

**HOUSE JOURNAL  
64TH LEGISLATURE  
SEVENTY-FIRST LEGISLATIVE DAY**

Helena, Montana  
April 9, 2015

House Chambers  
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Manzella. Pledge of Allegiance to the Flag. Roll Call. All members present. Quorum present.

**BILLS** (Welborn, Chair):

4/9/2015

Correctly printed: **SB 37, SB 57, SB 68, SB 93, SB 145, SB 261, SB 276, SB 376, SB 393, SB 401, SB 112, SB 160, SB 212, SB 279, SB 293, SB 378, SB 386, SB 414.**

Correctly engrossed: **HJR 2, SB 128, SB 325, SB 353, SB 354, SB 367, SB 399.**

Correctly enrolled: **HB 280, HB 460, HB 470, HB 557, HB 578, HJR 16.**

Signed by the Speaker at 9:30 a.m., April 13, 2015: **HB 101, HB 204, HB 259, HB 318, HB 330, HB 334, HB 343, HB 350, HB 439, HB 447.**

Signed by the Chief Clerk of the House at 11:00 a.m., April 13, 2015: **HB 101, HB 204, HB 259, HB 318, HB 330, HB 334, HB 343, HB 350, HB 439, HB 447.**

Signed by the President at 10:50 a.m., April 9, 2015: **HB 478, HJR 14.**

Delivered to the Governor for approval at 1:32 p.m., April 9, 2015: **HB 478.**

Delivered to the Secretary of State at 12:08 p.m., April 9, 2015: **HJR 14.**

**REPORTS OF STANDING COMMITTEES**

**APPROPRIATIONS** (Ballance, Chair):

4/9/2015

**SB 37**, be concurred in. Report adopted.

**SB 57**, be concurred in. Report adopted.

**SB 68**, be concurred in. Report adopted.

**SB 93**, be concurred in. Report adopted.

**SB 128**, be amended as follows:

1. Page 4, line 30.

**Insert:**        "NEW SECTION. **Section 3. Appropriation.** There is appropriated from the general fund to the legislative services division for the biennium beginning July 1, 2015, \$55,000 for the purposes of convening the commission under [section 1]. It is intended that the commission hold one 1-week meeting in each year of the biennium."

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

**SB 145**, be concurred in. Report adopted.

**SB 261**, be concurred in. Report adopted.

**SB 276**, be concurred in. Report adopted.

**SB 367**, be amended as follows:

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

1. Page 7, line 30.

**Following:** "general fund"

**Insert:** ", less the annual transfer of \$1.275 million to the research and commercialization state special revenue account pursuant to 15-1-122(2),"

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

**SB 376**, be concurred in. Report adopted.

**BUSINESS AND LABOR** (Berry, Chair):

4/9/2015

**SB 393**, be concurred in. Report adopted.

**SB 401**, be concurred in. Report adopted.

**SB 414**, be concurred in. Report adopted.

**NATURAL RESOURCES** (White, Chair):

4/8/2015

**SB 112**, be concurred in. Report adopted.

**SB 160**, be concurred in. Report adopted.

**SB 325**, be amended as follows:

1. Page 1, line 25.

**Following:** "STRINGENT THAN THE"

**Insert:** "nonanthropogenic"

2. Page 1, line 25 through line 26.

**Strike:** "SHOWN TO" on line 25 through "SOURCES" on line 26

3. Page 1, line 26.

**Following:** "PARAMETERS"

**Insert:** "for which the applicable standards are more stringent than the nonanthropogenic condition"

**Strike:** "CONCENTRATION"

**Insert:** "condition"

4. Page 1, line 27.

**Following:** "BODY."

**Insert:** "The department shall implement the standard in a manner that provides for the water quality standards for downstream waters to be attained and maintained."

5. Page 2, line 11.

**Following:** "75-5-302,"

**Insert:** "75-5-303,"

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

**SB 353**, be amended as follows:

**STATE INTERNET/BBS COPY**

1368

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

1. Page 1, line 21.

**Strike:** "ninety"

**Insert:** "eighty"

2. Page 1, line 21.

**Strike:** "(90%)"

**Insert:** "(80%)"

3. Page 1, line 22.

**Strike:** "ten"

**Insert:** "twenty"

4. Page 1, line 22.

**Strike:** "(10%)"

**Insert:** "(20%)"

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

**SB 354**, be amended as follows:

1. Page 2, line 4.

**Strike:** "facilities" on line 4 through "(1)(f)" on line 4

**Insert:** "statewide law enforcement and emergency radio communication equipment and structures"

2. Page 2, line 8.

**Strike:** "a school district,"

3. Page 3, line 5 through line 6.

**Strike:** "Between" on line 5 through "(1)(f). " on line 6

4. Page 3, line 21.

**Strike:** "governing bodies of school districts"

**Insert:** "an entity responsible for statewide public safety radio communication systems"

5. Page 3, line 21.

**Strike:** "prioritized"

6. Page 4, line 9.

**Strike:** "90%"

**Insert:** "80%"

7. Page 5, line 2.

**Following:** line 1

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

**Insert:** "(4)(a) From July 1, 2005, through June 30, 2025, the state treasurer shall quarterly transfer to the big sky economic development fund 25% of the amount in the coal severance tax bond fund remaining after the transfer provided for in subsection (2)(b) is completed."

8. Page 5, line 2.

**Strike:** "(4)"

**Insert:** "(b)"

9. Page 5, line 24.

**Strike:** "90%"

**Insert:** "80%"

10. Page 6, line 8.

**Following:** line 7

**Insert:** "(4)(a) From July 1, 2005, through June 30, 2025, the state treasurer shall quarterly transfer to the big sky economic development fund 25% of the amount in the coal severance tax bond fund remaining after the transfer provided for in subsection (2)(b) is completed."

**Renumber:** subsequent subsections

11. Page 6, line 8.

**Strike:** "(4)"

**Insert:** "(b)"

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

**STATE ADMINISTRATION** (Essmann, Chair):

4/9/2015

**SB 279**, be concurred in. Report adopted.

**SB 293**, be concurred in. Report adopted.

**TAXATION** (Miller, Chair):

4/9/2015

**HJR 2**, introduced joint resolution, be amended as follows:

1. Page 2, line 14.

**Strike:** "\$2,133,018,000" through "\$2,353,508,000"

**Insert:** "\$2,151,786,000, \$2,251,181,000, and \$2,357,877,000"

2. Page 3, line 10.

**Following:** "Tax"

**Strike:** remainder of line 10

**Insert:** "1,063.284                      1,142.481                      1,229.127                      1,311.185"

3. Page 3, line 11.

**Following:** "Tax"

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

**Strike:** remainder of line 11

**Insert:** "250.344      250.239      242.930      252.480"

4. Page 3, line 12.

**Following:** "Tax"

**Strike:** remainder of line 12

**Insert:** "147.548      154.272      179.829      156.851"

5. Page 3, line 13.

**Following:** "Fees"

**Strike:** remainder of line 13

**Insert:** "101.088      103.500      106.200      108.600"

6. Page 3, line 14.

**Following:** "Tax"

**Strike:** remainder of line 14

**Insert:** "109.606      78.811      59.250      68.589"

7. Page 3, line 15.

**Following:** "Fees"

**Strike:** remainder of line 15

**Insert:** "60.873      67.787      72.325      74.877"

8. Page 3, line 16.

**Following:** "Tax"

**Strike:** remainder of line 16

**Insert:** "57.147      60.029      62.007      64.966"

9. Page 3, line 17.

**Following:** "Subtotal"

**Strike:** remainder of line 17

**Insert:** "1,789.890      1,857.118      1,951.668      2,037.548"

10. Page 3, line 19.

**Following:** "Fee"

**Strike:** remainder of line 19

**Insert:** "4.051      4.395      4.081      4.465"

11. Page 3, line 21.

**Following:** "Taxes"

**Strike:** remainder of line 21

**Insert:** "17.725      20.079      21.872      23.835"

12. Page 4, line 2.

**Following:** "Tax"

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

**Strike:** remainder of line 2

**Insert:** "2.418            3.641            3.741            3.883"

13. Page 4, line 3.

**Following:** "Tax"

**Strike:** remainder of line 3

**Insert:** "3.521            3.714            3.818            4.012"

14. Page 4, line 4.

**Following:** "Tax"

**Strike:** remainder of line 4

**Insert:** "19.657            19.239            18.999            18.842"

15. Page 4, line 5.

**Following:** "Subtotal"

**Strike:** remainder of line 5

**Insert:** "55.374            61.141            63.483            66.081"

16. Page 4, line 7.

**Following:** "Tax"

**Strike:** remainder of line 7

**Insert:** "14.745            15.629            16.164            16.642"

17. Page 4, line 8.

**Following:** "Tax"

**Strike:** remainder of line 8

**Insert:** "4.280            4.738            4.580            4.553"

18. Page 4, line 9.

**Following:** "Tax"

**Strike:** remainder of line 9

**Insert:** "7.948            8.238            8.311            7.918"

19. Page 4, line 10.

**Following:** "Royalty"

**Strike:** remainder of line 10

**Insert:** "27.744            26.109            24.069            24.675"

20. Page 4, line 11.

**Following:** "Tax"

**Strike:** remainder of line 11

**Insert:** "3.112            3.623            3.595            3.565"

21. Page 4, line 12.

**Following:** "Subtotal"

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

**Strike:** remainder of line 12

**Insert:** "57.828          58.337          56.719          57.352"

22. Page 4, line 14.

**Following:** "Interest"

**Strike:** remainder of line 14

**Insert:** "21.996          20.470          19.842          22.485"

23. Page 4, line 15.

**Following:** "Interest"

**Strike:** remainder of line 15

**Insert:** "1.756          1.605          8.527          20.786"

24. Page 4, line 16.

**Following:** "Subtotal"

**Strike:** remainder of line 16

**Insert:** "23.752          22.075          28.368          43.271"

25. Page 4, line 18.

**Following:** "Tax"

**Strike:** remainder of line 18

**Insert:** "3.023          3.095          3.129          3.189"

26. Page 4, line 19.

**Following:** "Tax"

**Strike:** remainder of line 19

**Insert:** "30.623          30.713          31.036          30.453"

27. Page 4, line 20.

**Following:** "Tax"

**Strike:** remainder of line 20

**Insert:** "18.418          18.950          19.472          20.300"

28. Page 4, line 21.

**Following:** "Profits"

**Strike:** remainder of line 21

**Insert:** "10.500          10.663          11.035          11.530"

29. Page 5, line 1.

**Following:** "Profits"

**Strike:** remainder of line 1

**Insert:** "12.091          12.177          11.631          13.439"

30. Page 5, line 2.

**Following:** "Tax"

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

**Strike:** remainder of line 2

**Insert:** "5.929            6.233            6.396            6.559"

31. Page 5, line 3.

**Following:** "Tax"

**Strike:** remainder of line 3

**Insert:** "2.250            2.298            2.363            2.434"

32. Page 5, line 4.

**Following:** "Subtotal"

**Strike:** remainder of line 4

**Insert:** "82.834            84.130            85.062            87.904"

33. Page 5, line 6.

**Following:** "Revenue"

**Strike:** remainder of line 6

**Insert:** "37.320            40.096            37.119            37.133"

34. Page 5, line 9.

**Following:** "Reimbursements"

**Strike:** remainder of line 9

**Insert:** "17.298            16.630            16.606            16.570"

35. Page 5, line 11.

**Following:** "Subtotal"

**Strike:** remainder of line 11

**Insert:** "67.367            68.986            65.881            65.723"

36. Page 5, line 12.

**Following:** "Fund"

**Strike:** remainder of line 12

**Insert:** "\$2,077.044    \$2,151.786    \$2,251.181    \$2,357.877"

37. Page 5, line 17.

**Following:** "growth"

**Strike:** remainder of line 17

**Insert:** "6.2% 5.2% 6.2% 6.7%"

38. Page 5, line 18.

**Following:** "growth"

**Strike:** remainder of line 18

**Insert:** "-0.3%            -0.7% 8.8% 25.2%"

39. Page 5, line 19.

**Following:** "growth"

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

**Strike:** remainder of line 19

**Insert:** "3.7% 6.4% 3.4% 1.1%"

40. Page 6, line 1.

**Following:** "growth"

**Strike:** remainder of line 1

**Insert:** "-0.4% 2.2% -0.2% 2.3%"

41. Page 6, line 2.

**Following:** "growth"

**Strike:** remainder of line 2

**Insert:** "19.1% 1.1% 7.4% 4.2%"

42. Page 6, line 5.

**Following:** "growth"

**Strike:** remainder of line 5

**Insert:** "2.9% 5.0% 2.2% -2.5%"

43. Page 6, line 6.

**Following:** "growth"

**Strike:** remainder of line 6

**Insert:** "12.7% 10.8% 8.8% 7.5%"

44. Page 6, line 7.

**Following:** "growth"

**Strike:** remainder of line 7

**Insert:** "6.2% 6.7% 6.8% 6.2%"

45. Page 6, line 9.

**Following:** "growth"

**Strike:** remainder of line 9

**Insert:** "8.6% 7.8% 7.5% 6.9%"

46. Page 6, line 10.

**Strike:** the first "0.0%"

**Insert:** "5.0%"

47. Page 6, line 11.

**Following:** "growth"

**Strike:** remainder of line 11

**Insert:** "0.0% 0.0% 0.0% 0.0%"

48. Page 6, line 12.

**Strike:** the first "0.0%"

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

**Insert:** "-20.0%"

49. Page 6, line 13.

**Following:** "growth"

**Strike:** remainder of line 13

**Insert:** "1.2% 1.7% -0.5% 0.2%"

50. Page 6, line 15.

**Strike:** "1.0%"

**Insert:** "-0.3%"

51. Page 6, line 16.

**Following:** "factor"

**Strike:** remainder of line 16

**Insert:** "2.1% -1.0% 2.2% 2.4%"

52. Page 6, line 17.

**Following:** "adjustment"

**Strike:** remainder of line 17

**Insert:** "101.0% 102.1% 103.5% 104.6%"

53. Page 6, line 18.

**Following:** "adjustment"

**Strike:** remainder of line 18

**Insert:** "107.4% 107.4% 107.4% 107.4%"

54. Page 6, line 21.

**Following:** "growth"

**Strike:** remainder of line 21

**Insert:** "17.5% 7.8% 6.3% 6.4%"

55. Page 7, line 2.

**Following:** "(Millions)"

**Strike:** remainder of line 2

**Insert:** "\$41.744 \$44.910 \$47.909"

56. Page 7, line 3.

**Strike:** line 3

57. Page 7, line 5.

**Following:** "(Millions)"

**Strike:** remainder of line 5

**Insert:** "\$3.791 \$3.879 \$4.025"

58. Page 7, line 6.

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

**Following:** "(Millions)"

**Strike:** remainder of line 6

**Insert:** "\$25.555      \$26.151      \$27.136"

59. Page 7, line 8.

**Following:** "(Millions)"

**Strike:** remainder of line 8

**Insert:** "\$1,521.371    \$1,446.232    \$1,500.814"

60. Page 7, line 14.

**Strike:** "\$81.767"

**Insert:** "\$83.369"

61. Page 7, line 18.

**Following:** "(Millions)"

**Strike:** remainder of line 18

**Insert:** "\$20.855      \$20.463      \$21.315"

62. Page 7, line 19.

**Following:** "(Millions)"

**Strike:** remainder of line 19

**Insert:** "\$45.187      \$44.216      \$47.541"

63. Page 7, line 21.

**Following:** "(\$/barrel)"

**Strike:** remainder of line 21

**Insert:** "\$92.97      \$45.03      \$58.92      \$68.83"

64. Page 8, line 1.

**Following:** "(\$/barrel)"

**Strike:** remainder of line 1

**Insert:** "\$94.46      \$43.83      \$58.50      \$68.19"

65. Page 8, line 2.

**Following:** "(Millions)"

**Strike:** remainder of line 2

**Insert:** "\$18,317      \$18,569      \$19,517      \$20,538"

66. Page 8, line 3.

**Following:** "\$"

**Strike:** remainder of line 3

**Insert:** "\$201,603      \$211,331      \$219,090      \$231,610"

67. Page 8, line 4.

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

**Following:** "(Millions)"  
**Strike:** remainder of line 4  
**Insert:** "1.025 1.034 1.043 1.051"

68. Page 8, line 5.  
**Following:** "(Thousands)"  
**Strike:** remainder of line 5  
**Insert:** "17.142 17.465 17.702 17.856"

69. Page 8, line 6.  
**Following:** "paper"  
**Strike:** remainder of line 6  
**Insert:** "0.10% 0.49% 1.71% 3.46%"

70. Page 8, line 8.  
**Following:** "(Millions)"  
**Strike:** remainder of line 8  
**Insert:** "\$35.604 \$21.767 \$19.037"

71. Page 8, line 9.  
**Following:** "(Millions)"  
**Strike:** remainder of line 9  
**Insert:** "-\$23.773 -\$25.116 -\$21.966"

72. Page 8, line 9.  
**Following:** line 9  
**Insert:** "FY Bias Adjustment (Millions) -- -- \$11.739 \$11.848  
FY Joint Subcommittee Adjustment for Taxpayer Behavior (Millions) -- -\$25.00  
\$25.00 --"

73. Page 8, line 12.  
**Following:** "(Thousands)"  
**Strike:** remainder of line 12  
**Insert:** "63.433 65.815 66.516"

74. Page 8, line 13.  
**Following:** "(Millions)"  
**Strike:** remainder of line 13  
**Insert:** "16.735 17.098 17.476"

75. Page 8, line 14.  
**Following:** "(Millions)"  
**Strike:** remainder of line 14  
**Insert:** "264.935 268.821 272.653"

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

76. Page 8, line 14.

**Following:** line 14

**Insert:** "FY Joint Subcommittee Adjustment (Millions) -- \$1.417 \$2.512\$3.511"

77. Page 8, line 16.

**Following:** "\$/barrel)"

**Strike:** remainder of line 16

**Insert:** "\$92.97 \$45.03 \$58.92 \$68.83"

78. Page 8, line 19.

**Following:** "(Million barrels)"

**Strike:** remainder of line 19

**Insert:** "29.168 27.993 26.732 25.768"

79. Page 8, line 21.

**Following:** "(Million barrels)"

**Strike:** remainder of line 21

**Insert:** "7.895 6.071 3.695 3.596"

80. Page 9, line 1.

**Following:** "\$/MCF)"

**Strike:** remainder of line 1

**Insert:** "\$4.37 \$2.89 \$3.20 \$3.64"

81. Page 9, line 2.

**Following:** "ratio"

**Strike:** remainder of line 2

**Insert:** "0.77 0.77 0.77 0.77"

82. Page 9, line 4.

**Following:** "(Million MCFs)"

**Strike:** remainder of line 4

**Insert:** "64.601 56.692 48.711 41.015"

83. Page 9, line 6.

**Following:** "(Million MCFs)"

**Strike:** remainder of line 6

**Insert:** "6.107 4.580 2.546 2.439"

84. Page 9, line 7.

**Following:** "rigs"

**Strike:** remainder of line 7

**Insert:** "5 5 5 5"

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

85. Page 9, line 8.

**Strike:** line 8

86. Page 9, line 10.

**Following:** "rates"

**Strike:** remainder of line 10

**Insert:** "3.61%          3.94% 4.70%"

87. Page 9, line 11.

**Following:** "(Thousands)"

**Strike:** remainder of line 11

**Insert:** "21.309          22.182          22.495"

88. Page 9, line 12.

**Following:** "index"

**Strike:** remainder of line 12

**Insert:** "2,045          2,170          2,248"

89. Page 9, line 14.

**Following:** "(Millions)"

**Strike:** remainder of line 14

**Insert:** "\$42,075          \$43,537          \$45,723"

90. Page 9, line 15.

**Strike:** line 15

91. Page 9, line 19.

**Following:** "(Millions)"

**Strike:** remainder of line 19

**Insert:** "0.832          0.840          0.847"

92. Page 9, line 21.

**Following:** "index"

**Strike:** remainder of line 21

**Insert:** "2.358          2.372          2.431"

93. Page 10, line 1.

**Following:** "index"

**Strike:** remainder of line 1

**Insert:** "2,045          2,170          2,248"

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

94. Page 10, line 3.

**Strike:** line 3

**Insert:** "FY Consumer spending on accommodations (Billions) -- \$116 \$123 \$128  
FY Joint Subcommittee Adjustment (Millions) -- \$0.339 \$ 0 . 9 0 4  
\$2.051"

95. Page 10, line 9.

**Following:** "(Millions)"

**Strike:** remainder of line 9

**Insert:** "\$17,303 \$17,890 \$18,437"

96. Page 10, line 11.

**Following:** "(Millions)"

**Strike:** remainder of line 11

**Insert:** "\$18,437 \$19,000 \$20,046"

97. Page 10, line 14.

**Following:** "(Millions)"

**Strike:** remainder of line 14

**Insert:** "0.828 0.836 0.843"

98. Page 10, line 20.

**Following:** "\$/ton)"

**Strike:** remainder of line 20

**Insert:** "\$12.37 \$12.39 \$12.61 \$12.90"

99. Page 10, line 21.

**Following:** "(Million tons)"

**Strike:** remainder of line 21

**Insert:** "37.313 38.159 38.410 38.865"

100. Page 11, line 2.

**Following:** "(kwh)"

**Strike:** remainder of line 2

**Insert:** "23,691 22,900 22,763"

101. Page 11, line 4.

**Following:** "\$/lb)"

**Strike:** remainder of line 4

**Insert:** "-- \$3.03 \$3.10 \$3.18"

102. Page 11, line 5.

**Following:** "\$/oz)"

**Strike:** remainder of line 5

**Insert:** "-- \$19 \$19.63 \$19.81"

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

103. Page 11, line 6.

**Following:** "\$/oz)"

**Strike:** remainder of line 6

**Insert:** "--     \$1,264           \$1,283           \$1,270"

104. Page 11, line 8.

**Following:** "\$/oz)"

**Strike:** remainder of line 8

**Insert:** "--     \$859   \$883   \$898"

105. Page 11, line 9.

**Following:** "\$/oz)"

**Strike:** remainder of line 9

**Insert:** "--     \$1,409           \$1,469           \$1,481"

106. Page 11, line 12.

**Following:** "\$/barrel)"

**Strike:** remainder of line 12

**Insert:** "--     \$45.16           \$47.92           \$59.73"

107. Page 11, line 13.

**Following:** "(Million barrels)"

**Strike:** remainder of line 13

**Insert:** "--     2.170           1.961           1.751 "

108. Page 11, line 14.

**Following:** "\$/ton)"

**Strike:** remainder of line 14

**Insert:** " --     \$17.03           \$17.28           \$18.04"

109. Page 11, line 15.

**Following:** "(Million tons)"

**Strike:** remainder of line 15

**Insert:** "--     21.003           19.335           19.380"

110. Page 11, line 16.

**Following:** "\$/MCF)"

**Strike:** remainder of line 16

**Insert:** "--     \$2.96   \$2.97           \$3.40"

111. Page 11, line 18.

**Following:** "(Million MCFs)"

**Strike:** remainder of line 18

**Insert:** "--     9.609   7.849           7.849"

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

112. Page 11, line 19.

**Following:** "(Millions)"

**Strike:** remainder of line 19

**Insert:** "\$10.374      \$10.374      \$10.374"

113. Page 11, line 21.

**Following:** "(kwh)"

**Strike:** remainder of line 21

**Insert:** "24,897      24,701      24,491"

114. Page 12, line 3.

**Following:** "rates"

**Strike:** remainder of line 3

**Insert:** "0.25%      1.02% 2.45%"

115. Page 12, line 4.

**Following:** "rates"

**Strike:** remainder of line 4

**Insert:** "3.61%      3.94% 4.70%"

116. Page 12, line 6.

**Following:** "rates"

**Strike:** remainder of line 6

**Insert:** "0.25%      1.02% 2.45%"

117. Page 12, line 7.

**Following:** "(Millions)"

**Strike:** remainder of line 7

**Insert:** "\$823.043      \$837.161      \$847.952"

118. Page 12, line 10.

**Following:** "(Thousands)"

**Strike:** remainder of line 10

**Insert:** "\$55.648      \$57.859      \$60.046"

119. Page 12, line 12.

**Following:** "(Millions)"

**Strike:** remainder of line 12

**Insert:** "0.767      0.775      0.782"

120. Page 12, line 13.

**Following:** "(Millions)"

**Strike:** remainder of line 13

**Insert:** "\$18,437      \$19,000      \$20,046"

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

121. Page 12, line 15.

**Following:** "(Millions)"

**Strike:** remainder of line 15

**Insert:** "\$108.053      \$108.972      \$111.247"

122. Page 12, line 16.

**Following:** "tobacco"

**Strike:** remainder of line 16

**Insert:** "126    130    137"

123. Page 12, line 18.

**Following:** "(Millions)"

**Strike:** remainder of line 18

**Insert:** "8.468            8.724            8.979"

124. Page 12, line 19.

**Following:** "growth"

**Strike:** remainder of line 19

**Insert:** "0.36%            0.60% 2.47%"

125. Page 12, line 21.

**Following:** "(Millions)"

**Strike:** remainder of line 21

**Insert:** "8.468            8.724            8.979"

126. Page 13, line 1.

**Following:** "growth"

**Strike:** remainder of line 1

**Insert:** "0.36%            0.60% 2.47%"

127. Page 13, line 3.

**Following:** "(Millions)"

**Strike:** remainder of line 3

**Insert:** "\$18,437      \$19,000      \$20,046"

128. Page 13, line 4.

**Following:** "rates"

**Strike:** remainder of line 4

**Insert:** "0.25%            1.02% 2.45%"

129. Page 13, line 7.

**Following:** "(Millions)"

**Strike:** remainder of line 7

**Insert:** "0.807            0.814            0.822"

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

130. Page 13, line 8.

**Following:** "(Millions)"

**Strike:** remainder of line 8

**Insert:** "\$18,437      \$19,000      \$20,046"

131. Page 13, line 11.

**Following:** "(Millions)"

**Strike:** remainder of line 11

**Insert:** "0.767      0.775      0.782"

132. Page 13, line 16.

**Following:** "(Millions)"

**Strike:** remainder of line 16

**Insert:** "0.832      0.840      0.847"

133. Page 13, line 20.

**Following:** "population"

**Strike:** remainder of line 20

**Insert:** "452    451    448"

134. Page 14, line 1.

**Following:** "(Billions)"

**Strike:** remainder of line 1

**Insert:** "\$588   \$603   \$630   \$664"

135. Page 14, line 3.

**Following:** "\$)"

**Strike:** remainder of line 3

**Insert:** "\$40,539      \$41,287      \$42,718      \$44,712"

136. Page 14, line 5.

**Following:** "(Billions)"

**Strike:** remainder of line 5

**Insert:** "\$503   \$536   \$565   \$592"

137. Page 14, line 7.

**Following:** "\$)"

**Strike:** remainder of line 7

**Insert:** "\$46,166      \$47,559      \$49,361      \$51,538"

138. Page 15, line 1.

**Following:** "Mill"

**Strike:** remainder of line 1

**Insert:** "16.156      16.031      15.775      16.432"

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

139. Page 15, line 4.

**Following:** "Tax"

**Strike:** remainder of line 4

**Insert:** "2.279            2.419            2.505            2.559"

140. Page 15, line 5.

**Following:** "Subtotal"

**Strike:** remainder of line 5

**Insert:** "20.954            4.556            4.559            4.576"

141. Page 15, line 8.

**Following:** "Income"

**Strike:** remainder of line 8

**Insert:** "49.676            50.182            48.825            48.362"

142. Page 15, line 9.

**Strike:** "0.472"

**Insert:** "0.471"

143. Page 15, line 10.

**Following:** "Income"

**Strike:** remainder of line 10

**Insert:** "0.275            0.286            0.288            0.284"

144. Page 15, line 11.

**Following:** "Trust"

**Strike:** remainder of line 11

**Insert:** "2.822            3.090            3.256            3.471"

145. Page 15, line 12.

**Following:** "Interest"

**Strike:** remainder of line 12

**Insert:** "0.906            0.911            0.891            0.875"

146. Page 15, line 13.

**Following:** "Income"

**Strike:** remainder of line 13

**Insert:** "0.345            0.387            0.394            0.400"

147. Page 15, line 14.

**Following:** "Interest"

**Strike:** remainder of line 14

**Insert:** "2.993            3.210            3.267            -- "

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

148. Page 15, line 16.

**Following:** "Interest"

**Strike:** remainder of line 16

**Insert:** "6.592            7.040            7.174            7.277"

149. Page 15, line 18.

**Following:** "Interest"

**Strike:** remainder of line 18

**Insert:** "9.356            9.708            9.836            10.074"

150. Page 15, line 19.

**Following:** "**Subtotal**"

**Strike:** remainder of line 19

**Insert:** "78.432            80.250            79.247            75.623"

151. Page 16, line 2.

**Following:** "Tax"

**Strike:** remainder of line 2

**Insert:** "135.817            138.917            137.455            139.183"

152. Page 16, line 5.

**Following:** "**Subtotal**"

**Strike:** remainder of line 5

**Insert:** "251.136            255.567            254.980            258.484"

153. Page 16, line 7.

**Following:** "**Sources**"

**Strike:** remainder of line 7

**Insert:** "\$366.678            \$356.403            \$354.560            \$355.115"

154. Page 16, line 11.

**Following:** "(Millions)"

**Strike:** remainder of line 11

**Insert:** "\$2,588.389            \$2,539.556            \$2,646.896"

155. Page 16, line 12.

**Following:** "(Millions)"

**Strike:** remainder of line 12

**Insert:** "\$20.855            \$20.463            \$21.315"

156. Page 16, line 13.

**Following:** "(Millions)"

**Strike:** remainder of line 13

**Insert:** "\$45.187            \$44.216            \$47.541"

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

157. Page 16, line 18.

**Following:** "(Millions)"

**Strike:** remainder of line 18

**Insert:** "\$2.102        \$2.188        \$2.241"

158. Page 17, line 6.

**Following:** "Rate"

**Strike:** remainder of line 6

**Insert:** "0.25%        1.02% 2.45%"

159. Page 17, line 8.

**Following:** "Rate"

**Strike:** remainder of line 8

**Insert:** "3.87%        3.65% 3.43%"

160. Page 17, line 9.

**Following:** "Rate"

**Strike:** remainder of line 9

**Insert:** "0.25%        1.02% 2.45%"

161. Page 17, line 12.

**Following:** "Rate"

**Strike:** remainder of line 12

**Insert:** "0.25%        1.02% 2.45%"

162. Page 17, line 15.

**Following:** "Rate"

**Strike:** remainder of line 15

**Insert:** "0.25%        1.02% 2.45%"

163. Page 17, line 17.

**Following:** "Rate"

**Strike:** remainder of line 17

**Insert:** "3.87%        3.65% 3.43%"

164. Page 17, line 18.

**Following:** "Rate"

**Strike:** remainder of line 18

**Insert:** "0.25%        1.02% 2.45%"

165. Page 17, line 21.

**Following:** "Rate"

**Strike:** remainder of line 21

**Insert:** "0.25%        1.02% 2.45%"

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

166. Page 18, line 3.

**Following:** "Rate"

**Strike:** remainder of line 3

**Insert:** "0.25% 1.02% 2.45%"

167. Page 18, line 6.

**Following:** "Rate"

**Strike:** remainder of line 6

**Insert:** "0.25% 1.02% 2.45%"

168. Page 18, line 9.

**Following:** "Rate"

**Strike:** remainder of line 9

**Insert:** "0.25% 1.02% 2.45%"

169. Page 18, line 12.

**Following:** "Rate"

**Strike:** remainder of line 12

**Insert:** "0.25% 1.02% 2.45%"

And, as amended, be adopted. Report adopted.

**SB 212**, be concurred in. Report adopted.

**SB 378**, be concurred in. Report adopted.

**SB 386**, be concurred in. Report adopted.

**SB 399**, be amended as follows:

1. Title, page 1, line 4.

**Strike:** "CREATING"

**Insert:** "AUTHORIZING THE CREATION OF"

2. Title, page 1, line 11.

**Following:** "CONTRIBUTIONS;"

**Insert:** "AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES TO CONTRACT WITH ANOTHER STATE TO ALLOW MONTANA RESIDENTS ACCESS TO THE OTHER STATE'S 529A PROGRAM;"

3. Page 1, line 22 through line 23.

**Strike:** "establish" on line 22 through "experience" on line 23

**Insert:** "give Montana residents access to a"

**Strike:** "as" on line 23

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

4. Page 1, line 29 through line 30.

**Strike:** "most" on line 29 through "through" on line 30

**Insert:** "by:

(a) creating the Montana achieving a better life experience program, which is"

5. Page 2, line 1.

**Following:** "act"

**Insert:** "; or

(b) contracting with another state that has a program under section 529A of the Internal Revenue Code, 26 U.S.C. 529A, and that allows Montana residents to participate in the state's program"

6. Page 3, line 28 through line 29.

**Strike:** "The" on line 28 through the first "program" on line 29

**Insert:** "If the department creates the Montana achieving a better life experience program, it shall ensure that the program"

7. Page 4, line 12 through line 13.

**Strike:** subsection (3) in its entirety

**Insert:** "(3) The department may implement the program by contracting with another state as provided under 26 U.S.C. 529A(e)(7). If the department creates the program, it shall:"

8. Page 4, line 14.

**Strike:** "(4)" through "shall"

**Insert:** "(a)"

9. Page 4, line 15 through line 16.

**Following:** "26 U.S.C. 529A"

**Strike:** "." on line 15 through "As" on line 16

**Insert:** ";

(b) as"

10. Page 4, line 16 through line 17.

**Strike:** "the board" on line 16 through "shall" on line 17

11. Page 4, line 18.

**Strike:** "(a)"

**Insert:** "(i)"

12. Page 4, line 21.

**Strike:** "(b)"

**Insert:** "(ii)"

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

13. Page 4, line 23.

**Following:** line 22

**Insert:** "(4) If the department creates the Montana achieving a better life experience program, the department may contract with other states to allow the residents of those states access to the program.

(5) If the department contracts with another state to allow Montana residents access to the other state's program, the department shall ensure that the state's program complies with the requirements of 26 U.S.C. 529A."

14. Page 4, line 25.

**Strike:** "There" through "experience"

**Insert:** "If the department creates the Montana achieving a better life experience program, there must be a"

15. Page 4, line 27.

**Strike:** "consists"

**Insert:** "must consist"

16. Page 6, line 30.

**Following:** line 30

**Insert:** "(9) Application fees provided for in subsection (1)(c) must be deposited in the state special revenue fund to the credit of the department for the administration of the achieving a better life experience program."

17. Page 13, line 6.

**Strike:** "the"

**Insert:** "any"

**Following:** "account"

**Insert:** "established pursuant to 26 U.S.C. 529A"

18. Page 13, line 9.

**Strike:** "There"

**Insert:** "If the department creates the Montana achieving a better life experience program, there"

19. Page 18, line 17.

**Following:** "program"

**Insert:** "or to a qualified program established and maintained by another state as provided by section 529A(e)(7) of the Internal Revenue Code, 26 U.S.C. 529A(e)(7),"

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

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

**MESSAGES FROM THE SENATE**

**House bill not** concurred in and returned to the House: 4/8/2015

**HB 378**, introduced by Richmond

**House amendments to Senate bills** concurred in: 4/8/2015

**SB 48**, introduced by Vincent

**SB 101**, introduced by Driscoll

**SB 150**, introduced by Windy Boy

Conference Committee Report No.1 adopted: 4/8/2015

**SB 126**, introduced by Webb

**HB 226** - The Senate acceded to the request of the House and authorized the President to appoint the following Conference Committee to meet with a like committee from the House to confer on Senate amendments to **HB 226**:

4/9/2015

Senator Vincent, Chair

Senator Brenden

Senator Kaufmann

**HB 118** - The Senate acceded to the request of the House and authorized the President to appoint the following Conference Committee to meet with a like committee from the House to confer on Senate amendments to **HB 118**:

4/9/2015

Senator Buttrey, Chair

Senator D. Brown

Senator Facey

**MESSAGES FROM THE GOVERNOR**

April 8, 2015

The Honorable Austin Knudsen

Speaker of the House

State Capitol

Helena, Montana 59620

Dear Speaker Knudsen:

Please be informed that I have signed **House Bill 36** sponsored by Representative Lynch, **House Bill 39** sponsored by Representative Price, **House Bill 40** sponsored by Representative Berry,

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

**House Bill 49** sponsored by Representative Perry, **House Bill 100** sponsored by Representative Garner, **House Bill 111** sponsored by Representative Regier, **House Bill 241** sponsored by Representative Berry, **House Bill 272** sponsored by Representative Hill, **House Bill 367** sponsored by Representative Custer, **House Bill 372** sponsored by Representative Garner, **House Bill 429** sponsored by Representative Hill, **House Bill 507** sponsored by Representative Pierson, and **House Bill 537** sponsored by Representative Berry on April 8, 2015.

I have also delivered **House Bill 135** sponsored by Representative Eck to the Secretary of State without signature.

I am returning **House Bill 145** sponsored by Representative Cuffe with amendments.

Sincerely,

STEVE BULLOCK  
Governor

**FIRST READING AND COMMITMENT OF BILLS**

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

**HJR 28**, introduced by M. Cuffe, referred to State Administration.

**SECOND READING OF BILLS  
(COMMITTEE OF THE WHOLE)**

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

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

**HB 180** - Majority Leader Regier moved consideration of **HB 180** be placed at the top of the second agenda. Motion carried.

**SB 230** - Representative Flynn moved **SB 230** be concurred in. Motion carried as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Hagstrom, Harris, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kipp III, Lamm, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson,

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

Pinocci, Pope, Price, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Schwaderer, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Tschida, Wagoner, Webber, Welborn, White, Williams, Wilson, Wittich, Woods, Zolnikov, Mr. Speaker.  
Total 100

Nays: None.  
Total 0

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SB 258** - Representative Fitzpatrick moved **SB 258** be concurred in. Motion carried as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, Brodehl, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Hagstrom, Harris, Hayman, Hill, Hollandsworth, Hunter, Jacobson, Jones, Karjala, Kelker, Lamm, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, Monforton, Moore, Noland, Noonan, Olsen, Olszewski, Pease-Lopez, Peppers, Perry, Person, Pierson, Pinocci, Pope, Price, Randall, Redfield, Regier, Richmond, Salomon, Schreiner, Shaw, Smith, Steenberg, Swanson, Tropila, Tschida, Webber, Welborn, White, Williams, Wilson, Woods, Mr. Speaker.  
Total 86

Nays: B. Brown, Hertz, Hess, Holmlund, Kipp III, Manzella, Mortensen, Osmundson, Ricci, Schwaderer, Staffanson, Wagoner, Wittich, Zolnikov.  
Total 14

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SB 280** - Representative Fitzpatrick moved **SB 280** be concurred in. Motion carried as follows:

Yeas: Ballance, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Burnett, Clark, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fiscus, Fitzpatrick, Flynn, Garner, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Hollandsworth, Holmlund, Jones, Lamm, Lang, Laszloffy, Lavin,

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

Mandeville, Manzella, McKamey, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schwaderer, Shaw, Staffanson, Wagoner, Welborn, White, Zolnikov, Mr. Speaker.

Total 56

Nays: B. Bennett, Z. Brown, Court, Curdy, Dudik, Dunwell, Eck, Ellis, Funk, Hayman, Hill, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Mehlhoff, Noonan, Olsen, Olszewski, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Schreiner, Smith, Steenberg, Swanson, Tropila, Tschida, Webber, Williams, Wilson, Wittich, Woods.

Total 44

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 281** - Representative Fitzpatrick moved **SB 281** be concurred in. Motion carried as follows:

Yeas: Ballance, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Burnett, Clark, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fiscus, Fitzpatrick, Flynn, Garner, Glimm, Greef, Hagstrom, Harris, Hertz, Hollandsworth, Holmlund, Jones, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, McKamey, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schwaderer, Shaw, Staffanson, Welborn, White, Zolnikov, Mr. Speaker.

Total 54

Nays: B. Bennett, Z. Brown, Court, Curdy, Dudik, Dunwell, Eck, Ellis, Funk, Hayman, Hess, Hill, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Mehlhoff, Noonan, Olsen, Olszewski, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Schreiner, Smith, Steenberg, Swanson, Tropila, Tschida, Wagoner, Webber, Williams, Wilson, Wittich, Woods.

Total 46

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 294** - Representative Randall moved **SB 294** be concurred in. Motion carried as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann,

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Hagstrom, Harris, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kipp III, Lamm, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pinocci, Pope, Price, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Schwaderer, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Tschida, Wagoner, Webber, Welborn, White, Williams, Wilson, Wittich, Woods, Zolnikov, Mr. Speaker.  
Total 100

Nays: None.  
Total 0

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SB 318** - Representative Garner moved **SB 318** be concurred in. Motion carried as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, B. Brown, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Harris, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kipp III, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Monforton, Moore, Mortensen, Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pinocci, Pope, Price, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Smith, Steenberg, Swanson, Tropila, Tschida, Wagoner, Webber, Welborn, Williams, Wilson, Wittich, Woods, Mr. Speaker.  
Total 90

Nays: Brodehl, Hagstrom, Lamm, Miller, Noland, Schwaderer, Staffanson, White, Zolnikov.  
Total 9

Excused: None.  
Total 0

Absent or not voting: Shaw.  
Total 1

**SB 355** - Representative Fitzpatrick moved **SB 355** be concurred in. Motion carried as follows:

Yeas: B. Bennett, J. Bennett, Berry, Z. Brown, Clark, Cook, Court, Cuffe, Curdy, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fitzpatrick, Funk, Garner, Greef, Hagstrom, Hayman, Hill,

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

Hollandsworth, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Mehlhoff, Meyers, Moore, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Randall, Richmond, Salomon, Schreiner, Shaw, Smith, Steenberg, Swanson, Tropila, Webber, Welborn, White, Williams, Wilson, Woods.  
Total 61

Nays: Ballance, Berglee, Brodehl, B. Brown, Burnett, Doane, Ehli, Fiscus, Flynn, Glimm, Harris, Hertz, Hess, Holmlund, Jones, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, McKamey, Miller, Monforton, Mortensen, Noland, Olszewski, Osmundson, Pinocci, Redfield, Regier, Ricci, Schwaderer, Staffanson, Tschida, Wagoner, Wittich, Zolnikov, Mr. Speaker.  
Total 39

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SB 390** - Representative Hunter moved **SB 390** be concurred in. Motion carried as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, Brodehl, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Greef, Hagstrom, Harris, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kipp III, Lamm, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Moore, Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Randall, Regier, Ricci, Richmond, Salomon, Schreiner, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Tschida, Webber, Welborn, White, Williams, Wilson, Woods, Mr. Speaker.  
Total 86

Nays: B. Brown, Doane, Glimm, Manzella, Miller, Monforton, Mortensen, Noland, Pinocci, Redfield, Schwaderer, Wagoner, Wittich, Zolnikov.  
Total 14

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SB 34** - Representative G. Bennett moved **SB 34** be concurred in. Motion carried as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Cuffe, Curdy, Custer, Doane, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn,

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

Garner, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kipp III, Lamm, Lang, Laszloffy, Lavin, Lieser, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Noonan, Olszewski, Osmundson, Pease-Lopez, Person, Pierson, Pinocci, Pope, Price, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Schwaderer, Shaw, Staffanson, Steenberg, Tropila, Tschida, Wagoner, Welborn, White, Williams, Wilson, Wittich, Zolnikov, Mr. Speaker.

Total 84

Nays: Court, Dudik, Dunwell, Funk, Hayman, Kelker, MacDonald, McClafferty, Mehlhoff, Olsen, Peppers, Perry, Smith, Swanson, Webber, Woods.

Total 16

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 148** - Representative Wittich moved **SB 148** be concurred in. Motion carried as follows:

Yeas: Ballance, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fiscus, Fitzpatrick, Flynn, Garner, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Hollandsworth, Holmlund, Jones, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, McKamey, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Olszewski, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schwaderer, Shaw, Staffanson, Tschida, Wagoner, Welborn, White, Wittich, Zolnikov, Mr. Speaker.

Total 58

Nays: B. Bennett, Z. Brown, Clark, Court, Curdy, Dudik, Dunwell, Eck, Ellis, Funk, Hayman, Hill, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Mehlhoff, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Schreiner, Smith, Steenberg, Swanson, Tropila, Webber, Williams, Wilson, Woods.

Total 42

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 216** - Representative Redfield moved **SB 216** be concurred in. Motion carried as follows:

Yeas: Ballance, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef,

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

Hagstrom, Harris, Hertz, Hess, Hollandsworth, Holmlund, Jones, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, McKamey, Mehlhoff, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Olszewski, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schwaderer, Shaw, Staffanson, Tschida, Wagoner, Welborn, White, Wittich, Zolnikov, Mr. Speaker.

Total 62

Nays: B. Bennett, Court, Curdy, Dudik, Dunwell, Eck, Ellis, Hayman, Hill, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Schreiner, Smith, Steenberg, Swanson, Tropila, Webber, Williams, Wilson, Woods.

Total 38

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Regier moved the committee rise, report progress, and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair McCarthy moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Ballance, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Hagstrom, Harris, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kipp III, Lamm, Lang, Laszloffy, Lavin, Lieser, Lynch, Mandeville, Manzella, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Noonan, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pinocci, Pope, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Schwaderer, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Tschida, Wagoner, Webber, Welborn, White, Williams, Wittich, Woods, Zolnikov, Mr. Speaker.

Total 92

Nays: B. Bennett, Dudik, Dunwell, Eck, MacDonald, Olsen, Price, Wilson.

Total 8

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

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

**SB 354** - Majority Leader Regier moved consideration of **SB 354** be placed at the bottom of the second reading board. Motion carried.

**HB 180 - Senate Amendments** - Representative B. Smith moved Senate amendments to **HB 180** be concurred in. Motion carried as follows:

Yeas: Ballance, B. Bennett, Berglee, Berry, Z. Brown, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Greef, Harris, Hayman, Hertz, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, Mehlhoff, Meyers, Miller, Moore, Mortensen, Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Randall, Regier, Richmond, Salomon, Schreiner, Schwaderer, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Webber, Welborn, White, Williams, Wilson, Woods, Mr. Speaker.  
Total 80

Nays: J. Bennett, Brodehl, B. Brown, Burnett, Essmann, Glimm, Hess, Jones, Lamm, McKamey, Monforton, Noland, Pinocci, Redfield, Ricci, Tschida, Wagoner, Wittich, Zolnikov.  
Total 19

Excused: None.  
Total 0

Absent or not voting: Hagstrom.  
Total 1

**SB 325** - Representative White moved **SB 325** do be concurred in.

**SB 325** - Representative G. Bennett moved **SB 325**, second reading copy, be amended as follows:

1. Page 1, line 23 through line 24.

**Strike:** "UNLESS" on line 23 through "USES, THE" on line 24

**Insert:** "The"

Amendment adopted as follows:

Yeas: Ballance, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Burnett, Cook, Custer, Doane, Ehli, Essmann, Fiscus, Fitzpatrick, Garner, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Jones, Lamm, Lang, Laszloffy, Lavin, Lynch, Mandeville, Manzella, McKamey, Mehlhoff,

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

Meyers, Monforton, Moore, Mortensen, Noland, Pinocci, Randall, Regier, Richmond, Schreiner, Schwaderer, Shaw, Staffanson, Tschida, Wagoner, Webber, White, Wittich, Zolnikov, Mr. Speaker.

Total 51

Nays: B. Bennett, Z. Brown, Clark, Court, Cuffe, Curdy, Dudik, Dunwell, Eck, Ellis, Flynn, Funk, Hayman, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lieser, MacDonald, McCarthy, McClafferty, McConnell, Miller, Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Redfield, Ricci, Salomon, Smith, Steenberg, Swanson, Tropila, Welborn, Williams, Wilson, Woods.

Total 49

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 325** - Representative White moved **SB 325**, as amended, be concurred in. Motion carried as follows:

Yeas: Ballance, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Burnett, Clark, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fiscus, Fitzpatrick, Garner, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Hollandsworth, Holmlund, Jacobson, Jones, Lamm, Lang, Laszloffy, Lavin, Lynch, Mandeville, Manzella, McCarthy, McKamey, Mehlhoff, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Olszewski, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Schwaderer, Shaw, Staffanson, Tschida, Wagoner, Welborn, White, Zolnikov, Mr. Speaker.

Total 62

Nays: B. Bennett, Z. Brown, Court, Curdy, Dudik, Dunwell, Eck, Ellis, Flynn, Funk, Hayman, Hill, Hunter, Karjala, Kelker, Kipp III, Lieser, MacDonald, McClafferty, McConnell, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Smith, Steenberg, Swanson, Tropila, Webber, Williams, Wilson, Wittich, Woods.

Total 38

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

**SB 123** - Representative Berry moved **SB 123** be concurred in. Motion carried as follows:

Yeas: B. Bennett, Berry, Z. Brown, Clark, Cook, Court, Cuffe, Curdy, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fitzpatrick, Funk, Garner, Greef, Hayman, Hill, Hollandsworth, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Mehlhoff, Meyers, Moore, Noonan, Olsen, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Ricci, Richmond, Salomon, Schreiner, Shaw, Smith, Steenberg, Swanson, Tropila, Webber, Welborn, Williams, Wilson, Woods.  
Total 60

Nays: Ballance, J. Bennett, Berglee, Brodehl, B. Brown, Burnett, Doane, Fiscus, Flynn, Glimm, Hagstrom, Harris, Hertz, Hess, Holmlund, Jones, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, McKamey, Miller, Monforton, Mortensen, Noland, Olszewski, Pinocci, Randall, Redfield, Regier, Schwaderer, Staffanson, Tschida, Wagoner, White, Wittich, Zolnikov, Mr. Speaker.  
Total 40

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SB 126 - Conference Committee Report No. 1** - Representative Berglee moved the Conference Committee report to **SB 126** be adopted. Motion carried as follows:

Yeas: Ballance, J. Bennett, Berglee, Brodehl, Burnett, Clark, Cook, Custer, Doane, Ehli, Essmann, Fiscus, Fitzpatrick, Flynn, Garner, Glimm, Greef, Hagstrom, Harris, Hertz, Hollandsworth, Holmlund, Jones, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, Mehlhoff, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Olszewski, Osmundson, Person, Pinocci, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schwaderer, Shaw, Staffanson, Tschida, Welborn, White, Zolnikov, Mr. Speaker.  
Total 54

Nays: B. Bennett, Berry, B. Brown, Z. Brown, Court, Cuffe, Curdy, Dudik, Dunwell, Eck, Ellis, Funk, Hayman, Hess, Hill, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, McKamey, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Pierson, Pope, Price, Schreiner, Smith, Steenberg, Swanson, Tropila, Wagoner, Webber, Williams, Wilson, Wittich, Woods.  
Total 46

Excused: None.  
Total 0

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

Absent or not voting: None.

Total 0

**SB 149** - Representative Wagoner moved **SB 149** be concurred in. Motion carried as follows:

Yeas: Ballance, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Burnett, Clark, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fiscus, Fitzpatrick, Flynn, Garner, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Hollandsworth, Holmlund, Jones, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, McKamey, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Olszewski, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schwaderer, Shaw, Staffanson, Tschida, Wagoner, Welborn, White, Wittich, Zolnikov, Mr. Speaker.

Total 59

Nays: B. Bennett, Z. Brown, Court, Curdy, Dudik, Dunwell, Eck, Ellis, Funk, Hayman, Hill, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Mehlhoff, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Schreiner, Smith, Steenberg, Swanson, Tropila, Webber, Williams, Wilson, Woods.

Total 41

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Regier moved the committee rise, report progress, and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Randall moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Ballance, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Harris, Hayman, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kipp III, Lamm, Lang, Laszloffy, Lavin, Lieser, Lynch, Mandeville, Manzella, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Perry, Person, Pierson, Pinocci, Pope, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Schwaderer, Staffanson, Steenberg, Swanson, Tschida, Wagoner, Webber, Welborn, White, Wilson, Wittich, Woods, Zolnikov, Mr. Speaker.

Total 88

Nays: B. Bennett, Hertz, MacDonald, Peppers, Price, Smith, Tropila, Williams.

Total 8

Excused: Hagstrom, Shaw.

Total 2

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

Absent or not voting: Doane, Fiscus.

Total 2

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

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

**SB 213** - Representative Laszloffy moved **SB 213** be concurred in. Motion carried as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Hagstrom, Harris, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kipp III, Lamm, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pinocci, Pope, Price, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Tschida, Wagoner, Webber, Welborn, White, Williams, Wilson, Wittich, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Schwaderer.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 405** - Representative Cook moved **SB 405** be concurred in.

**SB 405** - Representative Cook moved **SB 405**, second reading copy, be amended as follows:

1. Title, line 12.

**Following:** "REFORMS;"

**Insert:** "PROVIDING STATUTORY APPROPRIATIONS FOR COSTS OF PROVIDING HEALTH CARE SERVICES;"

2. Title, line 16.

**Following:** "AUTHORITY;"

**Insert:** "PROVIDING APPROPRIATIONS;"

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

**Strike:** "SECTION"

**Insert:** "SECTIONS 17-7-502 AND"

3. Page 3, line 19.

**Following:** "services"

**Strike:** "."

**Insert:** "-- statutory appropriations -- federal special revenue. (1)"

4. Page 3, line 20.

**Following:** line 20

**Insert:** "(2) Funds necessary to implement [sections 1 through 13], including benefits and administrative costs, are statutorily appropriated, as provided in 17-7-502, from the general fund to the department of public health and human services.

(3) There is an account in the federal special revenue fund to the credit of the department of public health and human services for the payment of costs, including benefits and administrative costs, of providing health care services to individuals who are eligible for coverage pursuant to subsection (1).

(4) The federal medical assistance percentage received pursuant to 42 U.S.C. 1396d(y) must be deposited in the account provided for in subsection (3).

(5) Money in the account is statutorily appropriated, as provided in 17-7-502, to the department of public health and human services for the purpose provided in subsection (3)."

5. Page 14, line 29.

**Insert:** "**Section 20.** Section 17-7-502, MCA, is amended to read:

**"17-7-502. Statutory appropriations -- definition -- requisites for validity.** (1) A statutory appropriation is an appropriation made by permanent law that authorizes spending by a state agency without the need for a biennial legislative appropriation or budget amendment.

(2) Except as provided in subsection (4), to be effective, a statutory appropriation must comply with both of the following provisions:

(a) The law containing the statutory authority must be listed in subsection (3).

(b) The law or portion of the law making a statutory appropriation must specifically state that a statutory appropriation is made as provided in this section.

(3) The following laws are the only laws containing statutory appropriations: 2-15-247; 2-17-105; 5-11-120; 5-11-407; 5-13-403; 7-4-2502; 10-1-108; 10-1-1202; 10-1-1303; 10-2-603; 10-3-203; 10-3-310; 10-3-312; 10-3-314; 10-4-301; 15-1-121; 15-1-218; 15-35-108; 15-36-332; 15-37-117; 15-39-110; 15-65-121; 15-70-101; 15-70-369; 15-70-601; 16-11-509; 17-3-106; 17-3-112; 17-3-212; 17-3-222; 17-3-241; 17-6-101; 18-11-112; 19-3-319; 19-6-404; 19-6-410; 19-9-702; 19-13-604; 19-17-301; 19-18-512; 19-19-305; 19-19-506; 19-20-604; 19-20-607; 19-21-203; 20-8-107; 20-9-534; 20-9-622; 20-26-1503; 22-1-327; 22-3-1004; 23-4-105; 23-5-306; 23-5-409; 23-5-612; 23-7-301; 23-7-402; 30-10-1004; 37-43-204; 37-51-501; 39-1-105; 39-71-503; 41-5-2011; 42-2-105; 44-4-1101; 44-12-206; 44-13-102; 53-1-109; 53-1-215; 53-2-208; [section 4]; 53-9-113; 53-24-108; 53-24-206; 60-11-115; 61-3-415; 69-3-870; 75-1-1101; 75-5-1108; 75-6-214; 75-11-313; 76-13-150; 76-13-416; 77-1-108; 77-2-362; 80-2-222; 80-4-416; 80-11-518; 81-1-112; 81-7-106; 81-10-103; 82-11-161; 85-20-1504; 85-20-1505; 87-1-603; 90-1-115; 90-1-205; 90-1-504; 90-3-1003; 90-6-331; and

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

90-9-306.

(4) There is a statutory appropriation to pay the principal, interest, premiums, and costs of issuing, paying, and securing all bonds, notes, or other obligations, as due, that have been authorized and issued pursuant to the laws of Montana. Agencies that have entered into agreements authorized by the laws of Montana to pay the state treasurer, for deposit in accordance with 17-2-101 through 17-2-107, as determined by the state treasurer, an amount sufficient to pay the principal and interest as due on the bonds or notes have statutory appropriation authority for the payments. (In subsection (3): pursuant to sec. 10, Ch. 360, L. 1999, the inclusion of 19-20-604 terminates contingently when the amortization period for the teachers' retirement system's unfunded liability is 10 years or less; pursuant to sec. 10, Ch. 10, Sp. L. May 2000, secs. 3 and 6, Ch. 481, L. 2003, and sec. 2, Ch. 459, L. 2009, the inclusion of 15-35-108 terminates June 30, 2019; pursuant to sec. 73, Ch. 44, L. 2007, the inclusion of 19-6-410 terminates contingently upon the death of the last recipient eligible under 19-6-709(2) for the supplemental benefit provided by 19-6-709; pursuant to sec. 14, Ch. 374, L. 2009, the inclusion of 53-9-113 terminates June 30, 2015; pursuant to sec. 5, Ch. 442, L. 2009, the inclusion of 90-6-331 terminates June 30, 2019; pursuant to sec. 16, Ch. 58, L. 2011, the inclusion of 30-10-1004 terminates June 30, 2017; pursuant to sec. 6, Ch. 61, L. 2011, the inclusion of 76-13-416 terminates June 30, 2019; pursuant to sec. 13, Ch. 339, L. 2011, the inclusion of 81-1-112 and 81-7-106 terminates June 30, 2017; pursuant to sec. 11(2), Ch. 17, L. 2013, the inclusion of 17-3-112 terminates on occurrence of contingency; pursuant to secs. 3 and 5, Ch. 244, L. 2013, the inclusion of 22-1-327 is effective July 1, 2015, and terminates July 1, 2017; and pursuant to sec. 10, Ch. 413, L. 2013, the inclusion of 2-15-247, 39-1-105, 53-1-215, and 53-2-208 terminates June 30, 2015.)"

**Renumber:** subsequent sections

6. Page 15, line 18.

**Insert:** "NEW SECTION. Section 22. Appropriations. (1) There is appropriated from the state general fund for the biennium beginning July 1, 2015, the following:

(a) \$1,761,476 to the department of labor and industry for the purposes of [sections 14 through 17]; and

(b) \$393,213 to the department of revenue for the purposes of [section 18].

(2) These appropriations are to be considered base funding for the preparation of the 2019 biennium budget."

**Renumber:** subsequent sections

Amendment adopted as follows:

Yeas: B. Bennett, Berry, Z. Brown, Clark, Cook, Court, Curdy, Custer, Dudik, Dunwell, Eck, Ellis, Fitzpatrick, Funk, Garner, Hayman, Hill, Hollandsworth, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Mehlhoff, Meyers, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Richmond, Salomon, Schreiner, Shaw, Smith, Steenberg, Swanson, Tropila, Webber, Welborn, Williams, Wilson, Woods.

Total 53

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

Nays: Ballance, J. Bennett, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Fiscus, Flynn, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Holmlund, Jones, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, McKamey, Miller, Monforton, Moore, Mortensen, Noland, Olszewski, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Schwaderer, Staffanson, Tschida, Wagoner, White, Wittich, Zolnikov, Mr. Speaker.  
Total 47

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SB 405** - Representative Wittich moved **SB 405**, second reading copy, be amended as follows:

1. Title, page 1, line 13.

**Following:** "MONTANA;"

**Insert:** "REQUIRING REDUCTION OF COST-SHIFTING BY HOSPITALS;"

2. Page 15.

**Following:** line 17

**Insert:** "NEW SECTION. **Section 21. Reduction in cost-shifting for uncompensated care -- reporting requirement.** (1) A hospital or critical access hospital, as defined in 50-5-101, participating in the arrangement with a third-party administrator under the Montana Health and Economic Livelihood Partnership Act as provided in [sections 1 through 13] shall return an amount equal to 50% of the medicaid funds received for individuals eligible for medicaid under [section 4] to:

(a) insurers with which the hospital is under contract; and

(b) to individuals who pay directly for their own health care services.

(2) Payments made pursuant to this section must be:

(a) proportionate to the amount billed to insurers with which the hospital is under contract and to individuals who paid directly for their own care; and

(b) made semiannually, beginning 6 months from [the effective date of this act].

(3) Hospitals shall report annually to the commissioner of insurance on the amount of payments made to insurers and to individuals pursuant to this section."

**Renumber:** subsequent sections

3. Page 16, line 1.

**Following:** "13"

**Insert:** "and section 21"

4. Page 16, line 3.

**Following:** "13"

**Insert:** "and section 21"

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

5. Page 16, line 26.

**Strike:** "21"

**Insert:** "22"

Amendment **not** adopted as follows:

Yeas: Ballance, J. Bennett, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Fiscus, Flynn, Glimm, Hagstrom, Harris, Hertz, Hess, Holmlund, Jones, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, McKamey, Miller, Monforton, Moore, Mortensen, Noland, Olszewski, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Schwaderer, Staffanson, Tschida, Wagoner, White, Wittich, Zolnikov, Mr. Speaker.

Total 46

Nays: B. Bennett, Berry, Z. Brown, Clark, Cook, Court, Curdy, Custer, Dudik, Dunwell, Eck, Ellis, Fitzpatrick, Funk, Garner, Greef, Hayman, Hill, Hollandsworth, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Mehlhoff, Meyers, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Richmond, Salomon, Schreiner, Shaw, Smith, Steenberg, Swanson, Tropila, Webber, Welborn, Williams, Wilson, Woods.

Total 54

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Dudik rose on a **Point of Personal Privilege** saying that she felt that her dignity and that of Representative Custer was impugned because they serve as unpaid members of a hospital board and requested an apology.

Representative Wittich responded with an apology.

**SB 405** - Representative Wittich moved **SB 405**, second reading copy, be amended as follows:

1. Page 16, line 14.

**Strike:** "Except as provided in subsection (2), it"

**Insert:** "It"

2. Page 16, line 17.

**Strike:** subsection (2) in its entirety

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

Amendment **not** adopted as follows:

Yeas: Ballance, J. Bennett, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Fiscus, Fitzpatrick, Flynn, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Holmlund, Jones, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, McKamey, Miller, Monforton, Moore, Mortensen, Noland, Olszewski, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Schwaderer, Staffanson, Tschida, Wagoner, White, Wittich, Zolnikov, Mr. Speaker.

Total 48

Nays: B. Bennett, Berry, Z. Brown, Clark, Cook, Court, Curdy, Custer, Dudik, Dunwell, Eck, Ellis, Funk, Garner, Hayman, Hill, Hollandsworth, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Mehlhoff, Meyers, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Richmond, Salomon, Schreiner, Shaw, Smith, Steenberg, Swanson, Tropila, Webber, Welborn, Williams, Wilson, Woods.

Total 52

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 405** - Representative Redfield moved **SB 405**, second reading copy, be amended as follows:

1. Page 3, line 20.

**Following:** "individual"

**Insert:** ": (1)"

**Following:** "meets the"

**Insert:** "nonincome"

**Following:** "42 U.S.C. 1396a(a)(10)(A)(i)(VIII)"

**Insert:** "; and

(2) has an income, as determined in accordance with 42 U.S.C. 1396a(e)(14), of 100% or less of the federal poverty level"

2. Page 5, line 18 through line 19.

**Strike:** "-- nonpayment" on line 18 through "exemptions" on line 19

3. Page 5, line 26.

**Strike:** "with an income of 100% of the federal poverty level or less"

4. Page 6, line 2 through line 29.

**Strike:** subsection (4) through subsection (7) in their entirety

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

5. Page 13, line 9 through line 10.

**Strike:** subsection (2)(c) in its entirety

Amendment **not** adopted as follows:

Yeas: Ballance, J. Bennett, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Fiscus, Flynn, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Holmlund, Jones, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, McKamey, Miller, Monforton, Moore, Mortensen, Noland, Olszewski, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Schwaderer, Staffanson, Tschida, Wagoner, White, Wittich, Zolnikov, Mr. Speaker.  
Total 47

Nays: B. Bennett, Berry, Z. Brown, Clark, Cook, Court, Curdy, Custer, Dudik, Dunwell, Eck, Ellis, Fitzpatrick, Funk, Garner, Hayman, Hill, Hollandsworth, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Mehlhoff, Meyers, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Richmond, Salomon, Schreiner, Shaw, Smith, Steenberg, Swanson, Tropila, Webber, Welborn, Williams, Wilson, Woods.  
Total 53

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SB 405** - Representative Wittich moved **SB 405**, second reading copy, be amended as follows:

1. Page 4.

**Following:** line 1

**Insert:** "(2) An entity may not serve as a third-party administrator under [sections 1 through 13] if the commissioner of insurance has fined the entity more than \$100,000 in the past 3 years for violations of Title 33."

**Renumber:** subsequent subsections

Amendment **not** adopted as follows:

Yeas: Ballance, J. Bennett, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Fiscus, Flynn, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Holmlund, Jones, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, McKamey, Miller, Monforton, Moore, Mortensen, Noland, Olszewski, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Schwaderer, Staffanson, Tschida, Wagoner, White, Wittich, Zolnikov, Mr. Speaker.  
Total 47

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

Nays: B. Bennett, Berry, Z. Brown, Clark, Cook, Court, Curdy, Custer, Dudik, Dunwell, Eck, Ellis, Fitzpatrick, Funk, Garner, Hayman, Hill, Hollandsworth, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Mehlhoff, Meyers, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Richmond, Salomon, Schreiner, Shaw, Smith, Steenberg, Swanson, Tropila, Webber, Welborn, Williams, Wilson, Woods.

Total 53

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 405** - Representative Doane moved for cloture. Motion carried as follows:

Yeas: B. Bennett, J. Bennett, Berglee, Berry, B. Brown, Z. Brown, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ellis, Fiscus, Fitzpatrick, Funk, Garner, Glimm, Hayman, Hess, Hill, Hollandsworth, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lamm, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, McCarthy, McClafferty, McConnell, Mehlhoff, Meyers, Miller, Monforton, Moore, Noland, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pierson, Pinocci, Pope, Price, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Webber, Welborn, Williams, Wilson, Woods, Mr. Speaker.

Total 77

Nays: Ballance, Brodehl, Burnett, Ehli, Essmann, Flynn, Harris, Hertz, Holmlund, Jones, Manzella, McKamey, Mortensen, Olszewski, Osmundson, Schwaderer, Tschida, Wagoner, White, Wittich, Zolnikov.

Total 21

Excused: Hagstrom.

Total 1

Absent or not voting: Greef.

Total 1

Representative Wittich rose on a **Point of Personal Privilege**. He stated that he had two additional amendments to bring forward on **SB 405** and questioned if cloture was in order.

The Chair ruled that cloture was in order.

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

Representative Wittich appealed the ruling of the Chair.

Motion to uphold the ruling of the chair **carried** as follows:

Yeas: B. Bennett, J. Bennett, Berry, Z. Brown, Burnett, Clark, Cook, Court, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ellis, Fiscus, Funk, Garner, Hayman, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lang, Lavin, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Mehlhoff, Meyers, Miller, Moore, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Randall, Redfield, Richmond, Salomon, Schreiner, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Webber, Welborn, Williams, Wilson, Woods, Mr. Speaker.

Total 65

Nays: Ballance, Berglee, Brodehl, B. Brown, Cuffe, Ehli, Essmann, Fitzpatrick, Flynn, Glimm, Greef, Harris, Hertz, Hess, Jones, Lamm, Laszloffy, Mandeville, Manzella, McKamey, Monforton, Mortensen, Noland, Olszewski, Pinocci, Regier, Ricci, Schwaderer, Tschida, Wagoner, White, Wittich, Zolnikov.

Total 33

Excused: Hagstrom.

Total 1

Absent or not voting: Osmundson.

Total 1

**SB 405** - Representative Cook moved **SB 405**, as amended, be concurred in. Motion carried as follows:

Yeas: B. Bennett, Berry, Z. Brown, Clark, Cook, Court, Curdy, Custer, Dudik, Dunwell, Eck, Ellis, Fitzpatrick, Funk, Garner, Hayman, Hill, Hollandsworth, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Mehlhoff, Meyers, Moore, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Richmond, Salomon, Schreiner, Shaw, Smith, Steenberg, Swanson, Tropila, Webber, Welborn, Williams, Wilson, Woods.

Total 54

Nays: Ballance, J. Bennett, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Fiscus, Flynn, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Holmlund, Jones, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, McKamey, Miller, Monforton, Mortensen, Noland, Olszewski, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Schwaderer, Staffanson, Tschida, Wagoner, White, Wittich, Zolnikov, Mr. Speaker.

Total 46

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

Excused: None.

Total 0

Absent or not voting: None.

Total 0

House recessed.

House reconvened.

**SB 232** - Representative Lang moved **SB 232** be concurred in. Motion carried as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Hagstrom, Harris, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kipp III, Lamm, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pinocci, Pope, Price, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Schwaderer, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Tschida, Wagoner, Webber, Welborn, White, Williams, Wilson, Wittich, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 235** - Representative Lamm moved **SB 235** be concurred in. Motion carried as follows:

Yeas: Ballance, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fiscus, Fitzpatrick, Flynn, Garner, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Kelker, Lamm, Lang, Laszloffy, Lavin, Lieser, Mandeville, Manzella, McCarthy, McClafferty, McKamey, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Olszewski, Osmundson, Person, Pinocci, Pope, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schwaderer, Shaw, Staffanson, Tropila, Tschida, Wagoner, Welborn, White, Wittich, Zolnikov, Mr. Speaker.

Total 70

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

Nays: B. Bennett, Court, Curdy, Dudik, Dunwell, Eck, Ellis, Funk, Hayman, Karjala, Kipp III, Lynch, MacDonald, McConnell, Mehlhoff, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Pierson, Price, Schreiner, Smith, Steenberg, Swanson, Webber, Williams, Wilson, Woods.  
Total 30

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SB 237** - Representative Garner moved **SB 237** be concurred in. Motion carried as follows:

Yeas: B. Bennett, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Hagstrom, Harris, Hayman, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, Mehlhoff, Meyers, Monforton, Moore, Mortensen, Noland, Noonan, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pinocci, Pope, Price, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Schwaderer, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Tschida, Wagoner, Webber, Welborn, White, Williams, Wilson, Woods, Zolnikov, Mr. Speaker.  
Total 92

Nays: Ballance, Hertz, Jones, Lamm, McKamey, Miller, Olsen, Wittich.  
Total 8

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SB 240** - Representative Price moved **SB 240** be concurred in. Motion carried as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Hagstrom, Harris, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kipp III, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Monforton, Moore, Mortensen, Noland, Noonan, Olsen, Olszewski,

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Randall, Redfield, Ricci, Richmond, Salomon, Schreiner, Schwaderer, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Webber, Welborn, Williams, Wilson, Wittich, Woods, Zolnikov, Mr. Speaker.  
Total 91

Nays: Lamm, Mandeville, Manzella, Miller, Pinocci, Regier, Tschida, Wagoner, White.  
Total 9

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SB 248** - Representative Doane moved **SB 248** be concurred in. Motion carried as follows:

Yeas: Ballance, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Cuffe, Curdy, Custer, Doane, Ehli, Essmann, Fiscus, Fitzpatrick, Flynn, Garner, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Hill, Hollandsworth, Holmlund, Jacobson, Jones, Karjala, Kipp III, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, McCarthy, McKamey, Mehlhoff, Monforton, Moore, Mortensen, Noland, Olszewski, Osmundson, Perry, Pinocci, Pope, Price, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Schwaderer, Shaw, Smith, Staffanson, Tschida, Wagoner, Webber, Welborn, White, Wittich, Woods, Zolnikov, Mr. Speaker.  
Total 72

Nays: B. Bennett, Court, Dudik, Dunwell, Eck, Ellis, Funk, Hayman, Hunter, Kelker, Lieser, Lynch, MacDonald, McClafferty, McConnell, Meyers, Miller, Noonan, Olsen, Pease-Lopez, Peppers, Person, Pierson, Steenberg, Swanson, Tropila, Williams, Wilson.  
Total 28

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SB 253** - Representative Monforton moved **SB 253** be concurred in. Motion carried as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Hagstrom, Harris, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kipp III, Lang, Laszloffy, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, Mehlhoff, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Noonan, Olsen, Olszewski,

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pinocci, Pope, Price, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Schwaderer, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Tschida, Wagoner, Webber, Welborn, White, Williams, Wilson, Wittich, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Lamm, Lavin, McKamey.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 256** - Representative Fitzpatrick moved **SB 256** be concurred in. Motion carried as follows:

Yeas: Ballance, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Burnett, Clark, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fiscus, Fitzpatrick, Flynn, Garner, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Hollandsworth, Holmlund, Jones, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, Mehlhoff, Meyers, Moore, Mortensen, Noland, Olszewski, Osmundson, Peppers, Pierson, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schwaderer, Shaw, Smith, Staffanson, Steenberg, Tropila, Tschida, Wagoner, Welborn, White, Mr. Speaker.

Total 59

Nays: B. Bennett, Z. Brown, Court, Curdy, Dudik, Dunwell, Eck, Ellis, Funk, Hayman, Hill, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, McKamey, Miller, Monforton, Noonan, Olsen, Pease-Lopez, Perry, Person, Pinocci, Pope, Price, Schreiner, Swanson, Webber, Williams, Wilson, Wittich, Woods, Zolnikov.

Total 41

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 270** - Representative Staffanson moved **SB 270** be concurred in. Motion carried as follows:

Yeas: J. Bennett, Berglee, Berry, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Fiscus, Fitzpatrick, Flynn, Garner, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Hollandsworth, Holmlund, Jones, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, McKamey, Meyers,

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

Miller, Monforton, Moore, Mortensen, Noland, Olszewski, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schwaderer, Shaw, Staffanson, Tschida, Wagoner, Welborn, White, Wittich, Zolnikov, Mr. Speaker.

Total 55

Nays: B. Bennett, Z. Brown, Clark, Cook, Court, Curdy, Custer, Dudik, Dunwell, Eck, Ellis, Funk, Hayman, Hill, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Mehlhoff, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Schreiner, Smith, Steenberg, Swanson, Tropila, Webber, Williams, Wilson, Woods.

Total 44

Excused: None.

Total 0

Absent or not voting: Ballance.

Total 1

**SB 283** - Representative Essmann moved **SB 283** be concurred in. Motion carried as follows:

Yeas: B. Bennett, J. Bennett, Berry, B. Brown, Z. Brown, Clark, Cook, Court, Cuffe, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fiscus, Fitzpatrick, Funk, Garner, Glimm, Greef, Hagstrom, Harris, Hayman, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kipp III, Lamm, Lang, Lieser, Lynch, MacDonald, Manzella, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, Moore, Noland, Noonan, Olsen, Pease-Lopez, Perry, Person, Pierson, Pinocci, Pope, Price, Randall, Redfield, Ricci, Richmond, Salomon, Schreiner, Shaw, Smith, Steenberg, Swanson, Wagoner, Webber, Welborn, White, Williams, Wilson, Zolnikov, Mr. Speaker.

Total 76

Nays: Ballance, Berglee, Brodehl, Burnett, Curdy, Doane, Ehli, Flynn, Hertz, Laszloffy, Lavin, Mandeville, Monforton, Mortensen, Olszewski, Osmundson, Peppers, Regier, Schwaderer, Staffanson, Tropila, Tschida, Wittich, Woods.

Total 24

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

**SB 288** - Representative Fitzpatrick moved **SB 288** be concurred in.

**SB 288** - Representative Olsen moved **SB 288**, second reading copy, be amended as follows:

1. Page 3, line 4.

**Following:** "section,"

**Insert:** "to third-party payments made specifically for medical services previously paid by the insurer"

Amendment **not** adopted as follows:

Yeas: B. Bennett, Z. Brown, Court, Curdy, Dudik, Dunwell, Eck, Ellis, Essmann, Funk, Hayman, Hill, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lamm, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Mehlhoff, Meyers, Noonan, Olsen, Olszewski, Pease-Lopez, Peppers,

Perry, Person, Pierson, Pinocci, Pope, Price, Schreiner, Smith, Steenberg, Swanson, Tschida, Webber, Williams, Wilson, Wittich, Woods, Zolnikov.

Total 48

Nays: Ballance, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Burnett, Clark, Cook, Cuffe, Custer, Doane, Ehli, Fiscus, Fitzpatrick, Flynn, Garner, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Hollandsworth, Holmlund, Jones, Lang, Laszloffy, Lavin, Mandeville, Manzella, McKamey, Miller, Monforton, Moore, Mortensen, Noland, Osmundson, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schwaderer, Shaw, Staffanson, Tropila, Wagoner, Welborn, White, Mr. Speaker.

Total 52

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 288** - Representative Fitzpatrick moved **SB 288** be concurred in. Motion **failed** as follows:

Yeas: J. Bennett, Berglee, Berry, Brodehl, Burnett, Clark, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fiscus, Fitzpatrick, Flynn, Garner, Glimm, Greef, Hagstrom, Harris, Hertz, Hollandsworth, Holmlund, Jones, Lang, Laszloffy, Lavin, Mandeville, McKamey, Meyers, Moore, Noland, Olszewski, Osmundson, Pope, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Shaw, Smith, Staffanson, Welborn, White, Mr. Speaker.

Total 47

Nays: Ballance, B. Bennett, B. Brown, Z. Brown, Court, Curdy, Dudik, Dunwell, Eck, Ellis, Funk, Hayman, Hess, Hill, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lamm, Lieser, Lynch,

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

MacDonald, Manzella, McCarthy, McClafferty, McConnell, Mehlhoff, Miller, Monforton, Mortensen, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pierson, Pinocci, Price, Schreiner, Schwaderer, Steenberg, Swanson, Tropila, Tschida, Wagoner, Webber, Williams, Wilson, Wittich, Woods, Zolnikov.

Total 53

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 336** - Representative Ricci moved **SB 336** be concurred in. Motion carried as follows:

Yeas: Ballance, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Clark, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fiscus, Fitzpatrick, Flynn, Garner, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Hollandsworth, Holmlund, Jacobson, Jones, Karjala, Lamm, Lang, Laszloffy, Lavin, Lynch, Mandeville, Manzella, McCarthy, McClafferty, McKamey, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Noonan, Olszewski, Osmundson, Perry, Pierson, Pinocci, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Schwaderer, Shaw, Staffanson, Tschida, Wagoner, Welborn, White, Wittich, Zolnikov, Mr. Speaker.

Total 67

Nays: B. Bennett, Z. Brown, Burnett, Court, Curdy, Dudik, Dunwell, Eck, Ellis, Funk, Hayman, Hill, Hunter, Kelker, Kipp III, Lieser, MacDonald, McConnell, Mehlhoff, Olsen, Pease-Lopez, Peppers, Person, Pope, Price, Smith, Steenberg, Swanson, Tropila, Webber, Williams, Wilson, Woods.

Total 33

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SJR 6** - Representative Person moved **SJR 6** be concurred in. Motion carried as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Harris, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kipp III, Lamm, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pinocci, Pope, Price, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner,

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

Schwaderer, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Tschida, Wagoner, Webber, Welborn, White, Williams, Wilson, Wittich, Woods, Zolnikov, Mr. Speaker.  
Total 99

Nays: Hagstrom.  
Total 1

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SB 354** - Representative Shaw moved **SB 354** be concurred in. Motion **failed** as follows:

Yeas: Ballance, J. Bennett, Berglee, Berry, Clark, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzpatrick, Flynn, Garner, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Hollandsworth, Holmlund, Jones, Lang, Laszloffy, Lavin, Mandeville, Manzella, McKamey, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Olszewski, Osmundson, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Shaw, Staffanson, Wagoner, Welborn, White, Mr. Speaker.  
Total 49

Nays: B. Bennett, Brodehl, B. Brown, Z. Brown, Burnett, Court, Curdy, Dudik, Dunwell, Eck, Ellis, Fiscus, Funk, Hayman, Hill, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lamm, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Mehlhoff, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pierson, Pinocci, Pope, Price, Schreiner, Schwaderer, Smith, Steenberg, Swanson, Tropila, Tschida, Webber, Williams, Wilson, Wittich, Woods, Zolnikov.  
Total 51

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

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

Yeas: Ballance, B. Bennett, J. Bennett, Berry, B. Brown, Z. Brown, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Funk, Garner, Glimm, Greef, Harris, Hayman, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kipp III, Lang, Lavin, Lieser, Lynch, MacDonald, Manzella, McCarthy, McClafferty, McConnell, Mehlhoff, Meyers, Monforton, Moore, Mortensen, Noland, Noonan,

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

Olsen, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Randall, Regier, Ricci, Richmond, Salomon, Schreiner, Shaw, Smith, Steenberg, Swanson, Tropila, Webber, Welborn, White, Wilson, Wittich, Woods, Mr. Speaker.

Total 79

Nays: Berglee, Brodehl, Burnett, Flynn, Hertz, Hess, Lamm, Laszloffy, Mandeville, McKamey, Miller, Olszewski, Pinocci, Schwaderer, Staffanson, Tschida, Wagoner, Williams, Zolnikov.

Total 19

Excused: Hagstrom.

Total 1

Absent or not voting: Redfield.

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:

**SB 169** concurred in as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Hagstrom, Harris, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kipp III, Lamm, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pinocci, Pope, Price, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Tschida, Wagoner, Webber, Welborn, White, Williams, Wilson, Wittich, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Schwaderer.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

**SB 176** concurred in as follows:

Yeas: B. Bennett, Z. Brown, Clark, Cook, Court, Curdy, Custer, Dudik, Dunwell, Eck, Ellis, Fiscus, Funk, Greef, Hayman, Hess, Hill, Hollandsworth, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lang, Lieser, Lynch, MacDonald, Mandeville, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Miller, Moore, Noonan, Olsen, Olszewski, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Redfield, Richmond, Salomon, Schreiner, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Webber, Welborn, Williams, Wilson, Wittich, Woods, Mr. Speaker.

Total 62

Nays: Ballance, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Fitzpatrick, Flynn, Garner, Glimm, Hagstrom, Harris, Hertz, Holmlund, Jones, Lamm, Laszloffy, Lavin, Manzella, Meyers, Monforton, Mortensen, Noland, Osmundson, Pinocci, Randall, Regier, Ricci, Schwaderer, Tschida, Wagoner, White, Zolnikov.

Total 38

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 181** concurred in as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Hagstrom, Harris, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kipp III, Lamm, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, Mehlhoff, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pinocci, Pope, Price, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Schwaderer, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Tschida, Wagoner, Webber, Welborn, White, Williams, Wilson, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: McKamey, Wittich.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

**SB 192** concurred in as follows:

Yeas: B. Bennett, Berglee, Berry, Z. Brown, Clark, Cook, Court, Cuffe, Curdy, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Flynn, Funk, Garner, Greef, Hagstrom, Hayman, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kipp III, Lang, Lavin, Lieser, Lynch, MacDonald, Mandeville, McCarthy, McClafferty, McConnell, Mehlhoff, Miller, Moore, Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Redfield, Richmond, Salomon, Schreiner, Shaw, Smith, Steenberg, Swanson, Tropila, Webber, Welborn, Williams, Wilson, Woods, Mr. Speaker.

Total 69

Nays: Ballance, J. Bennett, Brodehl, B. Brown, Burnett, Doane, Fiscus, Fitzpatrick, Glimm, Harris, Hertz, Hess, Lamm, Laszloffy, Manzella, McKamey, Meyers, Monforton, Mortensen, Noland, Pinocci, Randall, Regier, Ricci, Schwaderer, Staffanson, Tschida, Wagoner, White, Wittich, Zolnikov.

Total 31

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 217** concurred in as follows:

Yeas: Ballance, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Essmann, Fiscus, Fitzpatrick, Flynn, Garner, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Hollandsworth, Holmlund, Jones, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, McKamey, Mehlhoff, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Olszewski, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schwaderer, Shaw, Staffanson, Tschida, Wagoner, Welborn, White, Wittich, Zolnikov, Mr. Speaker.

Total 58

Nays: B. Bennett, Z. Brown, Clark, Court, Curdy, Custer, Dudik, Dunwell, Eck, Ellis, Funk, Hayman, Hill, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Schreiner, Smith, Steenberg, Swanson, Tropila, Webber, Williams, Wilson, Woods.

Total 42

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

**SB 229** concurred in as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Hagstrom, Harris, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kipp III, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, Mehlhoff, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pinocci, Pope, Price, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Wagoner, Webber, Welborn, White, Williams, Wilson, Woods, Zolnikov, Mr. Speaker.

Total 94

Nays: Doane, Lamm, McKamey, Schwaderer, Tschida, Wittich.

Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**MOTIONS**

Majority Leader Regier moved **HJR 2** be moved from the Committee of the Whole to the Taxation Committee.

Majority Leader Regier moved **SB 34** be moved from the Committee of the Whole to the Appropriations Committee.

Majority Leader Regier moved **SB 148** be moved from the Committee of the Whole to the Appropriations Committee.

Majority Leader Regier moved **SB 216** be moved from the Committee of the Whole to the Appropriations Committee.

Majority Leader Regier moved **SB 405** be moved from the Committee of the Whole to the Appropriations Committee.

Motion **failed** as follows:

Yeas: Ballance, J. Bennett, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Fiscus, Flynn, Glimm, Greef, Harris, Hertz, Hess, Holmlund, Jones, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, McKamey, Miller, Monforton, Mortensen, Noland, Olszewski, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Schwaderer, Staffanson, Tschida, Wagoner, White, Wittich, Zolnikov, Mr. Speaker.

Total 45

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

Nays: B. Bennett, Berry, Z. Brown, Clark, Cook, Court, Curdy, Custer, Dudik, Dunwell, Eck, Ellis, Fitzpatrick, Funk, Garner, Hayman, Hill, Hollandsworth, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Mehlhoff, Meyers, Moore, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Richmond, Salomon, Schreiner, Shaw, Smith, Steenberg, Swanson, Tropila, Webber, Welborn, Williams, Wilson, Woods.

Total 54

Excused: Hagstrom.

Total 1

Absent or not voting: None.

Total 0

Representative Ballance objected to the re-referral of **SB 34**, **SB 148**, **SB 216** to the Appropriations Committee.

The Speaker overruled the objection.

Representative Tschida rose on a **Point of Personal Privilege** to state that he felt that the integrity of Appropriations Committee had been impugned during discussion and he demanded an apology.

The Speaker acknowledged his concern.

Representative Fitzpatrick made a motion to postpone the reading of the Judiciary Standing Committee Report for **SB 262** until Legislative Day 82.

House stood at ease.

House reconvened.

The Speaker ruled Representative Fitzpatrick's motion out of order.

Representative Fitzpatrick moved to appeal the Speaker's ruling.

The appeal was referred to the House Rules Committee scheduled to meet Friday, April 10, 2015.

Representative White moved that **SB 389** be taken from Natural Resources and brought before the Committee of the Whole, Friday, April 10, 2015.

Motion **passed** as follows:

Yeas: Ballance, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Burnett, Clark, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fiscus, Fitzpatrick, Flynn, Garner, Glimm, Greef, Harris, Hess,

HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 9, 2015

Hollandsworth, Holmlund, Jacobson, Jones, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, McKamey, Mehlhoff, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Olszewski, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schwaderer, Shaw, Staffanson, Tschida, Wagoner, Welborn, White, Wittich, Zolnikov, Mr. Speaker.  
Total 59

Nays: B. Bennett, Z. Brown, Court, Curdy, Dudik, Dunwell, Eck, Ellis, Funk, Hayman, Hill, Hunter, Karjala, Kelker, Kipp III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Schreiner, Smith, Steenberg, Swanson, Tropila, Webber, Williams, Wilson, Woods.  
Total 39

Excused: Hagstrom.  
Total 1

Absent or not voting: Hertz.  
Total 1

**ANNOUNCEMENTS**

Committee meetings were announced by the committee chairs.

Majority Leader Regier moved that the House adjourn until 11:00 a.m., Friday, April 10, 2015.  
Motion carried.

House adjourned at 7:58 p.m.

LINDSEY GROVOM  
Chief Clerk of the House

AUSTIN KNUDSEN  
Speaker of the House