raised in Conrad, Montana. And two of my children, Caroline and Michael, sat next to me on the House floor. I was reminded in that moment that the things that are most important to me as a father are also most important to me as Montana's Congressman: what I pass down to my children. My grandfather passed down more than a little tattered Bible. He passed down common sense Montana values. Values that have shaped who I am today.

My great-great-grandmother first came to Montana as a widow seeking a better future for her children, and she found it outside of Conrad, Montana. Montana pioneers made a future in our state because they shared common sense values of hard work, saving for the future and helping their neighbors. Five generations later, we have the same responsibility to our children to save, to work hard and to hand down a future rich with opportunity and freedom. It's a stark comparison to what we're seeing in Washington, D.C.

It goes without saying, but I'll say it anyway: Washington is broken. From run-away spending to record deficits, Washington has a habit of rewarding all the wrong behaviors. That town doesn't promote success--it promotes failure.

I come from a business background, as I know many of you do. As any hardworking Montana taxpayer knows, families must balance their budgets...small businesses must balance their budgets...the state of Montana must balance its budget. It's about time Washington, D.C. did the same.

Washington consistently fails to live within its means. Washington knows how to cut deals. Montanans want them to solve problems. Washington has emerged from recession better than any other region in the country. Seven of the 10 wealthiest counties in the nation are found in the greater Washington, D.C. area, with a median income of more than $100,000. That's more than twice the median income of Montana families.

While hard working families from across the United States have had to make sacrifices, Washington continues to spend without limit, to reward inaction, and put special interests ahead of the needs of American families. Thankfully, we do things a little differently in Montana. I can think of no better example of what makes America great than the Treasure State.

Our Montana values—putting faith and family first, never being afraid of a hard day's work, taking responsibility for ourselves and our actions—these principles have shaped our state for the better. We value our resources and take pride in hard work and innovation. We honor the legacy that our grandparents and our veterans left us. Because we know that these lessons, these values, are what has allowed our state to prosper and grow.

Now, despite what we all believe and will tell to any out-of-stater who thinks differently, things aren't always perfect in Montana. But we learn from our mistakes, and we work to make things better. In Montana we don't give up. And we don't settle for "good enough" when we know that better is possible.

We have great success stories here in Montana. The City of Billings is a good example of this. Not too long ago, the city was in tough financial shape. So, they made tough decisions and introduced priority-based budgeting. Departments broke down operations into a series of programs, attached the cost and staffing level for those programs and ranked them by priority.

Seems like common sense—the sort of thing we do around the dinner table at home. This is just one example of taking common sense ideas and creating real solutions. We need to bring these common sense Montana solutions to Washington, D.C.

That's why I'm here today—to learn from all of you. And that's why I am spending the coming week meeting with Montanans who are innovators in business, public service, and education and have the real experience and real results needed in Washington if we want to pass down the same opportunities to our children.

We are fighting to protect the things we value and to leave a better future to the next generation. It's that simple—but it's not going to be easy.

That's why I'm focused on three key principles—three common sense Montana values—that we need to bring to Washington to win this fight.

First, we must never forget where we came from and what we're fighting for.

Our parents and grandparents shaped this country, and worked hard to leave a better future for each of us. We must keep the promises we've made to our seniors and protect what they've worked for and deserve.

And we must never forget those who gave the most—our veterans. I know many of you here today have served—and for that we owe our eternal gratitude and thanks. And like me, many of you have parents or grandparents who have served in our armed forces. My dad was a Marine, and his service and sacrifice to our nation inspired me, and helped shape who I grew up to be.

He also instilled in me a deep appreciation of Montana's heritage. In Montana, we value our freedoms—and we know the importance of protecting them. That's why I'm committed to protecting and defending Montanans' second amendment rights. I grew up hunting with my dad and my grandpa—a tradition I've passed on to my kids. After the election in November, I cleared out my

schedule, shut off my Blackberry, and took my youngest son and daughter hunting.

Speaking of my kids—in Montana, we know how important family is. Every day, I am inspired by my four children. They are the reason why I decided to run for Congress. Like many of you, I'm worried about the future we're going to leave for the next generation.

This is the first time in our nation's history where we're at risk of leaving the next generation a future that is worse than the one our parents gave to us. We must take concrete steps today to ensure that doesn't happen. We need to ensure our kids have the opportunities to obtain a quality education—and just as importantly, that there are actually jobs available once they graduate.

Which is why—second—we must work toward common sense solutions that grow our economy

Between miles of red tape, constantly changing regulations, and a tax code that's inches thick, it's no wonder that small businesses across the country are struggling. We have to make it easier for Montana businesses to grow and create jobs. It's time for real tax reform—a pro-growth tax code that provides American families and small businesses with certainty, not confusion, and encourages our small businesses to grow, invest, and hire new employees.

In this global economy, our competitors are no longer just down the street, or across the state, or across the country...they are now across the world. We need a tax code that enables American businesses with the ability to win in the global marketplace, and most importantly, create jobs.

We also need common sense regulatory reform. Let's remove the red tape and the out-of-touch regulations that hold back our businesses, our health care providers, our family farms and ranches, and our energy producers. There are businesses just waiting to hire Montanans. But when the rules can change at the blink of an eye, it's nearly impossible for our state's businesses to invest in new workers.

This is perhaps no more evident than the ongoing debate over the Keystone XL pipeline. Let me be clear—this project means jobs for Montanans. It means coming one step closer to North American energy independence. This isn't about politics—Republicans and Democrats alike support the pipeline. This is about American jobs.

It's time for President Obama to approve this project.

Montana has an abundance of natural resources, from our mountains and rivers to energy sources like coal and natural gas. Those of us in Montana understand the importance of being good stewards of our resources. I believe that Montanans know how to best protect the resources we value, and we also know how to best put them to use.

I'm excited about the new partnership between the Crow Tribe and Cloud Peak Energy. That agreement will open up access to more than one billion tons of coal. That means new, good-paying jobs. That means millions of dollars injected into the economy. We should be encouraging these kinds of partnerships—not putting up more roadblocks to common sense energy production.

But to accomplish any of these objectives, we must get our country back on solid fiscal ground. We need to balance our budget. For those of you who are counting, that's number three.) When the Montana legislature adjourns this spring, you will have delivered a balanced budget for the people of Montana. I was looking over your website this week, and came across this: "Unlike the federal government, Montana state government cannot operate at a deficit. The state constitution requires the Legislature to balance the budget every session. In fact, passing a balanced budget is the only constitutionally required duty of the Legislature" I'd like to see this common sense approach embraced in Washington.

Because Washington has proven time and time again that it is unable to live within its means. Out-of-control spending, $16 trillion in debt, the absence of a budget. Enough is enough. Washington politicians need to spend less, not take more. I am calling on Congress to come together and pass a budget that will balance our nation's budget within 10 years. Anything less is unfair to the next generation. To get our nation's spending under control, to balance our budget, and to preserve the things we value most, we must make Washington accountable. Montana families and small businesses understand that you can't spend more than you take in and that you need to balance your budget. These are common sense principles that Montanans live by every day—yet Washington refuses to follow them. It's absurd that Congress continues to refuse to fulfill the most basic requirement of their job—and that's passing a budget.

I've spent 28 years of my life in business, and I know that if you don't do your job, you don't get paid. We need to bring that same accountability to Washington. Our nation is facing a fiscal crisis, and Washington's refusal to balance its budget only drives us deeper into debt—threatening our economic recovery, the promises we've made to our seniors, and the future we hope to leave to the next generation.

Washington must be accountable to the American people. That's why I supported the "No Budget, No Pay" Act last week that passed the U.S. House on a bipartisan vote. It's simple—the House and the Senate must pass a budget, or the members' pay is withheld.

And by the way, this "No Budget No Pay" idea did not originate from folks like Paul Ryan or Eric Cantor… it originated from Democrat Jim Cooper of Tennessee. I signed on to Jim's bill as one of my first to-do's when I took office. You might recall, the U.S. Senate has not passed a budget in nearly four years. And this bill heads to the Senate next week—where it is expected to pass.

It's common sense—if you don't do your job, you don't get paid. No budget, no pay. Measures like this reflect the things we've seen work in Montana. Common sense business principles, that protect hardworking Montana taxpayers. We must make smart decisions today so that we can give to the next generation what they've been promised.

There's a fight ahead in Washington—a fight for the future for our kids, our state, our country. We need to get our nation's debt under control. We need to balance the budget. We need to make Washington accountable to the American people. To Montanans. To you. I know I can't do it alone. I know that the solutions won't just come from one person or one party. It all comes back to working together. To bringing common sense Montana ideas – like balancing a budget – to Washington, D.C., to ensure our elected leaders are accountable to the people they serve.

I'm spending the rest of my week traveling the state and talking with Montana business owners, innovators, and community leaders, so that I can learn from and take those solutions to Washington. Because together, we can find solutions that put our nation back on track. Solutions that renew our economy and get Montanans back to work. Solutions that allow us to keep our promises to our grandparents and our veterans. Solutions that ensure we're leaving a better future for our kids.

It's been an honor to be here with you today. Thank you again for the work you're doing on behalf of our state—I look forward to working with all of you.

President Essmann thanked Congressman Daines and directed the committee of four to escort Congressman Daines from the Joint Session.

Senate Majority Leader Wittich moved that the Joint Session of the 63rd Legislature be adjourned. Motion carried.

House Session Reconvened.

BILLS (O'Hara, Chair): 1/28/2013

Correctly printed: **HB 91**, **HB 100**, **HB 122**, **HB 123**, **HB 127**, **HB 162**, **HB 199**, **HB 226**, **HB 316**, **HB 317**, **HB 318**, **HB 319**, **HB 320**, **HB 321**, **HB 322**, **HB 323, HJR 9**.
Transmitted to the Senate: **HB 130**, **HB 145**, **HB 172**.

LEGISLATIVE ADMINISTRATION (O'Hara, Chair): 1/28/2013
MR. SPEAKER:
We, your committee on Legislative Administration recommend that employment of the following pages of the House be ceased as of 1:00 p.m., Friday, January 25, 2013:

Frankie Needles, Clinton
Nathan Wyatt, Helena
Kayla Hallock, Laurel
Alex Wittorff, Shepherd
Ellen Kauzlarich, East Helena
Rylee Trude, Clancy

and recommend that the following pages of the House be employed as of 1:00 p.m., Monday, January 28, 2013:

Cayley Boyd, Bozeman
Ashley Finley, Cascade
McKenna Wilson, Kalispell
Jordann Duffy, Butte
Mark Hovland, Billings
Ben Yturri, Great Falls

Joseph Giles, Great Falls
Megan Crossland, Cascade
Report Adopted.

REPORTS OF STANDING COMMITTEES

BUSINESS AND LABOR (Berry, Chair): 1/28/2013
HB 226, do pass. Report adopted.

MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence: 1/26/2013

SB 24, introduced by Rosendale
SB 55, introduced by Kaufmann
SB 57, introduced by Jent
SB 61, introduced by Ripley
SB 62, introduced by Ripley
SB 67, introduced by Van Dyk
SB 69, introduced by Walker
SB 99, introduced by Olson

Senate joint resolution passed and transmitted to the House for concurrence: 1/26/2013

SJR 4, introduced by Keane

MESSAGES FROM THE GOVERNOR

January 25, 2013

The Honorable Mark Blasdel
Speaker of the House
State Capitol
Helena, Montana 59620

Dear Speaker Blasdel:

Please be informed that I have signed **House Bill 1** sponsored by Representative Ankney on January 25, 2013.

Sincerely,

STEVE BULLOCK
Governor

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 316, introduced by Wilson, B. Bennett, Brockie, Driscoll, McClafferty, Pomnichowski, B. Smith, Swanson, Williams, referred to Taxation.
HB 317, introduced by Hunter, referred to Education.
HB 318, introduced by Mehlhoff, referred to Education.
HB 319, introduced by Pease-Lopez, referred to Human Services.
HB 320, introduced by B. Bennett, Ankney, Augare, Bangerter, Blyton, Boland, Curtis, Driscoll, Eck, Fitzpatrick, Gibson, Hertz, Hunter, Jent, Keane, Larsen, Lieser, Lynch, MacDonald, McChesney, McClafferty, McNally, McNiven, D. Moore, Peppers, Pierson, Pomnichowski, Price, Rosendale, Schreiner, Schwaderer, B. Smith, Steenberg, Swanson, Vuckovich, Walker, Wanzenried, Whitford, Wilmer, Wilson, Woods, referred to Joint Select Committee on Pensions.
HB 321, introduced by Greef, referred to State Administration.
HB 322, introduced by Cuffe, referred to Agriculture.
HB 323, introduced by Cuffe, referred to Agriculture.

The following House joint resolution was introduced, read first time, and referred to committee:

HJR 9, introduced by McNiven, Ankney, G. Bennett, Berry, Blasdel, Brodehl, T. Brown, Clark, Connell, Cuffe, Edmunds, Fitzpatrick, Glimm, Hagan, Halvorson, Hertz, D. Jones, Kary, Keane, Knudsen, Lang, D. Moore, Olson, Randall, Rosendale, Salomon, Schwaderer, C. Smith, Vance, Wittich, referred to Federal Relations, Energy, and Telecommunications.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Vance moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Lenz in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 91 - Representative Lynch moved **HB 91** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer,

Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Voted Absentee: Boss Ribs, Whitford, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 100 - Representative Ehli moved **HB 100** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 96

Nays: Kary, Kerns, Osmundson, B. Smith.
Total 4

Voted Absentee: Boss Ribs, Whitford, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 122 - Representative B. Bennett moved **HB 122** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Curtis, Dudik, Eck, Edmunds, Ehli, Fiscus, Flynn, Gibson, Greef, Gursky, Hagan, Hagstrom, Hansen, Harris, Hertz, Hill,

Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Lang, Laszloffy, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Moore, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Regier, Reichner, Salomon, Schreiner, Shaw, B. Smith, Squires, Steenberg, Swanson, Wagoner, Warburton, Washburn, White, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.
Total 81

Nays: Cuffe, Doane, Fitzpatrick, Galt, Glimm, Halvorson, Kerns, Knudsen, Lavin, McNiven, Miller, O'Neil, Osmundson, Redfield, Schwaderer, C. Smith, Vance, Welborn, Zolnikov.
Total 19

Voted Absentee: Boss Ribs, Whitford, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 123 - Representative Regier moved **HB 123** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Voted Absentee: Boss Ribs, Whitford, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 127 - Representative Berry moved **HB 127** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, Berry, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Dudik, Eck, Ehli, Fiscus, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Harris, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Moore, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Salomon, Schreiner, Shaw, B. Smith, Squires, Steenberg, Swanson, Wagoner, Washburn, White, Whitford, Williams, Wilmer, Wilson, Woods.
Total 71

Nays: J. Bennett, Blyton, Brodehl, Doane, Edmunds, Fitzpatrick, Flynn, Hansen, Hertz, Kary, Kerns, Knudsen, Lang, Laszloffy, McNiven, Miller, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Schwaderer, C. Smith, Vance, Warburton, Welborn, Zolnikov, Mr. Speaker.
Total 29

Voted Absentee: Boss Ribs, Whitford, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 162 - Representative Flynn moved **HB 162** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Voted Absentee: Boss Ribs, Whitford, Aye.

Excused: None.

Total 0

Absent or not voting: None.
Total 0

HB 199 - Representative Noonan moved **HB 199** do pass. Motion carried as follows:

Yeas: Ankney, B. Bennett, Berry, Boland, Boss Ribs, Brockie, Coffin, Connell, Cook, Curtis, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Gursky, Hagan, Hagstrom, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Hunter, Jacobson, Kary, Knudsen, Lavin, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Miller, Moore, Neill, Noonan, O'Neil, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, Squires, Steenberg, Swanson, Vance, Warburton, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 70

Nays: Ballance, Bangerter, J. Bennett, Blyton, Brodehl, Clark, Court, Cuffe, Doane, Glimm, Greef, Halvorson, Hansen, Harris, Howard, Ingraham, Jones, Kerns, Lang, Laszloffy, Lenz, McNiven, O'Hara, Osmundson, Redfield, Regier, Reichner, C. Smith, Wagoner, White.
Total 30

Voted Absentee: Boss Ribs, Whitford, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Vance moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Lenz moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 96

Nays: Lenz.
Total 1

Voted Absentee: None.

Excused: Boss Ribs, Whitford.
Total 2

Absent or not voting: Schwaderer.
Total 1

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 138 passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 97

Nays: None.
Total 0

Voted Absentee: None.

Excused: Boss Ribs, Whitford.
Total 2

Absent or not voting: Lynch.
Total 1

HB 169 passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli,

Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 98

Nays: None.
Total 0

Voted Absentee: None.

Excused: Boss Ribs, Whitford.
Total 2

Absent or not voting: None.
Total 0

HB 193 passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 98

Nays: None.
Total 0

Voted Absentee: None.

Excused: Boss Ribs, Whitford.
Total 2

Absent or not voting: None.
Total 0

HB 202 passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 98

Nays: None.
Total 0

Voted Absentee: None.

Excused: Boss Ribs, Whitford.
Total 2

Absent or not voting: None.
Total 0

HB 243 passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 98

Nays: None.
Total 0

Voted Absentee: None.

Excused: Boss Ribs, Whitford.

Total 2

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Vance moved **HB 100** be moved to the Appropriations committee.
Majority Leader Vance moved **HB 187** be moved to the Business and Labor committee.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Vance moved that the House adjourn until 1:00 p.m., Tuesday, January 29, 2013. Motion carried.

House adjourned at 2:20 p.m.

LINDSEY GROVOM
Chief Clerk of the House

MARK BLASDEL
Speaker of the House