

**HOUSE JOURNAL
63RD LEGISLATURE
SIXTEENTH LEGISLATIVE DAY**

Helena, Montana
January 25, 2013

House Chambers
State Capitol

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

Roll Call. All members present, except Representatives Osmundson, Reichner, Warburton, and Zolnikov, excused. Quorum present.

BILLS (O'Hara, Chair):

1/25/2013

Transmitted to the Senate: **HB 72, HB 73, HB 77, HB 104, HB 141, HB 190, HB 212.**

Correctly printed: **HB 18, HB 30, HB 81, HB 126, HB 163, HB 169, HB 193, HB 194, HB 202, HB 243, HB 296, HB 297, HB 298, HB 299, HB 300, HB 301, HB 302, HB 303, HB 304, HB 305, HB 306, HB 307, HB 308, HB 309, HB 310, HB 311, HB 312, HB 313, HB 314, HB 315.**

Correctly engrossed: **HB 68, HB 120, HB 138, HB 154, HB 189, HB 249, HB 259, HB 261.**

REPORTS OF STANDING COMMITTEES

AGRICULTURE (Randall, Chair):

1/24/2013

HB 189, introduced bill, be amended as follows:

1. Title, page 1, line 4.

Following: "INSURANCE;"

Insert: "REDUCING THE PERCENTAGE OF FEES RETAINED BY THE DEPARTMENT OF REVENUE FOR ADMINISTRATIVE COSTS; IMPOSING A LIMIT ON THE AMOUNT OF FEES COLLECTED THAT ARE TRANSFERRED TO THE GENERAL FUND;"

2. Title, page 1, line 5.

Strike: "SECTION"

Insert: "SECTIONS"

Following: "80-2-208"

Insert: "AND 80-2-232"

3. Page 1, line 16.

Following: line 15

Insert: "**Section 2.** Section 80-2-232, MCA, is amended to read:

"80-2-232. Department of revenue's duty -- warrants -- transfers to state general fund.

(1) The department of revenue shall receive all money paid under this part and shall place the money in trust for the hail insurance program to the credit of the enterprise fund. All money collected by the board must be deposited in the enterprise fund, and all losses must be paid from that fund. All other costs are administrative expenses and must be paid from the board's enterprise

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fund. If registered warrants are presented and there is no money to pay the warrants, the warrants must be registered and bear interest at the rate of 4% a year until called for payment by the state treasurer.

(2) The department of revenue may retain ~~2%~~ 1% of the gross annual fees imposed and collected under this part for administrative costs associated with billing and collection of hail insurance premiums.

(3) Upon authorization from the board of hail insurance, the state treasurer shall transfer out of the board's enterprise fund to the general fund ~~of the state of Montana~~ 1.5% of the gross annual fees imposed and collected in the state of Montana not to exceed \$100,000."

And, as amended, do pass. Report adopted.

HB 249, introduced bill, be amended as follows:

1. Title, page 1, line 4.

Following: "PRESENCE OF"

Insert: "WILD BUFFALO OR WILD"

2. Page 1, line 11.

Following: "~~wild~~"

Insert: "wild buffalo or wild"

3. Page 1, line 12.

Strike: "bison,"

Following: "buffalo"

Strike: " 1 "

4. Page 1, line 20.

Strike: "bison,"

Following: "buffalo"

Strike: " 1 "

5. Page 1, line 26.

Strike: "bison,"

Following: "buffalo"

Strike: " 1 "

6. Page 1, line 28.

Following: "~~agent:~~"

Insert: "if the landowner or agent is not in violation of subsection (4)(a)."

7. Page 2, line 13.

Following: "~~purposes~~"

Strike: " . "

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Insert: "(4) (a) A person may not intentionally provide supplemental feed to game animals in a manner that results in artificial concentration of game animals that may potentially contribute to the transmission of disease. A person who violates this subsection shall be fined not less than \$50 or more than \$1,000 or be imprisoned in the county detention center for not more than 6 months, or both. In addition, a person, upon conviction or forfeiture of bond or bail, may be subject to forfeiture of any current hunting, fishing, or trapping license issued by this state and the privilege to hunt, fish, or trap in this state or to use state land, as defined in 77-1-101, for recreational purposes for a period of time set by the court.

(b) Subsection (4)(a) does not apply to supplemental feeding activities conducted by the department for disease control purposes."

And, as amended, do pass. Report adopted.

APPROPRIATIONS (Ankney, Chair): 1/24/2013
HB 18, do pass. Report adopted.
HB 81, do pass. Report adopted.

FISH, WILDLIFE AND PARKS (Welborn, Chair): 1/24/2013
HB 163, do pass. Report adopted.

LOCAL GOVERNMENT (Bangerter, Chair): 1/24/2013
HB 154, introduced bill, be amended as follows:

1. Page 1, line 21.

Following: "and"

Insert: "and"

2. Page 1, line 23.

Strike: "and"

Insert: "."

3. Page 1, line 24.

Strike: "(f) when requested by an irrigation district pursuant to 85-7-1902(5), act as counsel, without fee."

Insert: "(3) The county attorney may, when requested by an irrigation district pursuant to 85-7-1902(5), act as counsel, without fee."

4. Page 2, line 19.

Strike: "shall"

Insert: "may"

5. Page 2, lines 20 and 21.

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Strike: "unless" on line 20 through "state" on line 21

And, as amended, do pass. Report adopted.

HB 194, do pass. Report adopted.

BUSINESS AND LABOR (Berry, Chair):

1/25/2013

HB 259, do pass. Report adopted.

HB 261, introduced bill, be amended as follows:

1. Page 2, line 10.

Strike: "39-71-1214(2)(h)"

Insert: "39-51-1214(2)(h)"

And, as amended, do pass. Report adopted.

JUDICIARY (Kerns, Chair):

1/25/2013

HB 68, introduced bill, be amended as follows:

1. Title, page 1, line 6.

Strike: "PAROLED"

Insert: "RELEASED"

2. Title, page 1, line 7.

Strike: "PROVIDING AN APPROPRIATION;"

3. Page 1, line 12.

Strike: "while on parole"

4. Page 1, line 16.

Strike: "informational"

5. Page 1, line 17.

Strike: "parole"

Insert: "release"

6. Page 1, line 18.

Following: "participate in"

Insert: "reentry and"

7. Page 1, line 25.

Following: "offenders"

Strike: "being paroled"

Insert: "within 12 months of release"

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8. Page 2, line 13.

Strike: "and"

9. Page 2, line 14.

Following: "legislator"

Strike: "."

Insert: "; and

(g) a representative of a mental health organization."

10. Page 2, line 16.

Following: "Task force members"

Strike: remainder of line 16

Insert: "serving in their capacity as government employees are not entitled to additional compensation but are entitled to reimbursement for travel expenses incurred while engaged in task force activities as provided for in 2-18-501. Task force members who are not employed by the state are not entitled to compensation or travel expenses."

11. Page 2, line 17.

Insert: "(5) Before July 1 of each even-numbered year, the task force shall report to the law and justice interim committee regarding the development, implementation, and effectiveness of reentry programs."

12. Page 2, line 23.

Strike: "aftercare services for inmates released on parole"

Insert: "services to released inmates in areas such as mental health, chemical dependency, employment, housing, health care, faith-based services, parenting, relationship services, and victim impact panels"

13. Page 2, line 30 through page 3, line 1.

Strike: section 4 in its entirety

Renumber: subsequent sections

And, as amended, do pass. Report adopted.

STATE ADMINISTRATION (Ingraham, Chair):

1/25/2013

HB 30, do pass. Report adopted.

HB 120, introduced bill, be amended as follows:

1. Page 24, line 14.

Strike: "this"

Following: "(2)"

Insert: "(a)"

2. Page 24, line 14 through line 15.

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Strike: "within" on line 14 through "13-13-211(2)" on line 15

Insert: "by noon on election day"

3. Page 24.

Following: line 19

Insert: "(d) An elector with a sudden illness or health emergency may request an absentee ballot by telephone, facsimile transmission, or other means after noon on election day; however, the elector or the elector's designee is responsible for picking up the ballot at the election office and ensuring that the ballot is returned by the time specified in 13-13-211(3)."

And, as amended, do pass. Report adopted.

HB 126, do pass. Report adopted.

MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence:

1/24/2013

SB 5, introduced by Buttrey

SB 32, introduced by Facey

SB 35, introduced by Keane

SB 36, introduced by Murphy

SB 41, introduced by Buttrey

SB 66, introduced by Arthun

SB 87, introduced by F. Moore

SB 121, introduced by Fielder

FIRST READING AND COMMITMENT OF BILLS

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

HB 296, introduced by Ingraham, referred to State Administration.

HB 297, introduced by Howard, Arthun, Boulanger, Brodehl, Hagan, Harris, Kary, Warburton, Washburn, Webb, referred to Business and Labor.

HB 298, introduced by Warburton, Ankney, Arntzen, G. Bennett, Brenden, Brodehl, Buttrey, Connell, Doane, Fitzpatrick, Flynn, Galt, Glimm, Greef, Hagan, Halvorson, Hansen, Harris, Hertz, Jergeson, D. Jones, Kary, Kerns, Knudsen, Lang, Lenz, Lieser, McChesney, Randall, Redfield, Rosendale, Salomon, Schwaderer, Shaw, Washburn, Welborn, White, Zolnikov, referred to Fish, Wildlife and Parks.

HB 299, introduced by Warburton, Ankney, Arntzen, G. Bennett, Berry, Blasdel, Brenden, Brockie, Brodehl, Buttrey, Connell, Cook, Doane, Dudik, Eck, Flynn, Galt, Glimm, Greef, Hagan, Halvorson, Hansen, Harris, Hertz, Hollenbaugh, Hoven, Howard, Jergeson, D. Jones, Knudsen, Lang, Lenz, Lieser, McChesney, McNally, Pease-Lopez, Randall, Redfield, Reichner, Rosendale, Salomon,

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Shaw, B. Smith, Stewart-Peregoy, Wagoner, Washburn, Welborn, Windy Boy, referred to Transportation.

HB 300, introduced by Salomon, Hertz, Larsen, Taylor, referred to Transportation.

HB 301, introduced by Halvorson, referred to Education.

HB 302, introduced by Kerns, Ballance, G. Bennett, Blasdel, Blyton, Cook, Cuffe, Doane, Edmunds, Fiscus, Flynn, Galt, Glimm, Hagstrom, Halvorson, Hansen, Harris, Jackson, Knudsen, Lang, Lewis, F. Moore, Osmundson, Priest, Randall, Redfield, Regier, Reichner, Salomon, Shaw, C. Smith, Taylor, Thomas, Vance, Wagoner, Warburton, Washburn, Welborn, White, Wittich, referred to Judiciary.

HB 303, introduced by Kerns, Ballance, B. Bennett, G. Bennett, Berry, Blasdel, Blyton, Connell, Cuffe, Doane, Edmunds, Fiscus, Flynn, Galt, Glimm, Halvorson, Hansen, Harris, Jackson, Kary, Knudsen, Lang, Lenz, Miller, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Shaw, C. Smith, Thomas, Vance, Wagoner, Warburton, Washburn, White, Zolnikov, referred to Judiciary.

HB 304, introduced by Kerns, Ballance, G. Bennett, Blasdel, Blyton, Cuffe, Doane, Edmunds, Fiscus, Galt, Glimm, Halvorson, Hansen, Harris, Hertz, Ingraham, Jackson, Kary, Knudsen, Lenz, Lewis, Miller, F. Moore, O'Neil, Osmundson, Priest, Randall, Regier, Reichner, Shaw, C. Smith, Taylor, Thomas, Vance, Wagoner, Warburton, Welborn, White, Zolnikov, referred to Judiciary.

HB 305, introduced by Lang, Knudsen, Sonju, referred to Transportation.

HB 306, introduced by Ehli, Arthun, Augare, Debby Barrett, Blasdel, Boulanger, Brenden, Connell, Facey, Hertz, Jergeson, L. Jones, Larsen, Lewis, McChesney, Olson, Ripley, Salomon, Taylor, Thomas, Welborn, referred to Human Services.

HB 307, introduced by McClafferty, B. Bennett, Boland, Brockie, Court, Curtis, Dudik, Eck, Gursky, Hill, Lieser, Lynch, MacDonald, McChesney, McNally, Neill, Noonan, Pierson, Pomnichowski, B. Smith, Squires, Steenberg, Van Dyk, Williams, Woods, referred to Education.

HB 308, introduced by Lang, referred to Business and Labor.

HB 309, introduced by Wilmer, Van Dyk, referred to Human Services.

HB 310, introduced by C. Smith, Berry, Blyton, Brodehl, Doane, Edmunds, Fiscus, Fitzpatrick, Flynn, Hagan, Halvorson, Hansen, Hertz, Howard, D. Jones, Knudsen, Lang, Laszloffy, Lenz, McNiven, O'Hara, Osmundson, Redfield, Regier, Salomon, Shaw, Vance, Wagoner, Welborn, White, referred to Business and Labor.

HB 310, introduced by C. Smith, G. Bennett, Berry, Blyton, Brodehl, Doane, Edmunds, Fiscus, Fitzpatrick, Flynn, Glimm, Hagan, Halvorson, Hansen, Hertz, Howard, D. Jones, Knudsen, Lang, Laszloffy, Lenz, McNiven, O'Hara, Osmundson, Redfield, Regier, Salomon, Shaw, Vance, Wagoner, Welborn, White, referred to Business and Labor.

HB 311, introduced by Jacobson, Fitzpatrick, referred to Judiciary.

HB 312, introduced by Redfield, Arthun, Debby Barrett, Brenden, T. Brown, Caferro, Coffin, Doane, Galt, Hamlett, Harris, Kary, Keane, Kerns, Larsen, Lewis, McClafferty, Olson, Priest, Ripley, Rosendale, Shaw, Vincent, Vuckovich, referred to Agriculture.

HB 313, introduced by Schreiner, Calf Boss Ribs, O'Hara, Price, Wilmer, referred to Education.

HB 314, introduced by Kary, Fiscus, D. Jones, Lenz, C. Smith, Webb, Zolnikov, referred to Local Government.

HB 315, introduced by Knudsen, Arthun, Ballance, Blasdel, Blyton, Brodehl, Connell, Edmunds, Glimm, Halvorson, Hansen, Harris, Hertz, Hoven, Jackson, D. Jones, Kary, Lewis, McNiven, Miller, Osmundson, Randall, Redfield, Regier, Rosendale, Salomon, Schwaderer, Shaw, C. Smith, Thomas, Vance, Warburton, White, Windy Boy, Wittich, Zolnikov, referred to Education.

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

SB 5, introduced by Buttrey (by request of the Select Committee on Efficiency in Government), referred to State Administration.

SB 32, introduced by Facey, referred to Education.

SB 35, introduced by Keane (by request of the Select Committee on Efficiency in Government), referred to State Administration.

SB 36, introduced by Murphy (by request of the Department of Administration), referred to State Administration.

SB 41, introduced by Buttrey, referred to Local Government.

SB 66, introduced by Arthun (by request of the State Administration and Veterans' Affairs Interim Committee), referred to State Administration.

SB 87, introduced by F. Moore (by request of the Education and Local Government Interim Committee), referred to Education.

SB 121, introduced by Fielder, Larsen, F. Moore, Taylor, Thomas, Van Dyk, referred to Business and Labor.

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

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

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

HB 138 - Representative Salomon moved **HB 138**, second reading copy, be amended as follows:

1. Page 6, line 27 through page 7, line 1.

Strike: subsection (1) in its entirety

2. Page 7, line 2.

Strike: "(2)"

Following: "MAY"

Insert: ", with the approval of the department,"

3. Page 7, line 4 through line 5.

Strike: "THE DEPARTMENT'S" on line 4 through ." on line 5

Amendment adopted as follows:

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

Nays: None.
Total 0

Voted Absentee: Osmundson, Warburton, Zolnikov, Aye.

Excused: Reichner.
Total 1

Absent or not voting: Price.
Total 1

HB 138 - Representative Hertz moved **HB 138**, as amended, do pass. Motion carried as follows:

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

Nays: None.
Total 0

Voted Absentee: Osmundson, Reichner, Warburton, Zolnikov, Aye.

Excused: None.
Total 0

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Absent or not voting: None.

Total 0

HB 169 - Representative White moved **HB 169** do pass. Motion carried as follows:

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

Total 96

Nays: Edmunds, Fiscus, Gibson, Harris.

Total 4

Voted Absentee: Osmundson, Reichner, Warburton, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 193 - Representative Hagan moved **HB 193** do pass. Motion carried as follows:

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

Total 100

Nays: None.

Total 0

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Voted Absentee: Osmundson, Reichner, Warburton, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 202 - Representative Hagan moved **HB 202** do pass. Motion carried as follows:

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

Nays: None.

Total 0

Voted Absentee: Osmundson, Reichner, Warburton, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 243 - Representative Wilson moved **HB 243** do pass. Motion carried as follows:

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

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Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Voted Absentee: Osmundson, Reichner, Warburton, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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

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

Nays: None.
Total 0

Voted Absentee: None.

Excused: Osmundson, Reichner, Warburton.
Total 3

Absent or not voting: Randall.
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:

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HB 130 passed as follows:

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

Total 94

Nays: Edmunds, Kerns, Squires.

Total 3

Voted Absentee: None.

Excused: Osmundson, Reichner, Warburton.

Total 3

Absent or not voting: None.

Total 0

HB 145 passed as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, Neill, O'Hara, O'Neil, Randall, Redfield, Regier, Salomon, Schreiner, Schwaderer, Shaw, C. Smith, Squires, Vance, Wagoner, Washburn, Welborn, White, Zolnikov, Mr. Speaker.

Total 59

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gibson, Gursky, Hill, Hollenbaugh, Hoven, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, B. Smith, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.

Total 38

Voted Absentee: None.

Excused: Osmundson, Reichner, Warburton.

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Total 3

Absent or not voting: None.

Total 0

HB 172 passed as follows:

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

Total 96

Nays: None.

Total 0

Voted Absentee: None.

Excused: Osmundson, Reichner, Warburton.

Total 3

Absent or not voting: Ankney.

Total 1

MOTIONS

Majority Leader Vance moved **HB 267** be moved from the Appropriations committee to the Joint Appropriations Subcommittee on Long-Range Planning committee.

Majority Leader Vance moved **HB 287** be moved from the Judiciary committee to the Business and Labor committee.

SPECIAL ORDERS OF THE DAY

Representative McNiven introduced the Wittorff Family Fiddler's from Shepherd, Montana who performed for the House. The three family members were presented with certificates of Honorary Membership to the Montana House of Representatives.

Representative Coffin thanked the pages for their service.

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ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Vance moved that the House adjourn until 1:00 p.m., Monday, January 28, 2013. Motion carried.

House adjourned at 1:40 p.m.

LINDSEY GROVOM
Chief Clerk of the House

MARK BLASDEL
Speaker of the House