

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

Helena, Montana
April 2, 2013

House Chambers
State Capitol

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

Roll Call. All members present, except Representatives Hagan and Pease-Lopez and Peppers, excused. Quorum present.

BILLS (O'Hara, Chair):

4/2/2013

Correctly printed: **HB 230, HB 393, HB 408, HB 591, HB 603, HB 614, HB 623, SB 94, SB 112, SB 127, SB 144, SB 183, SB 215, SB 217, SB 242, SB 250, SB 256.**

Correctly engrossed: **SB 56.**

Examined by the sponsor and found to be correct: **HB 283, HB 328, HB 402, HB 455, HB 462.**

Signed by the Speaker at 5:15 p.m., April 2, 2013: **HB 283, HB 328, HB 374, HB 402, HB 455, HB 462, HJR 1, HJR 3.**

Signed by the Chief Clerk of the House at 5:30 p.m., April 2, 2013: **HB 283, HB 328, HB 374, HB 402, HB 455, HB 462, HJR 1, HJR 3.**

Delivered to the Governor for approval at 1:42 p.m., April 2, 2013: **HB 7, HB 8, HB 22, HB 38, HB 65, HB 68, HB 72, HB 105, HB 194, HB 210, HB 291, HB 304, HB 314, HB 323, HB 335, HB 362, HB 385, HB 463, HB 562.**

LEGISLATIVE ADMINISTRATION (O'Hara, Chair):

4/2/2013

MR. SPEAKER:

We, your committee on Legislative Administration recommend that employment of the following pages of the House be ceased as of 8:00 a.m., Thursday, March 28, 2013:

Colton Creamer, Jefferson City
Mary-Hannah McGuffey, Superior
Morgan McLean, Lavina
Michaela Bell, Helena
Kiernan Gallagher, Anaconda
Julia Peterson, Anaconda
Delaney Campbell, Belgrade
Drew Gerber, Billings

and recommend that the following pages of the House be employed as of 1:00 p.m., Tuesday, April 2, 2013:

Shelly Bangerter, Helena
Sammy Ingraham, Lolo
McCaella Mitman, Florence

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Taylor Preshinger, Helena
Eliza Reichner, Big Fork
Issac Reichner, Big Fork
Jacob Fisher, Helena

Report Adopted.

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Ankney, Chair): 4/2/2013
HB 230, do pass. Report adopted.
HB 393, do pass. Report adopted.
HB 408, do pass. Report adopted.

TAXATION (Miller, Chair): 3/26/2013
SB 56, be amended as follows:

1. Page 1, line 21.

Strike: "FIRST" through "TUESDAY"

Insert: "second Monday"

2. Page 2, line 15.

Strike: "third" through "August"

Insert: "first Thursday after the first Tuesday in September"

3. Page 3, line 18.

Strike: "third" through "August"

Insert: "first Thursday after the first Tuesday in September"

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

MESSAGES FROM THE SENATE

House bills concurred in and returned to the House: 3/28/2013

HB 283, introduced by Wagoner
HB 328, introduced by Washburn
HB 402, introduced by Hunter

HB 455, introduced by Blyton
HB 462, introduced by D. Jones

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House bill concurred in as amended and returned to the House for concurrence in Senate amendments:

3/28/2013

HB 71, introduced by MacDonald

Senate bills passed and transmitted to the House for concurrence:

3/28/2013

SB 178, introduced by Van Dyk

SB 375, introduced by Peterson

House amendments to Senate bills concurred in:

3/28/2013

SB 125, introduced by Olson

SB 165, introduced by Caferro

SB 185, introduced by Sesso

SB 224, introduced by Debby Barrett

SB 259, introduced by Arntzen

SB 316, introduced by Fielder

MESSAGES FROM THE GOVERNOR

March 28, 2013

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

Dear Speaker Blasdel:

On Thursday, March 28, 2013, I signed and delivered the following House bills to the Secretary of State:

House Bill 45 - Lavin

House Bill 136 - McClafferty

House Bill 172 - O'Hara

House Bill 270 - Schwaderer

House Bill 273 - McClafferty

House Bill 347 - Fitzpatrick

I am returning House Bill 131 - Gursky with amendments.

I have vetoed the following bills:

House Bill 27 - Washburn

House Bill 302 - Kerns

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Senate Bill 41 Buttrey

Sincerely,

STEVE BULLOCK
Governor

March 28, 2013

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

The Honorable Jeff Essmann
President of the Senate
State Capitol
Helena, MT 59620

Dear Speaker Blasdel and President Essmann:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby veto House Bill 27 (HB 27), "AN ACT AUTHORIZING THE USE OF A SUPPRESSOR WHILE HUNTING CERTAIN LARGE PREDATORS; AMENDING SECTION 87-6-401, MCA; AND PROVIDING AN EFFECTIVE DATE."

Allowing the use of suppressed weapons for hunting was proposed in the 2009 and 2011 Montana legislative sessions. In both sessions, the legislation was defeated. I do not see the need for suppressed weapons for wolf hunting. I believe most Montanans would agree.

This legislature has already passed, and I have signed into law, HB 73, which substantially liberalized the methods by which wolves may be hunted in Montana. HB 73 allows hunters to obtain multiple wolf licenses, allows wolf hunters to use electronic calls and not wear orange when hunting wolves outside the general big game season, and reduces the price of a nonresident wolf license. That bill enjoyed overwhelming bipartisan support because these measures will facilitate a more effective wolf harvest, while maintaining Montana's time-honored traditions of fair-chase hunting.

HB 27 does not meet this critical threshold. Allowing suppressed weapons to hunt wolves will not provide a more effective wolf hunting season, or add significantly to overall wolf harvest.

Most hunters are very concerned about the future of hunting in Montana. They know how important it is to act responsibly to protect our hunting traditions through reverence for game animals, use of fair-chase methodology, and attention to maintaining a respectful public image.

Hunting with suppressed weapons has negative connotations that warrant serious consideration in the face of attempts by anti-hunters to portray hunting in a negative light.

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From a law enforcement perspective, suppressors represent a challenge to peace officers as they attempt to ensure compliance with both state law and rules set by property owners. Enforcing fish and game laws is a demanding job. We should not make a game warden's job that much more difficult by allowing a situation in which he or she cannot readily identify or locate the full sound of rifle shots in the field because of the use of a suppressed weapon by an individual who could have less than lawful intentions.

Property owners across Montana deserve the same consideration, as they endeavor to be good neighbors by allowing hunters access to their land. I believe most landowners prefer to hear the full discharge of a firearm when hunters or others with firearms are on or near their property. For these reasons, I respectfully ask for your support in sustaining my veto.

Sincerely,

STEVE BULLOCK
Governor

March 28, 2013

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

Dear Speaker Blasdel:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return with amendments House Bill 131 (HB 131), "AN ACT AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES TO SHARE LIMITED INFORMATION ABOUT AN INVESTIGATION INTO A REPORT OF CHILD ABUSE OR NEGLECT WITH A MANDATORY REPORTER WHO MADE A REQUIRED REPORT OF ALLEGED CHILD ABUSE OR NEGLECT OR INDIVIDUALS DESIGNATED BY THE MANDATORY REPORTER; AND AMENDING SECTIONS 41-3-201 AND 41-3-205, MCA.

House Bill 131 authorizes the Department of Public Health and Human Services to release certain information concerning the status of child abuse or neglect investigations to mandatory reporters or their designees. SB 65, signed into law on March 1, 2013, revised some of the same sections of code at issue in HB 131. Pursuant to SB 65, the Department may release certain limited information concerning the status of child abuse or neglect investigations to a broader category of reporters of child abuse or neglect, including mandatory reporters. These bills were not reconciled during the legislative process.

I support the intent of both of these bills. My amendments reconcile HB 131 with SB 65, maintaining the disclosure requirements of SB 65 while providing for the more specific information disclosed to mandatory reporters under HB 131.

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I respectfully ask for your support of these amendments.

Sincerely,

STEVE BULLOCK
Governor

Report No. 001, April 3, 2013

Governor's recommendations for amendments to **House Bill 131** (reference copy -- salmon) are as follows:

1. Page 2, line 17 through line 20.

Strike: "REGARDING:" on line 17 through "(III)" on line 20

Insert: "in accordance with 41-3-202(8)[as amended by Ch. 61, L. 2013] and also share"

2. Page 4, line 9.

Following: "parent,"

Insert: "grandparent, aunt, uncle, brother, sister,"

Following: "guardian,"

Insert: "mandatory reporter provided for in 41-3-201(2) and (5),"

3. Page 5, line 29 through line 30.

Strike: subsection (aa) in its entirety

March 28, 2013

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

The Honorable Jeff Essmann
President of the Senate
State Capitol
Helena, MT 59620

Dear Speaker Blasdel and President Essmann:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby veto House Bill 302 (HB 302), "AN ACT PROHIBITING THE ENFORCEMENT OF A POTENTIAL FEDERAL BAN ON SEMIAUTOMATIC WEAPONS AND LARGE MAGAZINES; PROVIDING PENAL TIES; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

House Bill 302 puts law enforcement in the position of violating laws they have sworn to uphold. When public safety officers graduate from the Montana Law Enforcement Academy, they take an

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oath to "enforce or apply all laws and regulations appropriately, courteously, and responsibly" and also to "work in unison with all legally authorized agencies and their representatives in the pursuit of justice." HB 302 would subject our peace officers to criminal sanctions for upholding the oath we ask that they take.

Further, HB 302 is unnecessary. To date, there has been no action in Congress to enact a ban on semiautomatic weapons. Moreover, recent news reports have indicated that a majority of Congress does not support such legislation.

I am and always have been a staunch supporter of our Second Amendment rights. We have a strong tradition in Montana of gun ownership, hunting and participation in shooting sports. I believe that is an important tradition to preserve. As Attorney General, I fought to protect Montanans' right to keep and bear arms, and as Governor, I will not hesitate to stand up to the federal government or anyone else who attempts to infringe on those rights. However, this bill is unnecessary political theater and would not meaningfully protect our Second Amendment rights.

Because HB 302 is unnecessary and puts law enforcement in a position of potentially violating federal law, I respectfully request that you sustain my veto.

Sincerely,

STEVE BULLOCK
Governor

March 29, 2013

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

Dear Speaker Blasdel:

On Friday, March 29, 2013, I signed and delivered the following House bills to the Secretary of State:

House Bill 367 - McNiven
House Bill 422 - Blyton

I have vetoed the following bill:
Senate Bill 12 - Lewis

Sincerely,

STEVE BULLOCK
Governor

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April 1, 2013

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

Dear Speaker Blasdel:

On Monday, April 1, I signed the following House bills:

House Bill 163 - Flynn
House Bill 245 - Edmunds
House Bill 325 - Regier

House Bill 360 - White

These bills were delivered to the Secretary of State's Office today.

Sincerely,

STEVE BULLOCK
Governor

FIRST READING AND COMMITMENT OF BILLS

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

SB 178, introduced by Van Dyk, Facey, Hamlett, Peterson, Ripley, Welborn, referred to Fish, Wildlife and Parks.

SB 299, introduced by F. Moore, referred to Agriculture.

SB 375, introduced by Peterson, Ankney, Dick Barrett, Berry, T. Brown, Cook, Driscoll, Facey, Hamlett, Hollandsworth, L. Jones, Keane, Larsen, Lewis, Olson, Phillips, Sesso, Tutvedt, Vuckovich, Windy Boy, referred to Judiciary.

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

SJR 21, introduced by Caferro, Ankney, Facey, Hagan, Harris, Hunter, Jent, Keane, Lynch, McChesney, O'Hara, referred to State Administration.

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**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 Cuffe in the chair.

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

HB 591 - Representative Osmundson moved **HB 591** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, Berry, Blyton, Boland, Boss Ribs, Brodehl, Coffin, Connell, Cook, Court, Cuffe, Curtis, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Moore, Neill, Noonan, O'Hara, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Redfield, Regier, Reichner, Salomon, Schreiner, Shaw, B. Smith, Squires, Steenberg, Swanson, Vance, Washburn, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.
Total 80

Nays: J. Bennett, Brockie, Clark, Doane, Flynn, Galt, Hansen, Hoven, Kerns, McNiven, Miller, O'Neil, Randall, Schwaderer, C. Smith, Wagoner, Warburton, Welborn, White, Zolnikov.
Total 20

Voted Absentee: Hagan, Pease-Lopez, Peppers, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 603 - Representative Zolnikov moved **HB 603** 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, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Neill, Noonan, 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, White, Whitford, Williams, Wilmer, Wilson,

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Woods, Zolnikov, Mr. Speaker.

Total 93

Nays: Greef, Hoven, Howard, Lavin, Moore, O'Hara, Welborn.

Total 7

Voted Absentee: Hagan, Pease-Lopez, Peppers, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 614 - Representative Berry moved **HB 614** do pass. Motion carried as follows:

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

Total 85

Nays: J. Bennett, Doane, Edmunds, Fiscus, Harris, Jones, Kerns, McCarthy, Miller, O'Neil, Osmundson, Redfield, Schwaderer, Wagoner, Zolnikov.

Total 15

Voted Absentee: Hagan, Pease-Lopez, Peppers, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 623 - Representative Bangerter moved **HB 623** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hoven, Howard, Hunter, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, O'Hara, Osmundson,

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Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 60

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollandsworth, Hollenbaugh, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan, O'Neil, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.
Total 40

Voted Absentee: Hagan, Aye; Pease-Lopez, Peppers, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 94 - Representative Laszloffy moved **SB 94** be concurred in. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Blyton, Brockie, Brodehl, Coffin, Connell, 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, Laszloffy, Lavin, Lenz, Lieser, MacDonald, McCarthy, McChesney, McNally, McNiven, Miller, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Randall, Redfield, Regier, Reichner, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, White, Zolnikov, Mr. Speaker.
Total 78

Nays: Berry, Boland, Boss Ribs, Clark, Cook, Court, Lang, Lynch, McClafferty, Mehlhoff, Moore, Pierson, Pomnichowski, Price, Salomon, Squires, Welborn, Whitford, Williams, Wilmer, Wilson, Woods.
Total 22

Voted Absentee: Hagan, Pease-Lopez, Peppers, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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SB 112 - Representative Schwaderer moved **SB 112** be concurred in. Motion carried as follows:

Yeas: Ankney, Bangerter, B. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Court, Cuffe, Curtis, Doane, Dudik, Eck, Ehli, Fiscus, Flynn, Gibson, Greef, Gursky, Hagan, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Kary, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Moore, Neill, Noonan, O'Hara, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, Squires, Steenberg, Swanson, Wagoner, Warburton, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 80

Nays: Ballance, J. Bennett, Brodehl, Cook, Edmunds, Fitzpatrick, Galt, Glimm, Hagstrom, Jones, Kerns, Miller, O'Neil, Randall, Redfield, Regier, Reichner, C. Smith, Vance, White.
Total 20

Voted Absentee: Hagan, Pease-Lopez, Peppers, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 127 - Representative Curtis moved **SB 127** be concurred in. 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, 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, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Regier, Reichner, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, White, Whitford, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 92

Nays: Fiscus, McCarthy, Miller, Moore, Redfield, Salomon, Williams.
Total 7

Voted Absentee: Hagan, Pease-Lopez, Peppers, Aye.

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Excused: None.

Total 0

Absent or not voting: Welborn.

Total 1

SB 144 - Representative Randall moved **SB 144** be concurred in. 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: Hagan, Pease-Lopez, Peppers, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 183 - Representative Welborn moved **SB 183** be concurred in. 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

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Nays: None.
Total 0

Voted Absentee: Hagan, Pease-Lopez, Peppers, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 215 - Representative Randall moved **SB 215** be concurred in. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 99

Nays: Cook.
Total 1

Voted Absentee: Hagan, Pease-Lopez, Peppers, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 217 - Representative Connell moved **SB 217** be concurred in. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lynch, McChesney, McNiven, Mehlhoff, Miller, Moore, Noonan, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, C. Smith, Vance, Wagoner,

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Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.

Total 66

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Fiscus, Gursky, Hill, Hollenbaugh, Hunter, Lieser, MacDonald, McCarthy, McClafferty, McNally, Neill, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.

Total 34

Voted Absentee: Hagan, Aye; Pease-Lopez, Peppers, No.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 242 - Representative Shaw moved **SB 242** be concurred in. 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, 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, Mr. Speaker.

Total 98

Nays: Kerns, Zolnikov.

Total 2

Voted Absentee: Hagan, Pease-Lopez, Peppers, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 250 - Representative Clark moved **SB 250** be concurred in. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook,

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Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 60

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Greef, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Williams, Wilmer, Wilson, Woods.
Total 39

Voted Absentee: Hagan, Aye; Pease-Lopez, Peppers, No.

Excused: None.
Total 0

Absent or not voting: Whitford.
Total 1

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

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cuffe, Doane, Edmunds, Ehli, Fiscus, Flynn, Galt, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 57

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Cook, Court, Curtis, Dudik, Eck, Fitzpatrick, Gibson, Gursky, Hertz, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.
Total 43

Voted Absentee: Hagan, Aye; Pease-Lopez, Peppers, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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

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

Total 85

Nays: B. Bennett, Curtis, Lynch, MacDonald, McCarthy, McClafferty, Noonan, B. Smith, Squires, Swanson, Woods.

Total 11

Voted Absentee: None.

Excused: Hagan, Pease-Lopez, Peppers.

Total 3

Absent or not voting: Whitford.

Total 1

THIRD READING OF BILLS

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

HB 443 failed as follows:

Yeas: Ankney, Bangerter, J. Bennett, Berry, Brodehl, Clark, Connell, Cook, Doane, Edmunds, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Halvorson, Hansen, Hertz, Hollandsworth, Ingraham, Kerns, Knudsen, Lang, Lavin, Lenz, McChesney, McNiven, Mehlhoff, Miller, Moore, O'Hara, O'Neil, Osmundson, Redfield, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Washburn, Welborn, White, Mr. Speaker.

Total 46

Nays: Ballance, B. Bennett, Blyton, Boland, Boss Ribs, Brockie, Coffin, Court, Cuffe, Curtis, Dudik, Eck, Ehli, Greef, Gursky, Hagstrom, Harris, Hill, Hollenbaugh, Hoven, Howard, Hunter, Jacobson, Jones, Kary, Laszloffy, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McNally, Neill, Noonan, Pierson, Pomnichowski, Price, Randall, Regier, Schreiner, B. Smith, Squires,

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Steenberg, Swanson, Warburton, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov.
Total 51

Voted Absentee: None.

Excused: Hagan, Pease-Lopez, Peppers.
Total 3

Absent or not voting: None.
Total 0

HB 593 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, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pierson, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 95

Nays: Lieser, Pomnichowski.
Total 2

Voted Absentee: None.

Excused: Hagan, Pease-Lopez, Peppers.
Total 3

Absent or not voting: None.
Total 0

HB 605 passed as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, 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, Pierson, Pomnichowski, Price, Randall, Redfield, Regier,

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Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.

Total 95

Nays: Boss Ribs, Zolnikov.

Total 2

Voted Absentee: None.

Excused: Hagan, Pease-Lopez, Peppers.

Total 3

Absent or not voting: None.

Total 0

HB 608 passed as follows:

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

Total 67

Nays: Ballance, J. Bennett, Berry, Brockie, Brodehl, Edmunds, Fitzpatrick, Flynn, Galt, Hagstrom, Harris, Hoven, Howard, Jones, Kary, Kerns, Lang, MacDonald, McCarthy, McNiven, Miller, O'Neil, Pomnichowski, Randall, Redfield, Regier, C. Smith, Wagoner, Woods, Zolnikov.

Total 30

Voted Absentee: None.

Excused: Hagan, Pease-Lopez, Peppers.

Total 3

Absent or not voting: None.

Total 0

HB 626 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, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagstrom,

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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, Osmundson, 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, Mr. Speaker.

Total 95

Nays: Kerns, Zolnikov.

Total 2

Voted Absentee: None.

Excused: Hagan, Pease-Lopez, Peppers.

Total 3

Absent or not voting: None.

Total 0

MOTIONS

Representative Hunter moved that **HB 590** be taken from Human Services and brought before the Committee of the Whole.

Motion **failed** as follows:

Yeas: Ankney, Bangerter, B. Bennett, Berry, Boland, Boss Ribs, Brockie, Clark, Coffin, Connell, Cook, Court, Curtis, Dudik, Eck, Gibson, Gursky, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan, O'Hara, Pierson, Pomnichowski, Price, Salomon, Schreiner, Shaw, B. Smith, Squires, Steenberg, Swanson, Washburn, Welborn, Whitford, Williams, Wilmer, Wilson, Woods.

Total 52

Nays: Ballance, J. Bennett, Blyton, Brodehl, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Greef, Hagstrom, Halvorson, Hansen, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Schwaderer, C. Smith, Vance, Wagoner, Warburton, White, Zolnikov, Mr. Speaker.

Total 44

Voted Absentee: None.

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Excused: Hagan, Pease-Lopez, Peppers.
Total 3

Absent or not voting: Harris.
Total 1

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Vance moved that the House adjourn until 1:00 p.m., Wednesday, April 3, 2013. Motion carried.

House adjourned at 3:15 p.m.

LINDSEY GROVOM
Chief Clerk of the House

MARK BLASDEL
Speaker of the House