**HOUSE JOURNAL**
**63RD LEGISLATURE**
**SIXTY-SEVENTH LEGISLATIVE DAY**

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

House convened at 9:00 a.m. Mr. Speaker presiding. Invocation by Representative Hagstrom. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representatives Berry and Harris, excused. Quorum present.

**BILLS** (O'Hara, Chair): 3/28/2013

Correctly printed: **HB 443**, **HB 589**, **HB 605**, **HB 608**, **HB 626**, **HB 634**, **HB 635**, **SB 340**.
Correctly engrossed: **HB 423**, **HB 581**, **HB 593**, **HJR 18**, **SB 31**.
Correctly enrolled: **HB 283**, **HB 328**, **HB 402**, **HB 455**, **HB 462**.
Examined by the sponsor and found to be correct: **HB 374**, **HJR 1**, **HJR 3**.
Transmitted to the Senate: **HB 4**, **HB 39**, **HB 86**, **HB 354**, **HB 377**, **HB 378**, **HB 404**, **HB 420**, **HB 454**, **HB 472**, **HB 509**, **HB 513**, **HB 559**, **HB 565**, **HB 575**, **HB 580**, **HB 582**, **HB 586, HB 599**, **HB 604**, **HB 607**, **HB 617**, **HB 625**, **HB 627**, **HB 630**, **HB 633**, **SB 19, SB 136**, **SB 239**, **SB 346**.

## COMMUNICATIONS AND PETITIONS

Mr. Speaker: We, your committee on Legislative Administration, having examined the daily journals for the fifty-first, fifty-second, fifty-third, fifty-fourth, and fifty-fifth legislative days, find the same to be correct.

Representative O'Hara, Chair

## REPORTS OF STANDING COMMITTEES

**BUSINESS AND LABOR** (Berry, Chair): 3/28/2013
**HJR 18**, introduced joint resolution, be amended as follows:

1. Title, line 6.
**Following:** "LICENSING"
**Insert:** "AND PRIVILEGES"

2. Title, line 7.
**Strike:** "WHOLESALERS"
**Insert:** "DISTRIBUTORS"
**Following:** "OTHERS,"
**Insert:** "PROMOTING NEGOTIATIONS AMONG THE THREE TIERS OF THE ALCOHOL INDUSTRY,"

3. Page 1, line 9.
**Insert:** "WHEREAS, the 21st Amendment to the United States Constitution allows each state to create and modify, as needed from time to time, a unique system for the control of alcoholic beverages; and

WHEREAS, Montana, the other 49 states, and the federal government have all recognized that alcohol is a unique product and requires careful regulation; and

WHEREAS, Montana has always recognized that the core purposes of the 21st Amendment are to promote temperance, to maintain an orderly market, to aid in the collection of taxes, and to promote the public policy of responsible consumption; and"

4. Page 1, line 11.
**Following:** "licensees,"
**Strike:** "new"
**Insert:** "privileges for licensees,"

5. Page 1, line 12.
**Strike:** "management practices"
**Insert:** "the need for regulation to protect society and the careful balance of the economic interests of the three tiers of the alcoholic beverage industry"

6. Page 1, line 13.
**Strike:** "manufacturing" on line 13
**Strike:** "and"

7. Page 1, line 14.
**Following:** "wineries"
**Insert:** ", distributors, and retailers"
**Strike:** "have grown to be" on line 14
**Insert:** "are all"

8. Page 1, line 18.
**Following:** line 17
**Insert:** "WHEREAS, a conflict has arisen among the three tiers of the alcoholic beverage industry over retail licenses and on-premises privileges that needs to be studied by an appropriate interim committee; and"

9. Page 1, line 18.
**Strike:** "or adding to"

10. Page 1, line 19.
**Following:** "licensing"
**Insert:** ", privilege, "
**Following:** "public,"
**Strike:** "agricultural interests, tourism, and"

11. Page 1, line 20.
**Following:** "economy"
**Insert:** ", and societal protection"

12. Page 1, line 28.
**Strike:** "comprehensive"

13. Page 1, line 29.
**Following:** "manufacturers"
**Insert:** "by promoting cooperative negotiations among the three tiers of the alcoholic beverage industry"

14. Page 1, line 30.
**Strike:** "streamline, improve, and update"
**Insert:** "revise"
**Strike:** "alcohol"
**Following:** "licensing"
**Insert:** "and privilege"

15. Page 2, line 1.
**Following:** "public,"
**Strike:** "including" through "and"
**Insert:** "the alcoholic beverage industry,"

16. Page 2, line 2.
**Following:** "economy"
**Insert:** ", and societal protection"

17. Page 2, line 4.
**Strike:** "and"
**Following:** "manufacturers,"
**Insert:** "the gaming industry, and the restaurant and hotel industry,"

18. Page 2, line 5 through line 6.
**Strike:** line 5 through line 6 in their entirety

And, as amended, do pass. Report adopted.

**EDUCATION** (Hansen, Chair): 3/27/2013
**HB 423**, introduced bill, be amended as follows:

1. Page 2, following line 28.
**Insert:** "COORDINATION SECTION. **Section 5. Coordination instruction.** If both House Bill No. 239 and [this act] are passed and approved, then [this act] is void.
**Renumber:** subsequent sections

2. Page 3, line 10 through line 11.
**Strike:** "to requiring" on line 10 through "education." on line 11
**Insert:** "on Legislative Referendum No. ___"

3. Page 3, line 12 through line 13.
**Strike:** "to requiring" on line 12 through "education." on line 13
**Insert:** "on Legislative Referendum No. ___"

And, as amended, do pass. Report adopted.

**HB 634**, do pass. Report adopted.
**HB 635**, do pass. Report adopted.
**SB 340**, be concurred in. Report adopted.

**FEDERAL RELATIONS, ENERGY, AND TELECOMMUNICATIONS** (Regier, Chair): 3/27/2013
**SB 31**, be amended as follows:

1. Page 2, line 18.
**Strike:** ", except as provided in subsection (10)(b),"

2. Page 2, line 19.
**Following:** "2005,"
**Strike:** "and that"
**Insert:** "or is a hydroelectric project referred to in subsection (10)(a)(iv)(C), any of which"

3. Page 2, line 23.
**Following:** "(iv)"
**Insert:** "except as provided in subsection (10)(b),"

4. Page 2, line 25.
**Following:** "~~less~~"
**Strike:** "; or"
**Insert:** "and that has a nameplate rating of 10 megawatts or less;"

5. Page 2, line 27.
**Following:** "~~less~~"
**Insert:** ", and has a nameplate capacity of 15 megawatts or less; or
(C) commences commercial operation in Montana on or after January 1, 2013"

6. Page 3, line 8 through line 11.
**Strike:** line 8 through line 11 in their entirety
**Insert:** "(b) The term does not include federal hydroelectric projects located in Montana or delivering electricity from another state into Montana."

7. Page 7.
**Following:** line 19
**Insert:** "COORDINATION SECTION. **Section 5. Coordination instruction.** If both Senate Bill No. 45 and [this act] are passed and approved and if both contain a section that amends 69-3-2003, then the sections amending 69-3-2003 are void and 69-3-2003 must be amended as follows:

**"69-3-2003. Definitions.** As used in this part, unless the context requires otherwise, the following definitions apply:

(1) "Ancillary services" means services or tariff provisions related to generation and delivery of electric power other than simple generation, transmission, or distribution. Ancillary services related to transmission services include energy losses, energy imbalances, scheduling and dispatching, load following, system protection, spinning reserves and nonspinning reserves, and reactive power.

(2) "Balancing authority" means a transmission system control operator who balances electricity supply and load at all times to meet transmission system operating criteria and to provide reliable electric service to customers.

(3) "Common ownership" means the same or substantially similar persons or entities that maintain a controlling interest in more than one community renewable energy project even if the ownership shares differ between two community renewable energy projects. Two community renewable energy projects may not be considered to be under common ownership simply because the same entity provided debt or equity or both debt and equity to both projects.

(4) "Community renewable energy project" means an eligible renewable resource that:

(a) is interconnected on the utility side of the meter in which local owners have a controlling interest and that is less than or equal to 25 megawatts in total calculated nameplate capacity; or

(b) is owned by a public utility and has less than or equal to 25 megawatts in total nameplate capacity.

(5) (a) "Competitive electricity supplier" means any person, corporation, or governmental entity that is selling electricity to small customers at retail rates in the state of Montana and that is not a public utility or cooperative.

(b) The term does not include governmental entities selling electricity produced only by facilities generating less than 250 kilowatts that were in operation prior to 1990.

(6) "Compliance year" means each calendar year beginning January 1 and ending December 31, starting in 2008, for which compliance with this part must be demonstrated.

(7) "Cooperative utility" means:

(a) a utility qualifying as an electric cooperative pursuant to Title 35, chapter 18; or

(b) an existing municipal electric utility as of May 2, 1997.

(8) "Dispatch ability" means the ability of either a balancing authority or the owner of an electric generating resource to rapidly start, stop, increase, or decrease electricity production from that generating resource in order to respond to the balancing authority's need to match supply resources to loads on the transmission system.

(9) "Electric generating resource" means any plant or equipment used to generate electricity by any means.

(10)(a) "Eligible renewable resource" means a facility either located within Montana or delivering electricity from another state into Montana that commences commercial operation after January 1, 2005, is a hydroelectric project referred to in subsection (10)(a)(iv)(C), or is a hydroelectric project expansion referred to in subsection (10)(a)(iv)(D), ~~and that~~ any of which produces electricity from one or more of the following sources:

~~(a)~~(i) wind;

~~(b)~~(ii) solar;

~~(c)~~(iii) geothermal;

~~(d)~~(iv) except as provided in subsection (10)(b), water power, in the case of a hydroelectric project that:

~~(i)~~(A) does not require a new appropriation, diversion, or impoundment of water and that has a nameplate rating of 10 megawatts or less; ~~or~~

~~(ii)~~(B) is installed at an existing reservoir or on an existing irrigation system that does not have hydroelectric generation as of April 16, 2009, and has a nameplate capacity of 15 megawatts or less;

(C) commences commercial operation in Montana on or after January 1, 2013, and is not an expansion under subsection (10)(a)(iv)(D); or

(D) is an expansion of a hydroelectric project that increases existing generation capacity on or after December 31, 2010. The eligible renewable resource includes only the proportion of actual hourly generation resulting from the expansion based on the ratio of added capacity to the total capacity of the expanded hydroelectric project. If the total capacity of the expanded hydroelectric project subsequently changes, the ratio of added capacity to the total capacity of the hydroelectric project must be recalculated.

~~(e)~~(v) landfill or farm-based methane gas;

~~(f)~~(vi) gas produced during the treatment of wastewater;

~~(g)~~(vii) low-emission, nontoxic biomass based on dedicated energy crops, animal wastes, or solid organic fuels from wood, forest, or field residues, except that the term does not include wood pieces that have been treated with chemical preservatives such as creosote, pentachlorophenol, or copper-chroma-arsenic;

~~(h)~~(viii) hydrogen derived from any of the sources in this subsection ~~(10)~~ (10)(a) for use in fuel cells;

~~(i)~~(ix) the renewable energy fraction from the sources identified in ~~subsections (10)(a) through (10)(j)~~ this subsection (10)(a) of electricity production from a multiple-fuel process with fossil fuels; and

~~(j)~~(x) compressed air derived from any of the sources in this subsection ~~(10)~~ (10)(a) that is forced into an underground storage reservoir and later released, heated, and passed through a turbine generator.

(b) The term does not include federal hydroelectric projects located in Montana or delivering electricity from another state into Montana.

(11) "Local owners" means:

(a) Montana residents;

(b) general partnerships of which all partners are Montana residents;

(c) business entities organized under the laws of Montana that:

(i) have less than $50 million of gross revenue;

(ii) have less than $100 million of assets; and

(iii) have at least 50% of the equity interests, income interests, and voting interests owned by Montana residents;

(d) Montana nonprofit organizations;

(e) Montana-based tribal councils;

(f) Montana political subdivisions or local governments;

(g) Montana-based cooperatives other than cooperative utilities; or

(h) any combination of the individuals or entities listed in subsections (11)(a) through (11)(g).

(12) "Nonspinning reserve" means offline generation that can be ramped up to capacity and synchronized to the grid within 10 minutes and that is needed to maintain system frequency stability during emergency conditions, unforeseen load swings, and generation disruptions.

(13) "Public utility" means any electric utility regulated by the commission pursuant to Title 69, chapter 3, on January 1, 2005, including the public utility's successors or assignees.

(14) "Renewable energy credit" means a tradable certificate of proof of 1 megawatt hour of electricity generated by an eligible renewable resource that is tracked and verified by the commission and includes all of the environmental attributes associated with that 1 megawatt-hour unit of electricity production.

(15) "Seasonality" means the degree to which an electric generating resource is capable of producing electricity in each of the seasons of the year.

(16) "Small customer" means a retail customer that has an individual load with an average monthly demand of less than 5,000 kilowatts.

(17) "Spinning reserve" means the online reserve capacity that is synchronized to the grid system and immediately responsive to frequency control and that is needed to maintain system frequency stability during emergency conditions, unforeseen load swings, and generation disruptions.

(18) "Total calculated nameplate capacity" means the calculation of total nameplate capacity of the community renewable energy project and other eligible renewable resources that are:

(a) located within 5 miles of the project;

(b) constructed within the same 12-month period; and

(c) under common ownership.""

**Renumber:** subsequent sections

And, as amended, be concurred in. Report adopted.

## 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 5** passed as follows:

Yeas: Ankney, Bangerter, B. Bennett, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Gibson, Greef, Gursky, Hagan, Hagstrom, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hunter, Ingraham, Jacobson, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Miller, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Salomon, Schreiner, Shaw, B. Smith, Squires, Steenberg, Swanson, Warburton, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 72

Nays: Ballance, J. Bennett, Doane, Flynn, Galt, Glimm, Halvorson, Hoven, Howard, Jones, Kary, Kerns, Knudsen, Lenz, McNiven, Moore, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Schwaderer, C. Smith, Vance, Wagoner, White.
Total 27

Voted Absentee: Harris, Aye.

Excused: Berry.
Total 1

Absent or not voting: None.
Total 0

**HB 13** passed as follows:

Yeas: Ankney, Bangerter, B. Bennett, Blyton, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Dudik, Eck, Edmunds, Ehli, Fitzpatrick, Gibson, Gursky, Hagan, Hagstrom, Hill, Hollandsworth, Hollenbaugh, Hunter, Ingraham, Jacobson, Lang, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Salomon, Schreiner, Shaw, B. Smith, Squires, Steenberg, Swanson, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.
Total 65

Nays: Ballance, J. Bennett, Brodehl, Doane, Fiscus, Flynn, Galt, Glimm, Greef, Halvorson, Hansen, Harris, Hertz, Hoven, Howard, Jones, Kary, Kerns, Knudsen, Laszloffy, McNiven,

O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Schwaderer, C. Smith, Vance, Wagoner, Warburton, White, Zolnikov.
Total 34

Voted Absentee: Harris, No.

Excused: Berry.
Total 1

Absent or not voting: None.
Total 0

**HB 86** passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, 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, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Jacobson, Jones, Kary, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, 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, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.
Total 93

Nays: Harris, Ingraham, Kerns, O'Neil, Schwaderer, Zolnikov.
Total 6

Voted Absentee: Harris, No.

Excused: Berry.
Total 1

Absent or not voting: None.
Total 0

**HB 377** passed as follows:

Yeas: Ankney, Bangerter, B. Bennett, Blyton, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Curtis, Dudik, Eck, Ehli, Gibson, Gursky, Hagan, Hagstrom, Hertz, Hill, Hollandsworth, Hollenbaugh, Hunter, Ingraham, Jacobson, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Moore, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Reichner, Schreiner, Shaw, B.

Smith, Squires, Steenberg, Swanson, Welborn, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.
Total 60

Nays: Ballance, J. Bennett, Brodehl, Cuffe, Doane, Edmunds, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Greef, Halvorson, Hansen, Harris, Hoven, Howard, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, McNiven, Miller, O'Neil, Osmundson, Randall, Redfield, Regier, Salomon, Schwaderer, C. Smith, Vance, Wagoner, Warburton, Washburn, White, Zolnikov.
Total 39

Voted Absentee: Harris, No.

Excused: Berry.
Total 1

Absent or not voting: None.
Total 0

**HB 378** passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Court, Cuffe, Curtis, Dudik, Eck, Ehli, Fiscus, Fitzpatrick, Flynn, Gibson, Greef, Gursky, Hagan, Halvorson, Hansen, Hertz, Hill, Hollenbaugh, Hoven, Hunter, Ingraham, Jacobson, Jones, Kary, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Miller, Moore, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.
Total 82

Nays: J. Bennett, Cook, Doane, Edmunds, Galt, Glimm, Hagstrom, Harris, Hollandsworth, Howard, Kerns, Mehlhoff, O'Neil, Osmundson, Randall, C. Smith, Zolnikov.
Total 17

Voted Absentee: Harris, No.

Excused: Berry.
Total 1

Absent or not voting: None.
Total 0

**HB 404** passed as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Blyton, Brodehl, Clark, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jacobson, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, O'Hara, O'Neil, Osmundson, Pierson, Randall, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, Zolnikov, Mr. Speaker.
Total 58

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Connell, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollenbaugh, Hunter, Jones, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan, Pease-Lopez, Peppers, Pomnichowski, Price, Redfield, Schreiner, B. Smith, Squires, Steenberg, Swanson, White, Whitford, Williams, Wilmer, Wilson, Woods.
Total 41

Voted Absentee: Harris, Aye.

Excused: Berry.
Total 1

Absent or not voting: None.
Total 0

**HB 420** passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Dudik, Eck, Edmunds, Ehli, Fiscus, Gibson, Glimm, Greef, Gursky, Hagan, Halvorson, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Hunter, Ingraham, Jacobson, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Moore, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, Squires, Steenberg, Swanson, Warburton, Welborn, Whitford, Williams, Wilmer, Wilson, Woods.
Total 70

Nays: J. Bennett, Doane, Fitzpatrick, Flynn, Galt, Hagstrom, Harris, Howard, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Miller, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, C. Smith, Vance, Wagoner, Washburn, White, Zolnikov, Mr. Speaker.
Total 29

Voted Absentee: Harris, No.

Excused: Berry.
Total 1

Absent or not voting: None.
Total 0

**HB 454** passed as follows:

Yeas: Ankney, Bangerter, B. Bennett, Blyton, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Curtis, Dudik, Eck, Ehli, Gibson, Greef, Gursky, Hagan, Hagstrom, Hertz, Hill, Hollandsworth, Hollenbaugh, Hunter, Ingraham, Jacobson, Lang, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Moore, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Reichner, Salomon, Schreiner, Shaw, B. Smith, Squires, Steenberg, Swanson, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.
Total 64

Nays: Ballance, J. Bennett, Brodehl, Cuffe, Doane, Edmunds, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Halvorson, Hansen, Harris, Hoven, Howard, Jones, Kary, Kerns, Knudsen, Laszloffy, McNiven, Miller, O'Neil, Osmundson, Randall, Redfield, Regier, Schwaderer, C. Smith, Vance, Wagoner, Warburton, White, Zolnikov.
Total 35

Voted Absentee: Harris, No.

Excused: Berry.
Total 1

Absent or not voting: None.
Total 0

**HB 472** passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Blyton, Boland, Brockie, Brodehl, Clark, Connell, Cook, Cuffe, Curtis, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, McClafferty, McNally, McNiven, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Peppers, Pierson, Price, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Steenberg, Vance, Wagoner, Warburton, Washburn, Welborn, White, Williams, Wilmer, Zolnikov, Mr. Speaker.
Total 77

Nays: Boss Ribs, Coffin, Court, Dudik, Eck, Gursky, Hill, Hollenbaugh, Hunter, MacDonald, McCarthy, McChesney, Mehlhoff, Pease-Lopez, Pomnichowski, Schreiner, B. Smith, Squires, Swanson, Whitford, Wilson, Woods.
Total 22

Voted Absentee: Harris, Aye.

Excused: Berry.
Total 1

Absent or not voting: None.
Total 0

**HB 509** passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Coffin, Connell, Cook, Court, Cuffe, Curtis, Dudik, Eck, Ehli, Fiscus, Fitzpatrick, Flynn, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Jacobson, Jones, Kary, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Regier, Reichner, Salomon, Schreiner, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.
Total 87

Nays: Clark, Doane, Edmunds, Galt, Ingraham, Kerns, McNiven, Miller, Randall, Redfield, Schwaderer, Zolnikov.
Total 12

Voted Absentee: Harris, Aye.

Excused: Berry.
Total 1

Absent or not voting: None.
Total 0

**HB 559** passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, 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, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Jacobson, Jones, Kary, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy,

McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, 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 95

Nays: Harris, Ingraham, Kerns, O'Neil.
Total 4

Voted Absentee: Harris, No.

Excused: Berry.
Total 1

Absent or not voting: None.
Total 0

**HB 565** passed as follows:

Yeas: Ankney, Bangerter, B. Bennett, Blyton, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Curtis, Dudik, Eck, Greef, Gursky, Hagan, Hagstrom, Hertz, Hill, Hollandsworth, Hollenbaugh, Hunter, Ingraham, Jacobson, Jones, Lang, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, Shaw, B. Smith, Squires, Steenberg, Swanson, Warburton, Whitford, Williams, Wilmer, Wilson, Woods.
Total 57

Nays: Ballance, J. Bennett, Brodehl, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Halvorson, Hansen, Harris, Hoven, Howard, Kary, Kerns, Knudsen, Laszloffy, Lavin, McNiven, Miller, Moore, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, C. Smith, Vance, Wagoner, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 42

Voted Absentee: Harris, No.

Excused: Berry.
Total 1

Absent or not voting: None.
Total 0

**HB 575** passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, 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, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, Osmundson, Pease-Lopez, Pierson, Pomnichowski, 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 95

Nays: Kerns, O'Neil, Peppers, Price.
Total 4

Voted Absentee: Harris, Aye.

Excused: Berry.
Total 1

Absent or not voting: None.
Total 0

**HB 582** passed as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jacobson, Jones, Kary, Knudsen, Lang, Laszloffy, Lavin, Lenz, McChesney, McNiven, Mehlhoff, Miller, Moore, O'Hara, Osmundson, Pierson, Randall, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, Zolnikov, Mr. Speaker.
Total 58

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Flynn, Gursky, Harris, Hill, Hollenbaugh, Hunter, Kerns, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McNally, Neill, Noonan, O'Neil, Pease-Lopez, Peppers, Pomnichowski, Price, Redfield, Schreiner, B. Smith, Squires, Steenberg, Swanson, White, Whitford, Williams, Wilmer, Wilson, Woods.
Total 41

Voted Absentee: Harris, No.

Excused: Berry.
Total 1

Absent or not voting: None.
Total 0

**HB 604** passed as follows:

Yeas: Ballance, Bangerter, J. Bennett, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Greef, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Laszloffy, Lavin, Lenz, McNiven, Miller, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, C. Smith, Vance, Wagoner, Warburton, White, Zolnikov, Mr. Speaker.
Total 50

Nays: Ankney, B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gibson, Gursky, Hagan, Hill, Hollandsworth, Hollenbaugh, Hunter, Jacobson, Lang, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Moore, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, Shaw, B. Smith, Squires, Steenberg, Swanson, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Woods.
Total 49

Voted Absentee: Harris, Aye.

Excused: Berry.
Total 1

Absent or not voting: None.
Total 0

**HB 617** passed as follows:

Yeas: Ankney, Ballance, B. Bennett, J. Bennett, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Cook, Court, Doane, Eck, Edmunds, Ehli, Fiscus, Flynn, Galt, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Hill, Hoven, Howard, Hunter, Ingraham, Jacobson, Kary, Knudsen, Lang, Laszloffy, Lieser, MacDonald, McCarthy, McChesney, McNally, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, Pease-Lopez, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Wagoner, Warburton, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 68

Nays: Bangerter, Connell, Cuffe, Curtis, Dudik, Fitzpatrick, Gibson, Glimm, Harris, Hertz, Hollandsworth, Hollenbaugh, Jones, Kerns, Lavin, Lenz, Lynch, McClafferty, McNiven, O'Neil,

Osmundson, Peppers, Pierson, Pomnichowski, Price, Squires, Vance, Washburn, Welborn, White, Whitford.
Total 31

Voted Absentee: Harris, No.

Excused: Berry.
Total 1

Absent or not voting: None.
Total 0

**HB 625** passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Dudik, Eck, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, 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, 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, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 93

Nays: Doane, Edmunds, Howard, Kary, Kerns, Schwaderer.
Total 6

Voted Absentee: Harris, Aye.

Excused: Berry.
Total 1

Absent or not voting: None.
Total 0

**HB 627** passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Hunter, Ingraham, Jacobson, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, Osmundson, Pease-Lopez, Peppers, Pierson,

Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Shaw, B. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.
Total 86

Nays: J. Bennett, Gursky, Hansen, Howard, Jones, Kary, Kerns, McNiven, O'Neil, Schwaderer, C. Smith, Zolnikov.
Total 12

Voted Absentee: Harris, Aye.

Excused: Berry.
Total 1

Absent or not voting: Cuffe.
Total 1

**HB 630** passed as follows:

Yeas: Ankney, Bangerter, B. Bennett, Blyton, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Curtis, Dudik, Eck, Greef, Gursky, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Moore, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Salomon, Schreiner, B. Smith, Squires, Steenberg, Swanson, Warburton, Whitford, Williams, Wilmer, Wilson, Woods.
Total 54

Nays: Ballance, J. Bennett, Brodehl, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Hagan, Hagstrom, Halvorson, Harris, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Miller, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 45

Voted Absentee: Harris, No.

Excused: Berry.
Total 1

Absent or not voting: None.
Total 0

**HB 633** passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Dudik, Eck, Edmunds, Ehli, Fiscus, Gibson, Glimm, Greef, Hagan, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Jacobson, Kary, Knudsen, Lang, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Price, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, Squires, Steenberg, Swanson, Vance, Warburton, Washburn, Whitford, Williams, Wilmer, Woods, Zolnikov, Mr. Speaker.
Total 74

Nays: J. Bennett, Doane, Fitzpatrick, Flynn, Galt, Gursky, Hagstrom, Halvorson, Hansen, Ingraham, Jones, Kerns, Laszloffy, Lavin, O'Neil, Osmundson, Pomnichowski, Randall, Redfield, B. Smith, C. Smith, Wagoner, Welborn, White, Wilson.
Total 25

Voted Absentee: Harris, Aye.

Excused: Berry.
Total 1

Absent or not voting: None.
Total 0

**SB 19** concurred in as follows:

Yeas: Ballance, Bangerter, J. Bennett, Blyton, Brodehl, Connell, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Laszloffy, Lavin, Lenz, McNiven, Mehlhoff, Miller, Moore, O'Hara, O'Neil, Osmundson, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Squires, Vance, Wagoner, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 54

Nays: Ankney, B. Bennett, Boland, Boss Ribs, Brockie, Clark, Coffin, Cook, Court, Curtis, Dudik, Eck, Flynn, Gursky, Halvorson, Hill, Hollenbaugh, Hunter, Lang, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Schreiner, B. Smith, Steenberg, Swanson, Warburton, Whitford, Williams, Wilmer, Wilson, Woods.
Total 45

Voted Absentee: Harris, Aye.

Excused: Berry.
Total 1

Absent or not voting: None.
Total 0

**SB 346** concurred in as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, 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 99

Nays: None.
Total 0

Voted Absentee: Harris, Aye.

Excused: Berry.
Total 1

Absent or not voting: None.
Total 0

## 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 McNiven in the chair.

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

**HB 614** - Representative Vance moved consideration of **HB 614** be passed for the day. Motion Carried.

**HB 357** - Representative Hansen moved **HB 357** do pass. Motion **failed** as follows:

Yeas: Ballance, J. Bennett, Blyton, Brodehl, Connell, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Greef, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hoven, Howard, Jones, Kary, Kerns, Knudsen, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, O'Hara, O'Neil, Osmundson, Randall, Regier, Salomon, Schwaderer, C. Smith, Vance, Wagoner, Warburton, Washburn, White, Zolnikov, Mr. Speaker.
Total 47

Nays: Ankney, Bangerter, B. Bennett, Berry, Boland, Boss Ribs, Brockie, Clark, Coffin, Cook, Court, Curtis, Dudik, Eck, Gibson, Gursky, Hagan, Hill, Hollandsworth, Hollenbaugh, Hunter, Ingraham, Jacobson, Lang, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Redfield, Reichner, Schreiner, Shaw, B. Smith, Squires, Steenberg, Swanson, Welborn, Whitford, Williams, Wilmer, Wilson, Woods.
Total 53

Voted Absentee: Harris, Aye; Berry, Eck, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

**HB 357** - Representative B. Bennett rose on a **Point of Personal Privilege** to emphasize that the numbers he used in his testimony on **HB 357** were updated and correct.

**HB 443** - Representative Cook moved **HB 443** do pass. Motion carried as follows:

Yeas: Ankney, Bangerter, J. Bennett, Berry, Blyton, Boland, Brodehl, Clark, Connell, Cook, Doane, Edmunds, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Lavin, Lenz, Lieser, McChesney, McNiven, Mehlhoff, Miller, Moore, O'Neil, Osmundson, Price, Randall, Redfield, Reichner, Salomon, Schwaderer, Shaw, B. Smith, C. Smith, Vance, Wagoner, Washburn, Welborn, White, Wilmer, Mr. Speaker.
Total 58

Nays: Ballance, B. Bennett, Boss Ribs, Brockie, Coffin, Court, Cuffe, Curtis, Dudik, Eck, Ehli, Greef, Gursky, Hill, Hollenbaugh, Hoven, Howard, Hunter, Laszloffy, Lynch, MacDonald, McCarthy, McClafferty, McNally, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Regier, Schreiner, Squires, Steenberg, Swanson, Warburton, Whitford, Williams, Wilson, Woods, Zolnikov.
Total 42

Voted Absentee: Berry, Harris, Aye; Eck, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

**HB 581** - Representative Hansen moved **HB 581** do pass.

**HB 581** - Representative Redfield moved **HB 581**, second reading copy, be amended as follows:

1. Page 91.
**Following:** line 2
**Insert:** "COORDINATION SECTION. **Section 66. Coordination instruction.** (1) If both House Bill No. 153 and [this act] are passed and approved, then House Bill No. 153 is void.

(2) If both House Bill No. 213 and [this act] are passed and approved, then House Bill No. 213 is void.

(3) If both House Bill No. 444 and [this act] are passed and approved, then House Bill No. 444 is void.

(4) If both Senate Bill No. 81 and [this act] are passed and approved, then Senate Bill No. 81 is void."
**Renumber:** subsequent sections

Amendment adopted as follows:

Yeas: Ankney, B. Bennett, Berry, Blyton, Boland, Boss Ribs, Clark, Coffin, Cook, Court, Curtis, Doane, Dudik, Eck, Edmunds, Galt, Gursky, Hagstrom, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Howard, Hunter, Ingraham, Jones, Kary, Kerns, Lang, Laszloffy, Lynch, MacDonald, McCarthy, McClafferty, McNiven, Moore, Neill, Noonan, O'Neil, Pomnichowski, Price, Randall, Redfield, Regier, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Washburn, Welborn, Whitford, Williams, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 62

Nays: Ballance, Bangerter, J. Bennett, Brockie, Brodehl, Connell, Cuffe, Ehli, Fiscus, Fitzpatrick, Flynn, Gibson, Glimm, Greef, Hagan, Halvorson, Hansen, Hoven, Jacobson, Knudsen, Lavin, Lenz, Lieser, McChesney, McNally, Mehlhoff, Miller, O'Hara, Osmundson, Pease-Lopez, Peppers, Pierson, Reichner, Vance, Wagoner, Warburton, White, Wilmer.
Total 38

Voted Absentee: Berry, Eck, Harris, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

**HB 581** - Representative Hansen moved **HB 581**, as amended, do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Coffin, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, McChesney, McNally, McNiven, Moore, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Steenberg, Vance, Wagoner, Warburton, Washburn, Welborn, White, Williams, Wilmer, Zolnikov, Mr. Speaker.
Total 67

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Lynch, MacDonald, McCarthy, McClafferty, Mehlhoff, Miller, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Swanson, Whitford, Wilson, Woods.
Total 33

Voted Absentee: Berry, Harris, Aye; Eck, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

**HB 589** - Representative Jacobson moved **HB 589** do pass. Motion carried as follows:

Yeas: Ankney, B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Connell, Court, Curtis, Dudik, Eck, Edmunds, Ehli, Flynn, Gursky, Hansen, Hill, Hollenbaugh, Hoven, Hunter, Jacobson, Jones, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Miller, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, Schwaderer, Shaw, B. Smith, Squires, Steenberg, Swanson, Warburton, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov.
Total 53

Nays: Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Cook, Cuffe, Doane, Fiscus, Fitzpatrick, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Harris, Hertz, Hollandsworth, Howard, Ingraham, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz,

McNiven, Moore, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, C. Smith, Vance, Wagoner, Washburn, Welborn, White, Mr. Speaker.
Total 47

Voted Absentee: Eck, Aye; Berry, Harris, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

**HB 593** - Representative Wagoner moved **HB 593** do pass.

**HB 593** - Representative Coffin moved **HB 593**, second reading copy, be amended as follows:

1. Page 4, line 19.
**Strike:** "rangeland"
**Insert:** "agricultural land"

2. Page 4, line 20.
**Following:** "pertinent"
**Insert:** "; and
(h) define "site-specific" and "pertinent""

Amendment adopted as follows:

Yeas: 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, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 97

Nays: Ankney, Shaw, Welborn.
Total 3

Voted Absentee: Berry, Eck, Harris, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

**HB 593** - Representative Wagoner moved **HB 593**, as amended, 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: Berry, Eck, Harris, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

**HB 605** - Representative Schwaderer moved **HB 605** 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, 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, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.
Total 97

Nays: Salomon, Zolnikov.
Total 2

Voted Absentee: Berry, Eck, Harris, Aye.

Excused: None.
Total 0

Absent or not voting: Hoven.
Total 1

**HB 608** - Representative Cuffe moved **HB 608** do pass. Motion carried as follows:

Yeas: Ankney, Bangerter, B. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Court, Cuffe, Curtis, Doane, Dudik, Eck, Ehli, Fiscus, Fitzpatrick, Gibson, Glimm, Greef, Gursky, Hagan, Halvorson, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Hunter, Ingraham, Jacobson, Knudsen, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Moore, Neill, Noonan, O'Hara, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Reichner, Salomon, Schreiner, Shaw, B. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Mr. Speaker.
Total 75

Nays: Ballance, J. Bennett, Brodehl, Cook, Edmunds, Flynn, Galt, Hagstrom, Harris, Hoven, Howard, Jones, Kary, Kerns, Lang, McCarthy, Miller, O'Neil, Randall, Redfield, Regier, Schwaderer, C. Smith, Woods, Zolnikov.
Total 25

Voted Absentee: Berry, Eck, Aye; Harris, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

**HB 626** - Representative Osmundson moved **HB 626** 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, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, 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 97

Nays: Harris, Kerns.
Total 2

Voted Absentee: Berry, Eck, Aye; Harris, No.

Excused: None.
Total 0

Absent or not voting: Flynn.
Total 1

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

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Blyton, Boland, Boss Ribs, Brodehl, Coffin, Cook, Court, Cuffe, Curtis, Doane, Dudik, Edmunds, Ehli, Fiscus, Fitzpatrick, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Peppers, Pierson, Pomnichowski, Price, Redfield, Regier, Reichner, Salomon, Schreiner, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.
Total 86

Nays: Flynn, Gursky, McNiven, Miller, Pease-Lopez, Schwaderer, Zolnikov.
Total 7

Voted Absentee: None.

Excused: Berry, Eck, Harris.
Total 3

Absent or not voting: Brockie, Clark, Connell, Randall.
Total 4

## MOTIONS

Majority Leader Vance moved **HB 581** be moved from the Committee of the Whole to the Appropriations committee.
Majority Leader Vance moved **HB 589** be moved from the Committee of the Whole to the Appropriations committee.

Representative Wilson moved to change her vote on **HB 604** from Yes to No. Without objection, so ordered.
Representative Pierson moved to change his vote on **HB 404** from No to Yes. Without objection, so ordered.

Representative Miller rose on a **Point of Order**, he questioned why **HB 589** was being reassigned to Appropriations, since it had been stated by Representative Jacobson that the fiscal note was possibly incorrect and there was no fiscal impact. Representative Ankney said that the updated fiscal note would be reviewed in Appropriations to make a final decision on assignment of the bill.

At the request of Senate President Essmann, Majority Leader Vance moved that Pursuant to Joint Rule 20-10, the Senate requested consent of the House for a recess of four calender days for the Easter holiday. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Blyton, Boland, Boss Ribs, Brodehl, Clark, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, Mehlhoff, Miller, Moore, Neill, Noonan, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Redfield, Regier, Reichner, Salomon, Schreiner, Shaw, B. Smith, Squires, Steenberg, Swanson, Vance, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.
Total 85

Nays: Gursky, Laszloffy, McNiven, Schwaderer, Zolnikov.
Total 5

Voted Absentee: None

Excused: Berry, Eck, Harris.
Total 3

Absent or not voting: Brockie, Coffin, McNally, O'Hara, Randall, C. Smith, Wagoner.
Total 7

## SPECIAL ORDERS OF THE DAY

Representative McCarthy asked the House to acknowledge a young man who had and still is sacrificing greatly for our country. Each of the Legislator's received a wristband on their desk embossed with the name of Sergeant Bowe Bergdahl. Sergeant Bergdahl is an Idaho soldier and March 28th was his 27th birthday. It is also his fourth birthday in captivity. On June 30, 2009, Sergeant Bergdahl went missing in the Paktika province in Afghanistan. A few days later, warlords allied with the Taliban released a video showing that they had cpatured Sergeant Bergdahl alive. Although there have been several attempts to negotiate his repatriation, none have been successful. Representative McCarthy asked the House to keep Sergeant Bergdahl in their thoughts as they went about their business today.

Representative Hagan also stated that Sergeant Bergdahl has Montana ties. His grandparents live outside of Kalispell and his family spends a great deal of time in Montana. Representative Hagan requested a moment of silence for the House to reflect on the gravity of this young man's situation and pray for strength and peace for Bowe's parents Bob and Jani and the rest of their family as they struggle with celebrating their sons fourth birthday in enemy hands.

Representative Pierson thanked the paged for their service.

## ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Vance moved that the House adjourn until 1:00 p.m., Tuesday, April 2, 2013. Motion carried.

House adjourned at 11:30 a.m.

LINDSEY GROVOM
Chief Clerk of the House

MARK BLASDEL
Speaker of the House