

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

Helena, Montana
January 19, 2015

House Chambers
State Capitol

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

Roll Call. All members present. Quorum present.

MOTIONS

Majority Leader Regier moved the House recess for the purpose of receiving an address by the Honorable Senator from the State of Montana, Jon Tester. Upon Adjournment of the Joint Session, the House will reconvene. Motion carried.

House in Recess.

Sergeant-at-Arms Lenz notified Speaker Knudsen that the Honorable Senate of the State of Montana was awaiting entrance to the Chamber.

Speaker Knudsen requested Sergeant-at-Arms Lenz admit the Honorable Senate into the House Chambers.

Speaker Knudsen introduced Senate President Barrett.

Senate Majority Leader Rosendale introduced Victoria Valentine, Miss Montana, 2014, who sang the National Anthem.

Senate Majority Leader Rosendale moved that the body resolve itself into a joint session for the purpose of receiving an address from the Honorable Senator from the State of Montana Jon Tester. Motion carried.

Senate Majority Leader Rosendale moved that President Barrett be authorized to appoint a committee of four to notify Senator Tester that the body was in joint session and ready to receive his address. Motion carried.

President Barrett appointed Senator Ankney, Senator Malek, Representative Lavin, and Representative McCarthy to escort Senator Tester into the House Chambers.

Sergeant-at-Arms Spencer announced that the Honorable Senator Jon Tester, was awaiting entrance to the House.

The Committee escorted Senator Tester into the Chambers.

President Barrett introduced Senator Tester to the Joint Session.

HOUSE JOURNAL
ELEVENTH LEGISLATIVE DAY - JANUARY 19, 2015

Senator Tester gave the following remarks:

Thank you guys, thank you guys. Thank you, thank you all. Thank you all very, very much. It is indeed great to be here today. I want to thank you Madam President Debby Barrett, Speaker of the House Austin Knudsen, Minority Leaders Jon Sesso and Chuck Hunter, the entire delegation from the Montana Senate, the entire delegation from the Montana House, statewide officials: thank you all for being here. My family, especially my wife Sharla, thank you for being here.

I will tell you one thing. I would introduce my kids but grandkids are much more fun. If we'd have known that they'd be this much fun we'd have skipped the kids. So we want to introduce Kilikina and Brayden and Tucker and Dallin and Abbey. Thank you all for being here today.

It is great to be back home, back home in the Montana Legislature. The last time I was in this body as a State Senator was ten years ago. And during my time in the State Legislature during those eight years I learned a lot: like caring for folks with disabilities and mental illness from a chap by the name of Senator John Cobb. I learned about educational funding and the intricacies of it from my seatmate then, Spook Stang. I learned about election reform from a fellow by the name of Fred Thomas. I learned about the challenges of the poor and the elderly from Senator Eve Franklin.

And I remember sitting in a joint session, just like this, listening to Montana's Congressional delegation speak one by one. I remember wanting to hear ideas about how the state and the federal government could work in concert to move Montana forward. And that is why I'm here today: to talk about where we've been, where we're at today and how we can work together at the state and federal levels.

I want to step back in time just for a moment. I wanna step back to September of 2008 when I was in the US Senate and the Secretary of Treasury called and told us in a conference call that we were then, in September of 2008, on the cusp of an economic meltdown. Now this was a big surprise, because nobody saw it coming. A few months later, in January of 2009, this country was losing more than 800,000 jobs a month. During that year of 2009 there were more than one million foreclosures. Yes, we were indeed on the verge of an economic meltdown.

So in February of 2009 Congress acted, and they acted by passing a very controversial bill. Many of you remember it was called the American Recovery and Reinvestment Act. We invested in highways, water systems, public lands. We passed tax incentives for education, energy and housing. We strengthened the social safety net like unemployment insurance. And as of last month, December of 2014, some five years later, the economy is now adding more than 250,000 jobs a month. Unemployment rate in this state is at 4.3%, much less than the national average. Gas prices, depending if you're buying or selling, this is a good deal, are less than two bucks a gallon. Housing mortgage rates around the country are 3.8% and you can buy a new car in some places with an interest rate of less than 2%. And in 2014 foreclosures were down nearly 70% from those in 2009. Yes, our economy is growing, growing like we've not seen it for years, but there is more work to do, more work to do to increase the prosperity for working families and for small businesses.

With all the good signs in this robust economy, there are some troubling signs. As a group,

HOUSE JOURNAL
ELEVENTH LEGISLATIVE DAY - JANUARY 19, 2015

individuals with less than a college degree are losing net worth. Manufacturing jobs are 7% below the median wage for all other occupations. And that is why at a federal and state level we need to focus on the policies that empower the middle class: create good paying jobs. Because during my lifetime the middle class of this great country has been the envy of the world.

So how do we do it? I think we do it by investing in three basic areas: Infrastructure, Research and Development, and Public Education.

Our investment in infrastructure is less than 2% of this nation's GDP, less than 2%. In fact, some figures suggest that we spent less than six-tenths of 1% on infrastructure during this last year. To put that in perspective, China is spending nearly 10% of their GDP on infrastructure.

But it's not about who spends the most money or who spends the most of their GDP - it's about who's gonna be able to compete in this global economy we all live. It's about who is going to enable future generations to have a 21st century economy. Report after report after report have told us about our roads and our bridges being in disrepair. It should be a sign for the folks in Washington DC as our Highway Bill expires in May of this year. At the federal level we need to pass--we need to pass a long term highway bill. A bill that's viable for 6 years in duration, and that is paid for. And, why? Well, the answer's obvious in a state like Montana, a rural state, where we have few people per square mile but yet thousands of miles of roads. We have a state where agriculture is still our number one industry. We have a state where a functional highway bill and a functional highway system will bring businesses together to be able to market their goods inside and outside the state. So that Montana families can stay connected.

I think back some 20 years ago when I took a little trip up into southern Saskatchewan to get some seed. I jumped in my truck, we hauled up there, we crossed the border, we got on the highways and I was literally bouncing off the cab of my truck. The roads, the paved roads, were that rough. They were so rough, in fact, that I moved a section line over and went to my destination on the gravel roads. Now I'm sure Saskatchewan has invested in their infrastructure, at least I hope they did. But it is time for this country, both at the state level and, quite frankly, you at the legislative level to invest in our highways and our roads and our bridges once again.

As far as Federal Aviation Administration Reauthorization, it also expires this year in September. It is time to bring our air system into the 21st century.

We need to invest in airports around this country, especially in Montana's airports. We need to develop next generation radar, basically utilizing GPS so that our planes can fly more efficiently and more effectively. We need to have some help for more of the smaller airports to be able to attract airfares. That can all be done in the Reauthorization of the FAA. And why? Why is this important to a state like Montana? Because affordable air traffic in and out of Montana would be an incredible boost to our economy. If we make these investments into our air system, it will make our air travel more efficient and hopefully in the end much more affordable so that we can get those travelers into this state.

As far as broadband goes in the infrastructure realm I would say this: there was a report that was released last week on broadband access in the United States. Montana ranked 43rd. You can say,

HOUSE JOURNAL
ELEVENTH LEGISLATIVE DAY - JANUARY 19, 2015

"Oh jeeze that's not too good Montana ranked 43rd." Here's the real bad news: as a country, this country ranks behind Barbados. It's 24th as far as broadband access. Expanding broadband helps folks that live in rural America. That's Montana. It increases educational opportunities for students to get that 21st century education. It helps businesses do business in places around the country even though they might be located here.

Now I bring these issues up because the legislature's gonna be considering a bonding bill. The Governor's put it forth; I commend Representative Jeff Welborn for carrying it. And I would just say this, as I look at interest rates as they are today compared to where they were when I was serving in the State Senate. Interest rates are low and the return on investments is relatively healthy, I think it makes sense to bond for these projects. Investing in infrastructure will help us remain competitive in the global economy as we move the country forward by investing in research and development.

Now research and development, who thinks about that kind of stuff? Well as a nation we lead the world in research and development, but without serious public investment it will put our economy at a tremendous disadvantage, and make no mistake about it, R & D gives us incredible returns. Finding the next medical cure or innovation won't happen without public investments in R & D. Finding ways to burn the energy we have in a cleaner way or finding the next source of affordable energy won't happen without public investments in R&D. And maybe most importantly, returning our manufacturing base back to this country that was outsourced so many decades ago will not take place without public investments in R&D.

Public education: it is well documented that I, at one point of time in my life was a teacher. I know there are many former teachers in this body. My mom was a teacher, I've had aunts that were teachers, my kid's a teacher, son-in-law's a teacher. Education is the key to prosperity: it is the key to our democracy. Our democracy would not exist without an educated society. Public education brings all folks together of all ilks together to learn. Whether they're rich, whether they're poor, regardless of what their heritage, regardless of what their business: All these kids came to school and learned together. Now their parents might not have got along too well and knowing Big Sandy, south of town were the ranchers, west of town were the farmers. They didn't much care for what either one of them were doing but their kids all went to the same school. And they learned, they learned to get along. Now some in this body think that Charter schools are the answer. And I would ask you this, with charter schools how many kids will you influence positively? How many kids will you influence negatively?

Because the fact is, you pull those charter students out of the student body, those public schools, some that are small already, would become even smaller. It will impact classes inside the school and all classes of schools. So the question I have to ask is if charter schools are implemented, what impact will it have on a place like Culbertson School District? What impact will it have on a place like Beaverhead High in Dillon? One small school, one reasonably big school. If you really want to help the next generation of leaders to be competitive in this global economy, we need to value the work that our teachers do and we need to hold them accountable. You cannot expect the best of the best to go to college and get a degree in education so long as our society is paying them less than a starting manager at a Kentucky Fried Chicken.

Which, which leads me to higher ed. The state's investment in higher education has declined on

HOUSE JOURNAL
ELEVENTH LEGISLATIVE DAY - JANUARY 19, 2015

average 20% since 1987. I was in this body for a part of that time so it's not all your fault, and it's not all-it's not any of the fault of the folks that are new here.

But I think it is time to think about what we're doing. Remember when I opened this talk up? I talked about the folks who weren't doing well in this robust economy: the folks that didn't have a higher education degree. Well, college affordability is a part of that problem. And I would say if you compared my generation, and I graduated from college in 1978, to today's generation graduating from college, one of the biggest differences is the amount of debt load that our kids are carrying. Thirty, forty, fifty thousand dollars is not uncommon. We need to make an investment in higher ed. It was said by a regent some fifteen years ago that "If you don't," a Montana regent I might add, "If you don't make the investment in education, how can you expect to ever receive the dividend?" That was true then, it is true today.

So what can you do? The Governor has a plan called Early Edge for early childhood education. I think you need to take a look at that bill. Put your finger prints on it, but in the end I would hope that you would invest in early childhood education: it will help today's youth compete in tomorrow's economy. The dividends are undeniable.

As two and four year colleges goes, we cannot afford, we cannot afford as an economy or as a society to have kids coming out of school with thirty, forty, fifty thousand dollars in debt. If it isn't paid for by us the taxpayer, it will be paid for by tuition expenses. We need a more better trained workforce, we need more entrepreneurs. And I say that in a state that has the most entrepreneurs per capita than any other state in the union. But we need more if we're going to continue to propel our economy forward.

The federal solutions are there too and we need to act at the federal level. So it doesn't go without some fingers pointing back at us. Expand Pell Grants, work to keep student loan interest rates low and fix or, my preference, repeal No Child Left Behind.

Our public education system is the key to higher wages: it is the key to bringing people out of poverty, it is the key to our democracy, it is the key to that vibrant middle class and that stronger economy that we all want.

It was about a year ago, maybe two, a fellow that ran the Federal Reserve, a guy of the name of Chairman Ben Bernanke retired.

He came in front of a group of people which I was a part of. And I asked him what his biggest concern about our economy was, assuming he would talk about our national debt which is a big concern. It's something we need to stay focused on it is something we need to reduce. And I said, "Ben, what is your biggest concern?" Knowing the debt was in the back of my mind, assuming he would talk about the debt, and here's what he said. He said, "My biggest concern is the economy of this country. We cannot leave a third world economy to our kids. And that is why we must invest in infrastructure, R & D and education. And I would hope that you would step up on these very difficult issues and do the right thing to keep our economy going in the right direction."

Now, I wanna address two other issues that I think are important to Montanans and will be dealt

HOUSE JOURNAL
ELEVENTH LEGISLATIVE DAY - JANUARY 19, 2015

with in this legislative session. One is public lands, just the facts: Montana's public lands generate 64,000 jobs and contribute six billion, with a b, six billion dollars towards our state's economy.

There are some that want to turn federal lands over to the state. And I would tell you this: There are 30 million acres of federal lands in this state. The federal government spends an average of \$8 an acre to manage that. You can do the math but it's \$240 million.

We have a balanced budget in this state, and thank god for that. Where are you going to come up with \$240 million? Where are you going to come up with firefighting costs, money for Secure Rural Schools and Payment In Lieu of Taxes? Are we going to be able to allow grazing fees on federal lands to remain at less than \$2 an animal unit month?

It will leave only one option and that is to sell the lands that belong to the whole country, not just to Montana. And when these lands are sold, the \$6 billion economy will be gone, those 64,000 jobs will be gone, along with our favorite fishing holes, our favorite hunting drainages, our favorite hiking spots.

Look, I have my frustrations with how the federal government is managing those lands and there are solutions. There are solutions to maintain those fishing holes and those hunting drainages and those hiking and biking spots. And it's called collaboration: true, on the ground collaboration. Where folks come together of all different persuasions and compromise and determine ways to manage our federal forests better.

Now I would be remiss if I didn't talk about a little bit about the Affordable Care Act. I could talk about the--we're okay--I could stand up here and talk about the good points of the Affordable Care Act: covering pre-existing conditions, lifetime caps are done away with, 30,000 more Montanans are newly insured, seniors saving millions of dollars through the prescription drug donut hole.

Some of you opposed to that bill could talk about how it's too doggone complex, which would be correct, or how premiums and deductible have gone up way too much. And by the way, I wanna say thanks to Monica Lindeen and the Insurance Commissioner's office because--because of her good work and that office's good work Montanans have received millions of dollars back from insurance companies for unjustified premium increases.

But the facts are is that everybody in this room is Montanans who have worked together before and can work together again. We need to agree whether we want to work together to improve this act. We need to work together to see if we can make this work. Now there are things at the federal level we need to do too: like simplifying tax reporting, like improving the SHOP Marketplace for small businesses, and fixing the "family glitch." And there's more. But at the state level, what the press has been reporting on with some regularity is a thing called Medicaid Expansion.

It is a proven fact that expanding Medicaid will ensure more families have access to health care. The Medicaid Gap in this state is 70,000 people big. And it isn't about people who don't work: it's about people who do and don't make a livable wage and don't hit that \$12,000 level.

Staying in a hotel in Anaconda, Montana here not long ago and the lady who cleaned the rooms

HOUSE JOURNAL
ELEVENTH LEGISLATIVE DAY - JANUARY 19, 2015

came out and said "I can't get healthcare." And I said, "Why not?" She said, "I don't make enough money." I said, "How much money do you make?" She says "I make just over \$11,000." If we had Medicaid expansion that hardworking woman, and she is truly a hardworking woman, would be able to have healthcare. Even more importantly-even more importantly-equally as important, if we expanded Medicare, in states that have expanded Medicaid, charity care dropped 30% saving millions of dollars for hospitals stopping the cost shifting that goes on under the old system.

We cannot go back to the broken system of the past where uninsured folks didn't have access to health care. Where a neighbor who got cancer, through no fault of his own, just was born into the wrong gene pool, got cancer and hit a lifetime cap and was faced with having to sell the farm.

Where my best friend from high school with childhood diabetes and has had to stay with the same job for the last 37 years because if he moves jobs before the Affordable Healthcare Act he couldn't keep his insurance. For those that say we cannot depend on the Federal Government to live up to this promise of Medicaid expansion, I would say: with a budget that is 45% plus federal dollars, why did you pick this one?

In closing, we have important work to do.

We have the greatest, the absolute greatest of governmental systems in the state of Montana where you all come-yea you can clap for that-where you all come together as hardworking Montanans to a place to make policy: a place where you're not paid enough to make a living so you're doing it for public service for all the right reasons. We call that a Citizen Legislature. You make the laws in this body and then you have to go back home and operate under the laws that you've made in this body. There's no better system, no state has a better system than we do in Montana. We have a set of a Citizens Legislature that is transparent. It is accessible by both the press and the public. We have a Citizen Legislature that encourages participation by our constituents and we need to keep it that way.

Because if we make our best decisions today, tomorrow we will have moved our state and nation forward in a way that will make our children proud. And that's why we're here. God bless Montana, God bless this country, and thank you all very much.

President Barrett thanked Senator Tester and directed the committee of four to escort the Senator from the Joint Session.

Senate Majority Leader Rosendale moved that the Joint Session of the 64th Legislature be adjourned. Motion carried.

The House reconvened.

BILLS (Welborn, Chair):

1/19/2015

Correctly printed: **HB 41, HB 112.**

Correctly engrossed: **HB 52, SJR 1.**

HOUSE JOURNAL
ELEVENTH LEGISLATIVE DAY - JANUARY 19, 2015

Transmitted to the Senate: **HB 64, HB 91, HB 105, HB 108, HB 136, HB 143.**

LEGISLATIVE ADMINISTRATION (Welborn, Chair): 1/19/2015

MR. SPEAKER:

We, your committee on Legislative Administration recommend that employment of the following pages of the House be ceased as of 5:00 p.m., Friday, January 16 , 2015:

Seth Wagner, Whitefish
Lauren Fordham, Laurel
Trevor Raulston, Helena
Philip Rhodes, Kila

and recommend that the following pages of the House be employed as of 1:00 p.m., Monday, January 19, 2015:

Alicia Austin, White Sulpher Springs
Lynnette Peppers, Lame Deer
Matthew Zuhlke, Ashland
Haleigh Gregg, Helena
Courtney Capdeville, Hinsdale
Katherine McDonnell, Townsend

Report Adopted.

REPORTS OF STANDING COMMITTEES

FEDERAL RELATIONS, ENERGY, AND TELECOMMUNICATIONS (Lang, Chair): 1/16/2015
HB 112, do pass. Report adopted.

TAXATION (Miller, Chair): 1/16/2015
HB 41, do pass. Report adopted.
HB 52, introduced bill, be amended as follows:

1. Title, page 1, line 6.

Following: "SIGNATURES;"

Insert: "ALLOWING THE DIRECTORS OF THE DEPARTMENT OF REVENUE AND THE DEPARTMENT OF TRANSPORTATION TO ACCEPT DOCUMENTS ELECTRONICALLY;"

2. Page 1, line 14.

Following: "~~70, the~~"

Insert: "may accept tax returns, reports, and documents filed electronically and"

3. Page 1, line 18.

Following: "may"

Insert: "accept tax returns, reports, and documents filed electronically and may"

HOUSE JOURNAL
ELEVENTH LEGISLATIVE DAY - JANUARY 19, 2015

4. Page 1, line 20.

Following: "Returns"

Insert: ", reports, and documents"

Following: "with"

Insert: "this section or"

And, as amended, do pass. Report adopted.

RULES (Essmann, Chair):

1/19/2015

SJR 1, be amended as follows:

1. Page 8, line 16.

Strike: "1"

2. Page 8, line 26 through page 9, line 3.

Strike: line 26 on page 8 through line 3 on page 9

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

MESSAGES FROM THE SENATE

Senate bill passed and transmitted to the House for concurrence:

1/16/2015

SB 65, introduced by Driscoll

FIRST READING AND COMMITMENT OF BILLS

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

HB 240, introduced by T. Berry, referred to Business and Labor.

HB 241, introduced by T. Berry, referred to Transportation.

HB 242, introduced by K. White, M. Blasdel, R. Brodehl, A. Doane, E. Greef, B. Harris, S. Hess, S. Lavin, E. Lieser, W. McKamey, G. Meyers, A. Olszewski, A. Redfield, N. Schwaderer, R. Shaw, referred to Transportation.

HB 243, introduced by M. Dunwell, Dick Barrett, Z. Brown, J. Ellis, D. Hayman, C. Kaufmann, E. Lieser, S. Malek, J. Pomnichowski, referred to Federal Relations, Energy, and Telecommunications.

HB 244, introduced by J. Essmann, D. Ankney, G. Custer, referred to Appropriations.

HB 245, introduced by N. Ballance, D. Brown, M. Caferro, E. Greef, S. Hess, D. Mortensen, R. Pinocci, K. Wagoner, referred to Human Services.

HB 246, introduced by Z. Perry, referred to Transportation.

HB 247, introduced by G. Custer, referred to State Administration.

HB 248, introduced by K. Holmlund, D. Mortensen, R. Osmundson, V. Ricci, referred to Education.

HB 249, introduced by P. Noonan, referred to Human Services.

HOUSE JOURNAL
ELEVENTH LEGISLATIVE DAY - JANUARY 19, 2015

HB 250, introduced by K. Wagoner, referred to Judiciary.

**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 Laszloffy in the chair.

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

HB 31 - Representative Kelker moved **HB 31** do pass. Motion carried as follows:

Yeas: B. Bennett, Berglee, Berry, B. Brown, Z. Brown, Burnett, Clark, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Hagstrom, Hayman, Hertz, Hess, Hill, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kipp III, Lang, Lavin, Lieser, Lynch, MacDonald, Mandeville, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, Moore, Noland, Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Randall, Regier, Ricci, Richmond, Salomon, Schreiner, Schwaderer, Smith, Staffanson, Steenberg, Swanson, Tropila, Wagoner, Webber, Williams, Wilson, Woods, Mr. Speaker.

Total 78

Nays: Ballance, J. Bennett, Brodehl, Cook, Ehli, Glimm, Greef, Hollandsworth, Lamm, Manzella, Monforton, Mortensen, Pinocci, Redfield, Tschida, Welborn, White, Wittich, Zolnikov.

Total 19

Excused: None.

Total 0

Absent or not voting: Harris, Laszloffy, Shaw.

Total 3

HB 50 - Representative Steenberg moved **HB 50** do pass. Motion carried as follows:

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

HOUSE JOURNAL
ELEVENTH LEGISLATIVE DAY - JANUARY 19, 2015

Smith, Staffanson, Steenberg, Swanson, Tropila, Tschida, Webber, Welborn, White, Williams, Wilson, Woods, Mr. Speaker.

Total 84

Nays: J. Bennett, Brodehl, Cuffe, Doane, Glimm, Hagstrom, Harris, Hess, Lamm, Mandeville, Manzella, Monforton, Osmundson, Wagoner, Wittich, Zolnikov.

Total 16

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 57 - Representative Funk moved **HB 57** do pass. Motion carried as follows:

Yeas: B. Bennett, Berry, Z. Brown, Clark, Court, Curdy, Dudik, Dunwell, Eck, Ellis, Essmann, Funk, Greef, Hayman, Hertz, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lang, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Moore, Noonan, Olsen, Olszewski, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Ricci, Richmond, Salomon, Schreiner, Shaw, Smith, Steenberg, Swanson, Tropila, Webber, Welborn, White, Williams, Wilson, Woods, Mr. Speaker.

Total 60

Nays: Ballance, J. Bennett, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Fiscus, Fitzpatrick, Flynn, Garner, Glimm, Hagstrom, Harris, Hess, Jones, Lamm, Laszloffy, Lavin, Mandeville, Manzella, Miller, Monforton, Mortensen, Noland, Osmundson, Pinocci, Randall, Redfield, Regier, Schwaderer, Staffanson, Tschida, Wagoner, Wittich, Zolnikov.

Total 40

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 66 - Representative Hertz moved **HB 66** do pass. Motion carried as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, 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,

HOUSE JOURNAL
ELEVENTH LEGISLATIVE DAY - JANUARY 19, 2015

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 99

Nays: Cook.
Total 1

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 79 - Representative Lynch moved **HB 79** 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, 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 99

Nays: B. Brown.
Total 1

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 95 - Representative McCarthy moved **HB 95** do pass. Motion carried as follows:

Yeas: B. Bennett, Berry, Z. Brown, Clark, Court, Cuffe, Curdy, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Funk, Garner, Greef, Harris, Hayman, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kipp III, Lang, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Moore, Noland, Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pinocci, Pope, Price,

HOUSE JOURNAL
ELEVENTH LEGISLATIVE DAY - JANUARY 19, 2015

Ricci, Richmond, Salomon, Schreiner, Shaw, Smith, Steenberg, Swanson, Tropila, Tschida, Webber, Welborn, Williams, Wilson, Woods, Zolnikov, Mr. Speaker.

Total 69

Nays: Ballance, J. Bennett, Berglee, Brodehl, B. Brown, Burnett, Cook, Doane, Fiscus, Fitzpatrick, Flynn, Glimm, Hagstrom, Hertz, Hess, Lamm, Laszloffy, Lavin, Mandeville, Manzella, Miller, Monforton, Mortensen, Randall, Redfield, Regier, Schwaderer, Staffanson, Wagoner, White, Wittich.

Total 31

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 163 - Representative Schwaderer moved **HB 163** do pass. Motion carried as follows:

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

Total 59

Nays: Berry, Court, Cuffe, Curdy, Dudik, Dunwell, Eck, Ehli, Ellis, Funk, Hayman, Hill, Hunter, Jacobson, Karjala, Kelker, Lieser, Lynch, MacDonald, McClafferty, McConnell, Mehlhoff, Moore, Noonan, Olsen, Pease-Lopez, Perry, Pierson, Pope, Price, Salomon, Schreiner, Shaw, Smith, Staffanson, Steenberg, Swanson, Webber, Williams, Wilson, Woods.

Total 41

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 Laszloffy moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Ballance, B. Bennett, J. Bennett, 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,

HOUSE JOURNAL
ELEVENTH LEGISLATIVE DAY - JANUARY 19, 2015

Laszloffy, Lavin, Lieser, Lynch, MacDonald, McCarthy, Mandeville, Manzella, 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 99

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Berglee.
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 32 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, 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

HOUSE JOURNAL
ELEVENTH LEGISLATIVE DAY - JANUARY 19, 2015

HB 38 passed as follows:

Yeas: B. Bennett, Berry, Z. Brown, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fitzpatrick, Funk, Garner, Greef, Hagstrom, Hayman, Hertz, Hill, Hollandsworth, Hunter, Jacobson, Karjala, Kelker, Lang, Lavin, Lieser, Lynch, MacDonald, Mandeville, McCarthy, McClafferty, McConnell, Mehlhoff, Miller, Moore, Noland, Noonan, Olsen, Olszewski, Pease-Lopez, Peppers, Perry, Person, Pierson, Pinocci, Pope, Price, Richmond, Salomon, Schreiner, Schwaderer, Shaw, Smith, Steenberg, Swanson, Tropila, Wagoner, Webber, Welborn, White, Williams, Wilson, Woods, Zolnikov.

Total 70

Nays: Ballance, J. Bennett, Berglee, Brodehl, B. Brown, Burnett, Flynn, Glimm, Harris, Hess, Holmlund, Jones, Kipp III, Lamm, Laszloffy, Manzella, McKamey, Meyers, Monforton, Mortensen, Osmundson, Randall, Redfield, Regier, Ricci, Staffanson, Tschida, Wittich, Mr. Speaker.

Total 29

Excused: None.

Total 0

Absent or not voting: Fiscus.

Total 1

HB 46 passed as follows:

Yeas: Ballance, B. Bennett, Berry, Brodehl, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Funk, Greef, Hagstrom, Hayman, Hertz, Hill, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kipp III, Lang, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Moore, Noland, Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Schwaderer, Shaw, Smith, Steenberg, Swanson, Tropila, Webber, White, Williams, Wilson, Woods, Mr. Speaker.

Total 72

Nays: J. Bennett, Berglee, B. Brown, Doane, Fiscus, Fitzpatrick, Flynn, Garner, Glimm, Harris, Hess, Hollandsworth, Lamm, Laszloffy, Lavin, Mandeville, Manzella, Miller, Monforton, Mortensen, Pinocci, Randall, Staffanson, Tschida, Wagoner, Welborn, Wittich, Zolnikov.

Total 28

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HOUSE JOURNAL
ELEVENTH LEGISLATIVE DAY - JANUARY 19, 2015

HB 49 passed 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, Fitzpatrick, Flynn, Funk, 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, 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, Mr. Speaker.
Total 91

Nays: Doane, Fiscus, Garner, Glimm, Manzella, Miller, Monforton, Wittich, Zolnikov.
Total 9

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 75 passed as follows:

Yeas: Ballance, B. Bennett, Berglee, Berry, Brodehl, Z. Brown, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, 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, Mehlhoff, Meyers, 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, Mr. Speaker.
Total 90

Nays: J. Bennett, B. Brown, Burnett, Glimm, Hagstrom, Lamm, McKamey, Miller, Wittich, Zolnikov.
Total 10

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HOUSE JOURNAL
ELEVENTH LEGISLATIVE DAY - JANUARY 19, 2015

HB 81 passed as follows:

Yeas: B. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Funk, Garner, Glimm, Greef, Hagstrom, Harris, Hayman, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kipp III, 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, Woods, Zolnikov, Mr. Speaker.
Total 92

Nays: Ballance, J. Bennett, Fitzpatrick, Flynn, Hertz, Hess, Lamm, Wittich.
Total 8

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 110 passed 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, Flynn, Funk, Garner, Glimm, Greef, Hagstrom, Harris, Hayman, 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, 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 94

Nays: J. Bennett, B. Brown, Fitzpatrick, Hertz, Lamm, Wittich.
Total 6

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HOUSE JOURNAL
ELEVENTH LEGISLATIVE DAY - JANUARY 19, 2015

HB 134 passed as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, 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, 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 98

Nays: Berry, B. Brown.
Total 2

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 147 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, Hagstrom, Harris, Hertz, Hess, Hill, Hollandsworth, Holmlund, Jones, Karjala, Kelker, Kipp III, Lamm, Lang, Laszloffy, Lavin, MacDonald, Mandeville, Manzella, McCarthy, McKamey, Meyers, Miller, Monforton, Mortensen, Noland, Olszewski, Osmundson, Pease-Lopez, Pinocci, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schwaderer, Shaw, Staffanson, Tschida, Wagoner, Welborn, White, Williams, Wittich, Zolnikov, Mr. Speaker.
Total 66

Nays: B. Bennett, Z. Brown, Court, Curdy, Dudik, Dunwell, Eck, Ellis, Funk, Hayman, Hunter, Jacobson, Lieser, Lynch, McClafferty, McConnell, Mehlhoff, Moore, Noonan, Olsen, Peppers, Perry, Person, Pierson, Pope, Price, Schreiner, Smith, Steenberg, Swanson, Tropila, Webber, Wilson, Woods.
Total 34

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HOUSE JOURNAL
ELEVENTH LEGISLATIVE DAY - JANUARY 19, 2015

MOTIONS

Representative McCarthy moved to change his vote on the Committee of the Whole Report from Not Voting to Yes. Without objection, so ordered.

UNFINISHED BUSINESS

Mr. Speaker, I move that the following undersigned names be **ADDED** as sponsors to **HB 168**
Motion Carried.

HB 168 (S. Fitzpatrick, Chief Sponsor)

Clark, Fiscus, Glimm, Hertz, D. Jones, Lang, Lavin, Pinocci, Regier, Schreiner, Schwaderer,
and White.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Regier moved that the House adjourn until 1:00 p.m., Tuesday, January 20,
2015. Motion carried.

House adjourned at 2:30 p.m.

LINDSEY GROVOM
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House