

**HOUSE JOURNAL
64TH LEGISLATURE
EIGHTH LEGISLATIVE DAY**

Helena, Montana
January 14, 2015

House Chambers
State Capitol

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

Roll Call. All members present, except Representatives Kelker, D. Moore, excused. Quorum present.

BILLS (Welborn, Chair): 1/14/2015

Correctly printed: **HB 64, HB 75, HB 91, HB 105, HB 134, HB 136, HB 143.**

Correctly engrossed: **HB 32, HB 108.**

Transmitted to the Senate: **HB 39, HB 40.**

REPORTS OF STANDING COMMITTEES

AGRICULTURE (Redfield, Chair): 1/13/2015

HB 91, do pass. Report adopted.

HB 105, do pass. Report adopted.

HB 108, introduced bill, be amended as follows:

1. Title, page 1, line 6 through line 7.

Strike: "REVENUE RECORDED" on line 6 through "REVENUE FUND" on line 7

Insert: "AMOUNT AWARDED THROUGH GRANTS AND CONTRACTS"

2. Page 2, line 27 through line 28.

Strike: "revenue recorded in the noxious weed management special revenue fund"

Insert: "amount of grants and contracts awarded from the noxious weed management special revenue fund under subsection (4)"

And, as amended, do pass. Report adopted.

JUDICIARY (Bennett, Chair): 1/14/2015

HB 32, introduced bill, be amended as follows:

1. Page 1, line 11.

Following: "entitled to"

Insert: "directly"

2. Page 1, line 12.

Strike: "confidential"

Insert: "the"

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Following: "information"

Insert: "network"

3. Page 1, lines 13 through 15.

Strike: subsections (a) and (b) in their entirety

Insert: "(a) accesses the criminal justice information network for personal use or financial gain; or
(b) disseminates information accessed from the criminal justice information network to any person who is not authorized to receive confidential criminal justice information pursuant to 44-5-303."

4. Page 1, line 18 through line 19.

Following: "section," on line 18

Strike: remainder of line 18 through line 19

Insert: "the following definitions apply:

(a) "Confidential criminal justice information" has the meaning provided in 44-5-103.

(b) "Criminal justice information network" has the meaning provided in 44-2-301."

And, as amended, do pass. Report adopted.

HB 64, do pass. Report adopted.

HB 75, do pass. Report adopted.

HB 134, do pass. Report adopted.

HB 136, do pass. Report adopted.

HB 143, do pass. Report adopted.

MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence:

1/13/2015

SB 5, introduced by Windy Boy

SB 7, introduced by Webb

SB 18, introduced by Dick Barrett

SB 33, introduced by Taylor

FIRST READING AND COMMITMENT OF BILLS

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

HB 217, introduced by T. Richmond, P. Connell, F. Garner, D. Kary, M. Noland, referred to Taxation.

HB 218, introduced by D. Mortensen, R. Cook, F. Garner, R. Pinocci, D. Salomon, C. Smith, D. Zolnikov, referred to Business and Labor.

HB 219, introduced by J. Essmann, J. Hinkle, referred to Judiciary.

HB 220, introduced by J. Essmann, R. Driscoll, referred to State Administration.

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HB 221, introduced by M. MacDonald, R. Brodehl, W. Curdy, F. Garner, D. Jones, S. Lavin, E. Lieser, D. Mortensen, T. Steenberg, K. Swanson, referred to Fish, Wildlife and Parks.

HB 222, introduced by R. Hollandsworth, referred to Transportation.

**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 Glimm in the chair.

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

HB 61 - Representative Lang moved **HB 61** do pass. Motion carried as follows:

Yeas: Ballance, B. 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, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kip 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, Wilson, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: J. Bennett, B. Brown, Williams, Wittich.

Total 4

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 90 - Representative Olsen moved **HB 90** do pass. 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, Greef, Hagstrom, Harris, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kip III, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, Mehlhoff, Meyers, Miller, Moore, Mortensen, Noonan, Olsen, Osmundson, Pease-Lopez,

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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, Mr. Speaker.

Total 89

Nays: B. Brown, Glimm, Lamm, McKamey, Monforton, Noland, Olszewski, Schwaderer, Tschida, Wittich, Zolnikov.

Total 11

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 Glimm moved the Committee of the Whole report be adopted. Report adopted 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, Greef, Hagstrom, Harris, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kip III, Lamm, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, Monforton, 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 97

Nays: None.

Total 0

Excused: Kelker, Moore.

Total 2

Absent or not voting: Glimm.

Total 1

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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 39 passed 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, Kip III, Lamm, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, Monforton, 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 98

Nays: None.

Total 0

Excused: Kelker, Moore.

Total 2

Absent or not voting: None.

Total 0

HB 40 passed as follows:

Yeas: 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, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kip III, Lamm, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, Mortensen, Noland, Noonan, Olsen, 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, B. Brown, Manzella, Monforton, Olszewski, Wittich.

Total 6

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Excused: Kelker, Moore.

Total 2

Absent or not voting: None.

Total 0

Representative Jacobson rose on a **Point of Personal Privilege** on HB 92 he clarified his use of the word "audit" during his testimony on 2nd Reading and apologized for any misunderstanding.

Representative White rose on a **Point of Personal Privilege** and thanked Representative Jacobson for his clarification.

HB 92 failed as follows:

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

Total 47

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

Total 51

Excused: Kelker, Moore.

Total 2

Absent or not voting: None.

Total 0

MOTIONS

Majority Leader Regier moved **HB 207** be moved from the Business and Labor committee to the Judiciary committee.

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UNFINISHED BUSINESS

Mr. Speaker, I move that the following undersigned names be **ADDED** as sponsors to **HB 177**
Motion Carried.

HB 177 (D. Moore, Chief Sponsor)

Berry, Curdy, Hertz, Olsen, Salomon, Blasdel, Facey, Keenan, Larsen, Sands, Thomas, and
Wolken.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Regier moved that the House adjourn until 1:00 p.m., Thursday, January 15,
2015. Motion carried.

House adjourned at 1:23 p.m.

LINDSEY GROVOM
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House