

**HOUSE JOURNAL
64TH LEGISLATURE
THIRTY-SEVENTH LEGISLATIVE DAY**

Helena, Montana
February 18, 2015

House Chambers
State Capitol

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

Roll Call. All members present. Quorum present.

MOTIONS

Majority Leader Reiger moved the House recess for the purpose of receiving an address by the Honorable Senator for the State of Montana, Steve Daines. 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 awaited entrance to the Chamber.

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

Speaker Knudsen introduced Senate President Barrett and yielded the chair to her.

Senate Majority Leader Rosendale moved that the body resolve itself into a Joint Session for the purpose of receiving an address by the Honorable Senator from the State of Montana, Steve Daines. Motion carried.

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

President Barrett appointed Senator Taylor, Senator Vuckovich, Representative Burnett, and Representative Lynch to escort Senator Daines into the House Chamber.

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

The Committee escorted Senator Daines into the chambers.

President Barrett introduced Senator Daines, Senator for the State of Montana, to the Joint Session.

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Senator Daines gave the following remarks:

President Barrett, Speaker Knudsen, Senator Sesso and Representative Hunter. Members of the Montana State Senate and State House. Governor Bullock and our other statewide elected officials here today.

I'm honored to be here today, and grateful for this opportunity to speak with all of you. I remember the last time I was standing in this spot as your newly elected Congressman. Well, it's been two years, and here I am again, speaking to you as a freshman.

It is an incredible honor to represent Montana in the United States Senate. And it continues to be a great privilege to work with all of you - our legislators and statewide officials - to serve the people of Montana. As a citizen legislature, you put your lives and your small businesses on hold, and come to Helena to serve. And not to serve yourselves-to serve your neighbors. Your communities. The people of Montana.

Now, I know that you won't all agree on everything 100% of the time. But we are united by a desire to serve the people of Montana and work for solutions that move our state forward.

Montanans don't want to see an "R" or a "D" behind their elected officials' names - they want to see "MT." Because we weren't elected to serve a political party - we were elected to serve the people of Montana. That's something that as citizen legislators, you understand well. Unfortunately, Washington still doesn't get it.

Washington is more concerned with its own self-interest and self-gain than the well-being of the American people. That's why the first bill I introduced in the Senate - just last week- was the Balanced Budget Accountability Act, which mandates that Congress balance the budget - or members won't get paid.

It's a charge I led in the House, and I'll continue fighting in the Senate. It's time that Washington is held accountable to the American people. Montana families, Montana small business - the Montana State Legislature - all have to balance their budgets. It's time that Washington D.C. takes a page out of Montana's playbook and balances its budget.

Our national debt crisis is a prime example of how broken Washington is. The non-partisan Congressional Budget Office recently reported that if the federal government remains on its current path, our national debt will rise from \$18 trillion to more than \$25 trillion in 10 years. Over the next ten years, we'll pay \$5.6 trillion in interest alone. That's enough to pay for Montana's current annual budget for the next 2500 years.

Our country is on an unsustainable fiscal path that is headed toward bankruptcy. That is why I urge you, as our state's leaders, to set forward a path for Montana that is founded upon Montana-driven solutions and Montana-driven success. We must be wary of increasing our dependence on Washington and a federal government that is accruing debt at an unprecedented rate.

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That's why Montana's destiny must be determined by Montanans - not the federal government. After all - in Washington, D.C. we have but three Montana voices - Jon, Ryan and me - among 535. It's better when 100 Montana State Representatives and 50 Montana State Senators, a Montana governor, and a Montana Attorney General take the lead on issues that directly impact the future of Montana versus the U.S. Senate, the House, President Obama and Eric Holder

We all know that Montana is a great place to live, to recreate, to raise a family. So why isn't it a better place to work? Why is it that from year to year, Montana consistently ranks near the bottom in median income? Why is it that 4 out of 5 of our engineering graduates leave Montana to find work? We should be exporting our wheat and cattle - not our kids. Why is it that our once thriving timber industry has all but come to a halt?

Montana is the best state in the union. But better is possible. I'm convinced that the best solutions and the best policies for Montana aren't going to come from some bureaucrats or career politicians 2,000 miles away in Washington, D.C. They're going to come from Montanans -- from local legislators like you, from Montana small business owners, from Montana families.

Let me tell you - Washington is the problem. Montana has the solutions. So why - when we look to solve the problems facing our state - would we look to DC for the answers?

To prove how out-of-touch Washington, D.C. is, Montanans need to look no further than to the EPA. From trying to regulate dry ditches and puddles, to writing yet another rule to cripple our coal industry, the EPA is doing everything it can to make life worse for hardworking Montana farmers and ranchers, our union members, our families, and our tribes.

The Crow Reservation is home to some of the richest coal deposits in Montana. The Crow people want to have control of their resources, control of their destiny. Yet a misguided, Washington, D.C. agenda prevents them from doing so.

President Obama is waging a war on coal that is a direct threat to affordable energy, to good paying jobs, and to the economic future of Montana's tribes. While serving in the House, I invited Crow Chairman Darrin Old Coyote to testify before the Natural Resources Committee. And what he said has stayed with me, and sadly proven time and time again to be true.

He said "A war on coal is a war on the Crow people."

Unemployment on the Crow Reservation is around 50%. As Chairman Old Coyote has told me, without those good-paying jobs in the Absaloka Mine or at Colstrip Power Plant, unemployment would be closer to 90%.

The EPA and its latest regulations are a direct threat to the Crow Tribe's economic future. It's a threat to the more than 4,000 good paying jobs in our coal mines and Colstrip Power Plant. It's a threat to the tens of millions of dollars in tax revenue that you as legislators depend upon to fund government services.

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But that's not the only place where we've seen Washington's war against hard working Montanans. Last month, the House and Senate both passed legislation approving construction of the Keystone XL pipeline. All three of your federal representatives - Senator Tester, Congressman Zinke, and I - all voted in support of the pipeline.

Next week, after six years of waiting on the President to make a decision, the Keystone bill will head to his desk, where he'll finally have to make a yes or no decision. All signs indicate he plans to veto it.

Last night, I was talking with Rion Miles - the business manager for Operating Engineers Local 400. The Keystone XL pipeline will create 300 good-paying jobs for his union members in Montana alone. And like most Montanans, Rion doesn't understand why the President is standing in the way of those good-paying union jobs.

Well I have a message from the people of Montana. Mr. President, it's time to stop debating, and it's time to start building the Keystone Pipeline.

The Keystone pipeline isn't just a pipeline for oil. It's a lifeline for thousands of Montana families who are looking for something - anything - to bring back economic hope in their communities.

McCone County is one of six Montana counties that the Keystone XL pipeline will run through. Circle - the McCone county seat - has experienced the same economic and population declines that many northeastern Montana towns have faced in recent years. Families have moved away. Businesses have closed. Main Street isn't the same as it was even a decade or two ago. McCone County has significant infrastructure needs that have gone unresolved in the wake of a shrinking tax base.

For towns like Circle, the Keystone XL pipeline isn't just about energy - it represents economic opportunity and hope for the future. In just the first year of Keystone's operation, McCone County alone would see \$18 million in property tax revenues. That's money for schools and roads and teacher salaries. That's economic opportunity and hundreds of new jobs in the area.

And it's not just McCone County that will benefit. The Montana Department of Revenue estimates that another \$45 million per year would be distributed among Valley, Dawson, Phillips, Fallon and Prairie Counties - which also lie along the pipeline's path. And more than \$16 million per year would go directly to Montana's schools and university systems.

But that's not all. Not too long ago, I was up in Glasgow visiting with the folks at NorVal Electric Co-op. NorVal, along with several other rural Montana electric cooperatives, will supply power for one of the Keystone XL pipeline's pump stations.

If the pipeline is built, NorVal estimates that they can keep their consumers' electric rates flat for the next ten years. For thousands of Montana families living paycheck-to-paycheck, stable energy rates for a decade would be one less thing they'd have to worry about. But if the pipeline is not

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approved, rates for those same hard working families will increase by 40 percent over the same time period. That's a potential increase of about \$480 dollars per year for the average household in Montana.

Why then does Washington continue to put barrier after barrier up to prevent job creation? Why does the EPA continue to impose regulation after regulation that will prevent one of the few bright spots in our economy - our energy industry - from growing?

We need Montana-driven policies that empower our farmers and ranchers and encourage the growth of jobs in our coalmines and sawmills and on our oil fields. Washington is the problem - Montana has the solutions.

But the federal government's mismanagement of our resources isn't just isolated to our coal reserves. We see it in our National Forests and our public lands. Our public lands are a tremendous asset to our tourism economy and our way of life. It's one of the reasons that many people come to Montana in the first place.

At RightNow Technologies, where we created hundreds of Montana jobs, with salaries averaging over \$70,000 per year, our recruiting slogan was "work where you also like to play."

I grew up in Bozeman, hunting and fishing on our public lands. I backpacked all over the Spanish Peaks, the Beartooths, the Crazyes... and climbed Montana's highest point, Granite Peak. In fact, I proposed to my wife, Cindy, on Hyalite Peak south of Bozeman nearly 30 years ago.

Our public lands are an important part of my way of life-just like most Montanans. But the federal government's perpetual failure to properly manage our National Forests has led many of Montana's forested counties into economic despair.

Our state once boasted a robust timber industry. Our forests were healthy and maintained. Thousands of Montanans had good-paying jobs in our mills. But over the past few decades, things have dramatically changed.

Timber harvests in Montana's National Forests have declined 82%. We've lost more than 4,000 high paying jobs in our once thriving timber industry. New federal laws made it easier for fringe groups to shut down resource development with lawsuit after lawsuit. And a flood of new regulations have made it too costly or too complicated to move forward with resource development even if the lawsuits were settled.

Look no further than Pyramid Lumber in Seeley Lake, which is running at just two-thirds capacity because they can't find logs. Or RY Lumber in Livingston and Tricon Timber in St. Regis - these mills are surrounded by dense forests on all sides. Yet they both have to purchase logs 500 miles away in Wyoming. Or look at Stoltze Lumber in Columbia Falls - I was just up there yesterday, talking with mill workers. In recent months, the mill has cut back production by 20 hours a week. Ten employees have been laid off. All because persistent litigation has reduced log supply and tied up timber sales throughout Montana.

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Awhile back, I was visiting with a couple from Eureka and asked them how it was all going. They said: "Steve, what we have in Lincoln County is poverty with a view."

Lincoln and Sanders Counties boast natural beauty that is hard to match. Dense forests, rugged peaks, pristine streams - these are the qualities that many think of when they look at western Montana. But as far too many families in Libby and Plains and Eureka and Thompson Falls know, a great view on its own can't pay the bills. These are communities that once had thriving resource industries - mills were running at full capacity and miners were hard at work. The situation today is much different.

More than 81% of Sanders County and 78% of Lincoln County is made up of federally owned land. When your largest landowner in the county doesn't pay taxes and doesn't provide economic opportunities on its land, the revenue base is pretty limited. It's hardly a coincidence that these same counties with the highest percentage of federal lands have the lowest median incomes in Montana.

Last year, the New York Times did an assessment of the "health and wealth" of every county in the nation. You might expect folks in Silicon Valley to be doing fairly well. Or see New York City suburbs thriving. What shocked me was seeing that six of the nation's top ten wealthiest counties surround Washington, D.C. This sends a pretty clear message about where Washington's priorities really are.

During the recession-while millions of Americans were struggling to make ends meet amidst layoffs and economic instability, Washington, D.C. thrived. The federal government poured millions of dollars into new buildings. And salaries kept growing and growing. The average federal bureaucrat in the Department of Education in Washington, D.C. makes \$107,000 a year. It's time we stop building bureaucratic D.C. kingdoms, and return those dollars back to the classrooms.

We see a similar trend here in Montana. When looking at median income, two of the top three counties in Montana are Jefferson County and Lewis and Clark County - in short, Helena. Our capitol. Now, I'm happy to see folks in all corners of our state succeeding and being able to provide for their families. But what kind of message does it send when the seat of Montana's government is thriving while families in northwestern Montana can't find work?

Our public lands and our National Forests are some of Montana's greatest treasures. But we have to implement meaningful forest management reform that gets our timber industry up and running again, improves the health of our forests, and ensures that places like Sanders and Lincoln Counties aren't dependent on the whims of the federal government's annual budget.

These are serious challenges that I hear about every single day. Montanans are worried. I know that when we look at the big numbers, things seem to be okay in Montana. Our state unemployment rate is down. Our graduation rates are up. These are good things.

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But when you leave Helena, and talk with folks in Libby, or Plains, or Thompson Falls, those numbers aren't all that encouraging. Sanders County ranks at the bottom in median income. Lincoln County has the highest unemployment in our state. We can't rely on Washington, D.C. to come up with the solution.

But here in Montana, we also see the opportunities when Montanans are empowered to develop our natural resources. You remember that Jefferson County ranked number one in median income, and Lewis and Clark County ranked number three. Number two is Richland County - the heart of Montana's oil production.

Think of our opportunities if the federal government stepped back and allowed Montanans to develop their resources - to responsibly manage their forests and mine their coal. Let Montanan's have a greater say in the management of our public lands, not Washington D.C.

And yes, we must keep our public lands public. We must stand firm against any efforts to sell our public lands. But we also must remind folks back East, that these lands belong to the public...they belong to the people... not to federal bureaucrats in Washington, D.C. or trial lawyers in San Francisco. Washington is the problem - Montana has the solutions, and there are great opportunities for our state if Montanans are leading the way.

Look no further than our number one industry - agriculture. Montana feeds the world. Our cattle and wheat are two of our biggest exports. Our sugar beets in Sidney and along the Yellowstone River produce the sugar that keeps trick or treaters happy at Halloween. When you drink a Bud Light, or a local Montana microbrew, odds are that you're drinking Montana barley. We need to increase opportunities for our producers to succeed and create good paying jobs - not allow more barriers from the EPA to hold them back.

We need a free and fair trade system that opens markets for Montana farmers and ranchers. We need to support new export terminals so that our producers can get their grain and cattle to market.

We also have tremendous opportunities to develop our state's energy resources and create new jobs in our eastern Montana communities. In recent months, we've seen the price of gas drop below \$2 a gallon, thanks to more made in America energy - that works out to be a \$750 per year savings for the average American household. That's a good thing. But rather than hitting pause on our energy production, we need to encourage it.

More made in Montana energy doesn't just mean more money in your pocket when you head to the gas pump or look at your electric bill - it also means more jobs. Our state is a true model of an "all-of-the-above" energy plan. We are blessed with abundant resources - coal, oil, natural gas, water, wind, solar. By responsibly developing all of our energy resources, Montana can help our nation achieve energy independence.

Our energy security, though, isn't just about jobs and low energy prices. It's directly tied to our national security. From the serious threat of ISIS in the Middle East, to Russian aggression in eastern Europe, we're reminded that many of these regions filled with turmoil also supply much of the world's oil and natural gas. The U.S. will become the world's largest oil producer this

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year...surpassing Russia and Saudi Arabia. We need more made in America energy, not more made in the Middle East oil.

These threats also affirm the importance of maintaining our strong nuclear deterrence - a critical mission that is based in Montana's own Malmstrom Air Force Base. Not a day should go by when we aren't thanking the men and women at Malmstrom for their service and their important role in keeping our nation - and our world - safe.

On a daily basis, we are reminded of the growing threat of a nuclear Iran or North Korea. We see the mounting threats of radical Islamic terrorism with ISIS in Iraq and Syria, Boko Haram in Nigeria and the Houthis in Yemen. President Obama's efforts to undermine the strength of Malmstrom's mission are shortsighted and misguided, especially in today's increasingly dangerous world.

I have heard from detractors who've said we've never had to use our nuclear mission - so maintaining its full strength isn't necessary. Well, I have a message for those who seek to weaken our ICBM mission: those missiles are used each and every day. We maintain peace through strength. We cannot underestimate the importance of maintaining that strength as we strive to secure our homeland from threats abroad.

Like you, I'm grateful I get to call Montana home. I've always said one of the best decisions I ever made is when I picked my great-great grandmother, who homesteaded east of Conrad...and got our family to Montana.

Montana offers an unmatched quality of life that no other state can compete with. Montana offers a workforce that is unmatched...with a strong work ethic that is passed on from generation to generation in Montana.

And now with technology, we can grow more good-paying jobs that allow Montanans to stay in the state we love. That's because technology has removed geography as a constraint. We can build world-class businesses in Montana.

I saw this when I worked at RightNow Technologies in my hometown of Bozeman. And as I've traveled the state, I've seen the impact that technology has had on dozens of small Montana businesses. From Blue Marble Biomaterials in Missoula, to Resodyn in Butte, to Proof Research in Columbia Falls - Montana is becoming a hub of innovation and technological success.

A study released just yesterday by the University of Montana Bureau of Business and Economic Research showed that Montana's high-tech jobs are growing 8 to 10 times faster than Montana's statewide job growth rate. More, these jobs average wages of more than twice the median statewide income. And in fact last year, 40% of the wage growth in Montana occurred in Gallatin County alone...a hub of high tech growth for Montana.

We must encourage the growth of high-tech jobs in Montana. These are good-paying jobs that will not only allow our state to grow economically - it will ensure that the kids we're training at our universities and colleges can stay in Montana.

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That's why we must stand united against Washington, D.C.'s attempts to tax the Internet, limit innovation, and put more senseless regulations on Montana-based small businesses, like Blackfoot Communications, who are working to expand and improve Internet access. The Internet is a laboratory of innovation for Montana small businesses - yet Washington, D.C. wants to tie our entrepreneurs' hands by forcing them to collect internet sales taxes for 9600 different tax jurisdictions, rather than focusing their time and energy on growing their business and creating jobs.

Whether it's an Internet sales tax, or a tax on the Internet itself, one thing is clear - Washington, D.C. is always looking for one more thing to tax. I think I can speak for all Montanans when I say - not on our watch.

We also cannot underestimate the importance of encouraging our students' interests in Science, Math, Engineering and Technology. Increasing educational opportunity in Montana, though, isn't going happen through another federal mandate or a one-size-fits-all regulation. We need to empower our state, our local school boards, our teachers and parents to work together to develop solutions that best fit our kids' unique needs.

Working together, we can find solutions that work for Montana. We can grow our economy and create opportunities for more timber, energy and technology jobs. We can protect access to our public lands and ensure they remain healthy and open for future generations. Washington is the problem- and we have the solutions here in Montana.

We really do live in the greatest state in the country. It truly is the last best place. We know it's the best place to live...let's make it an even better place to work. Thank you, and God Bless.

President Barrett directed the committee of four to escort Senator Daines from the Joint Session.

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

House Reconvened.

BILLS (Welborn, Chair):

2/18/2015

Correctly printed: **HB 366, HB 515, HB 522, HB 537.**

Correctly engrossed: **HB 334, HB 370, HB 436, HB 447, HB 448, HB 461, HB 481.**

Correctly enrolled: **HB 38, HB 103, HB 128, HB 195, HB 248.**

Transmitted to the Senate: **HB 279, HB 354, HB 358, HB 359, HB 390, HB 392, HB 393, HB 396, HB 400.**

Delivered to the Governor for approval at 8:10 a.m., February 18, 2015: **HB 26, HB 134.**

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REPORTS OF STANDING COMMITTEES

BUSINESS AND LABOR (Berry, Chair):

2/18/2015

HB 481, introduced bill, be amended as follows:

1. Title, page 1, line 6.

Strike: "AND"

Following: "30-10-105, MCA"

Insert: "; AND PROVIDING AN EFFECTIVE DATE"

2. Page 7, line 17.

Strike: "is"

Insert: "can be"

3. Page 7, line 24.

Following: "registration;"

Insert: "and"

4. Page 7.

Following: line 30

Insert: "NEW SECTION. Section 2. Effective date. [This act] is effective July 1, 2015."

And, as amended, do pass. Report adopted.

HB 515, do pass. Report adopted.

HB 522, do pass. Report adopted.

HB 537, do pass. Report adopted.

JUDICIARY (Bennett, Chair):

2/18/2015

HB 370, do pass. Report adopted.

HB 436, introduced bill, be amended as follows:

1. Title, page 1, line 6.

Strike: "AND"

Following: "72-38-1008,"

Insert: "AND 72-38-1013,"

2. Page 4.

Following: line 18

Insert: "**Section 5.** Section 72-38-1013, MCA, is amended to read:

"**72-38-1013. Certification of trust.** (1) Instead of furnishing a copy of the trust instrument to a person other than a beneficiary, the trustee may furnish to the person a certification of trust containing the following information:

(a) that the trust exists and the date the trust instrument was executed;

(b) the identity of the settlor;

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(c) the identity and address of the currently acting trustee;
(d) the relevant powers of the trustee;
(e) the revocability or irrevocability of the trust and the identity of any person holding a power to revoke the trust; ~~and~~
(f) the authority of cotrustees to sign or otherwise authenticate and whether all or less than all are required in order to exercise powers of the trustee; and
(g) if the governing law of the trust is not the law of Montana, the identity of the state whose laws govern the trust.

(2) A certification of trust may be signed or otherwise authenticated by any trustee. Upon request, the trustee shall acknowledge the certification in order that the certification may be recorded.

(3) A certification of trust must state that the trust has not been revoked, modified, or amended in any manner that would cause the representations contained in the certification of trust to be incorrect.

(4) A certification of trust need not contain the dispositive terms of a trust.

(5) A recipient of a certification of trust may require the trustee to furnish copies of those excerpts from the original trust instrument and later amendments that designate the trustee and confer upon the trustee the power to act in the pending transaction.

(6) A person who acts in reliance upon a certification of trust without knowledge that the representations contained therein are incorrect is not liable to any person for so acting and may assume without inquiry the existence of the facts contained in the certification. Knowledge of the terms of the trust may not be inferred solely from the fact that a copy of all or part of the trust instrument is held by the person relying upon the certification.

(7) A person who in good faith enters into a transaction in reliance upon a certification of trust may enforce the transaction against the trust property as if the representations contained in the certification were correct.

(8) A person making a demand for the trust instrument in addition to a certification of trust or excerpts is liable for damages if the court determines that the person did not act in good faith in demanding the trust instrument.

(9) This section does not limit the right of a person to obtain a copy of the trust instrument when required to be furnished by law or in a judicial proceeding concerning the trust.

(10) A certification under subsection (1)(g) may not be construed as constituting consent by any person receiving a certification of trust to the jurisdiction or application of laws of any state."

And, as amended, do pass. Report adopted.

HB 447, introduced bill, be amended as follows:

1. Title, page 1, line 4.

Strike: "PETITIONER THAT"

Insert: "PERSON WHO"

2. Page 1, line 14.

Strike: "petitioner"

Insert: "person"

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3. Page 1, line 16.

Strike: "petitioner"

Insert: "person alleging a deprivation of rights"

4. Page 1, line 17.

Strike: "petitioner's"

Insert: "person's"

And, as amended, do pass. Report adopted.

HB 448, introduced bill, be amended as follows:

1. Title, page 1, line 4.

Strike: "PLAINTIFF"

Insert: "PERSON"

2. Page 1, line 12.

Strike: "to plaintiff"

Strike: the second "plaintiff"

Insert: "person alleging a deprivation of rights"

3. Page 1, line 13.

Strike: "plaintiff's"

Insert: "person's"

And, as amended, do pass. Report adopted.

LOCAL GOVERNMENT (Greef, Chair):

2/17/2015

HB 334, introduced bill, be amended as follows:

1. Title, page 1, line 7.

Strike: "RECORD"

Insert: "SUBMIT"

Strike: "WITH"

Insert: "TO"

Following: "RECORDER"

Insert: "FOR ELECTRONIC STORAGE"

2. Page 4, line 3 through line 5.

Strike: "record" on line 3

Insert: "submit"

Following: "body for" on line 4

Insert: "electronic"

Strike: "record" on line 5

Insert: "submit"

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Strike: "with" on line 5
Insert: "for electronic storage to"

3. Page 8, line 2.
Strike: "recording"
Insert: "electronic storage of"

4. Page 10, line 4.
Strike: "record"
Insert: "submit"
Following: "proceedings"
Insert: "for electronic storage"

5. Page 14, line 2 through line 3.
Strike: "file " on line 2
Insert: "submit"
Following: "proceedings"
Insert: "for electronic storage"

And, as amended, do pass. Report adopted.

HB 366, do pass. Report adopted.
HB 461, introduced bill, be amended as follows:

1. Page 2, line 25.
Strike: "but not to exceed \$1,500"

2. Page 2, line 27.
Strike: "but may not exceed \$2,500"

And, as amended, do pass. Report adopted.

MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence:

2/16/2015

SB 37, introduced by Fielder
SB 145, introduced by Hamlett
SB 213, introduced by Thomas
SB 226, introduced by Webb
SB 240, introduced by Buttrey
SB 241, introduced by Webb
SB 244, introduced by D. Brown
SB 249, introduced by Cohenour
SB 255, introduced by T. Brown

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MESSAGES FROM THE GOVERNOR

February 17, 2015

The Honorable Austin Knudsen
Speaker of the House
State Capitol
Helena, Montana 59620

Dear Speaker Knudsen:

Please be informed that I have signed **House Bill 56** sponsored by Representative White, **House Bill 64** sponsored by Representative Webber, **House Bill 65** sponsored by Representative Funk, **House Bill 66** sponsored by Representative Hertz, **House Bill 75** sponsored by Representative Hess, **House Bill 79** sponsored by Representative Lynch, **House Bill 81** sponsored by Representative Lynch, **House Bill 139** sponsored by Representative McConnell, and **House Bill 143** sponsored by Representative McConnell on February 17, 2015.

Sincerely,

STEVE BULLOCK
Governor

FIRST READING AND COMMITMENT OF BILLS

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

HB 558, introduced by N. Schwaderer, referred to Taxation.

HB 559, introduced by G. Kipp, J. Windy Boy, referred to Federal Relations, Energy, and Telecommunications.

HB 560, introduced by G. Hertz, referred to Business and Labor.

HB 561, introduced by D. Lamm, T. Burnett, K. Regier, referred to Judiciary.

HB 562, introduced by G. Meyers, S. Berglee, R. Brodehl, A. Doane, C. Fiscus, C. Glimm, B. Harris, S. Hess, D. Lamm, S. Laszloffy, T. Manzella, M. Monforton, A. Olszewski, K. Wagoner, K. White, F. Mandeville, referred to State Administration.

HB 563, introduced by F. Garner, referred to Appropriations.

HB 564, introduced by A. Person, referred to State Administration.

HB 565, introduced by N. Wilson, referred to Business and Labor.

HB 566, introduced by J. Essmann, referred to State Administration.

HB 567, introduced by J. Karjala, referred to State Administration.

HB 568, introduced by E. Lieser, Z. Brown, M. Funk, C. Larsen, E. McClafferty, C. Pope, B. Smith, referred to Business and Labor.

HB 569, introduced by C. Fiscus, referred to Taxation.

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HB 570, introduced by C. Fiscus, referred to Natural Resources.

HB 571, introduced by K. Williams, referred to State Administration.

HB 572, introduced by M. Cuffe, referred to Appropriations.

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

SB 37, introduced by J. Fielder (by request of the Water Policy Committee), referred to Natural Resources.

SB 145, introduced by B. Hamlett, D. Ankney, referred to Appropriations.

SB 213, introduced by F. Thomas, S. Laszloffy, referred to Education.

SB 226, introduced by R. Webb, referred to Local Government.

SB 240, introduced by E. Buttrey, referred to Education.

SB 241, introduced by R. Webb, referred to Business and Labor.

SB 244, introduced by D. Brown, M. Blasdel, J. Brenden, M. Cuffe, F. Garner, L. Jones, D. Kary, D. Lamm, S. Lavin, E. Lieser, D. Moore, M. Noland, A. Olszewski, K. Regier, R. Ripley, N. Schwaderer, C. Smith, G. Vance, R. Webb, J. Windy Boy, referred to Business and Labor.

SB 249, introduced by J. Cohenour, referred to Federal Relations, Energy, and Telecommunications.

SB 255, introduced by T. Brown, referred to Education.

**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 Randall in the chair.

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

HB 74 - Senate Amendments - Representative Lynch moved Senate amendments to **HB 74** be concurred in. Motion carried as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Hagstrom, Harris, 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

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Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Hayman.

Total 1

HB 298 - Representative Harris moved **HB 298** do pass. Motion carried as follows:

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

Total 58

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

Total 42

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 330 - Representative Schwaderer moved **HB 330** do pass. Motion carried as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Flynn, Funk, Glimm, Hagstrom, Harris, Hayman, Hertz, Hess, Hollandsworth, Holmlund, Hunter, Karjala, Kelker, Lamm, Lang, Laszloffy, 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, Schwaderer, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Tschida, Wagoner, Welborn, White, Williams, Wittich, Woods, Zolnikov, Mr. Speaker.

Total 88

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Nays: Berry, Fitzpatrick, Garner, Greef, Hill, Jacobson, Jones, Kipp III, Lavin, Schreiner, Webber, Wilson.
Total 12

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 333 - Representative Schwaderer moved **HB 333** do pass. Motion **failed** as follows:

Yeas: Ballance, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Burnett, Clark, Cook, Cuffe, Doane, Ehli, Essmann, Fiscus, Flynn, Glimm, Hagstrom, Harris, Hess, Hollandsworth, Holmlund, Lamm, Lang, Laszloffy, Mandeville, Manzella, McKamey, Meyers, Miller, Monforton, Mortensen, Noland, Olszewski, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Richmond, Schwaderer, Shaw, Smith, Staffanson, Wagoner, Welborn, White, Wittich, Zolnikov, Mr. Speaker.
Total 50

Nays: B. Bennett, Z. Brown, Court, Curdy, Custer, Dudik, Dunwell, Eck, Ellis, Fitzpatrick, Funk, Garner, Greef, Hayman, Hertz, Hill, Hunter, Jacobson, Jones, Karjala, Kelker, Kipp III, Lavin, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Mehlhoff, Moore, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Salomon, Schreiner, Steenberg, Swanson, Tropila, Tschida, Webber, Williams, Wilson, Woods.
Total 50

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 371 - Majority Leader Regier moved consideration of **HB 371** be passed for the day. Motion carried.

HB 375 - Representative Lavin moved **HB 375** do pass. Motion carried as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Custer, Dudik, Eck, Ehli, Ellis, Essmann, 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, Monforton, Moore, Mortensen, Noland, Noonan, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pinocci, Pope, Price, Redfield, Regier, Ricci,

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Richmond, Salomon, Shaw, Smith, Steenberg, Swanson, Tschida, Wagoner, Welborn, White, Williams, Wittich, Woods, Mr. Speaker.
Total 85

Nays: Berglee, Curdy, Doane, Dunwell, Fiscus, Miller, Olsen, Randall, Schreiner, Schwaderer, Staffanson, Tropila, Webber, Wilson, Zolnikov.
Total 15

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 388 - Representative Pinocci moved **HB 388** do pass. Motion **failed** as follows:

Yeas: Ballance, J. Bennett, Berglee, Brodehl, B. Brown, Burnett, Clark, Cuffe, Doane, Ehli, Fiscus, Fitzpatrick, Flynn, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Hollandsworth, Holmlund, Lamm, Mandeville, Manzella, McKamey, Meyers, Miller, Monforton, Mortensen, Noland, Olszewski, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Richmond, Schwaderer, Staffanson, Tschida, Wagoner, White, Wittich, Zolnikov, Mr. Speaker.
Total 46

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

Excused: None.
Total 0

Absent or not voting: Moore.
Total 1

HB 414 - Representative Lang moved **HB 414** do pass. Motion carried as follows:

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

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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: None.

Total 0

Absent or not voting: Holmlund, Kelker.

Total 2

HB 466 - Representative Miller moved **HB 466** do pass. Motion carried as follows:

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

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 470 - Representative Clark moved **HB 470** do pass. Motion carried as follows:

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

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McConnell, McKamey, Mehlhoff, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Noonan, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pinocci, Pope, Price, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Schwaderer, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Tschida, Webber, Welborn, White, Williams, Woods, Zolnikov, Mr. Speaker.

Total 95

Nays: Manzella, Olsen, Wagoner, Wilson, Wittich.

Total 5

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 12 - Representative Hertz moved **HJR 12** be adopted. Motion carried as follows:

Yeas: Ballance, B. Bennett, Berry, B. Brown, Z. Brown, Clark, Court, Curdy, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Funk, Garner, Glimm, Greef, Hagstrom, Harris, Hayman, Hertz, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lamm, Lang, 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, Regier, Ricci, Richmond, Salomon, Schreiner, Schwaderer, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Tschida, Webber, White, Woods, Mr. Speaker.

Total 82

Nays: J. Bennett, Berglee, Brodehl, Burnett, Cook, Doane, Flynn, Hess, Jones, Laszloffy, Redfield, Wagoner, Welborn, Williams, Wilson, Wittich, Zolnikov.

Total 17

Excused: None.

Total 0

Absent or not voting: Cuffe.

Total 1

HJR 15 - Representative Tropila moved **HJR 15** be adopted. Motion carried as follows:

Yeas: Ballance, B. Bennett, J. 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, Hagstrom, Harris, Hayman, Hertz, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald,

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Mandeville, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Schwaderer, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Wagoner, Webber, Welborn, White, Williams, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 90

Nays: B. Brown, Burnett, Glimm, Hess, Lamm, Manzella, Pinocci, Tschida, Wittich.
Total 9

Excused: None.
Total 0

Absent or not voting: Jones.
Total 1

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

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Custer, Doane, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Hagstrom, Harris, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Jacobson, Jones, Karjala, Kelker, 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, Tschida, Wagoner, Webber, Welborn, White, Williams, Wittich, Zolnikov, Mr. Speaker.
Total 93

Nays: Curdy, Dudik, Hunter, Wilson, Woods.
Total 5

Excused: None.
Total 0

Absent or not voting: Kipp III, Tropila.
Total 2

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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 296 passed 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, 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, Mr. Speaker.

Total 95

Nays: B. Brown, Lamm, Wittich, Zolnikov.

Total 4

Excused: None.

Total 0

Absent or not voting: Kipp III.

Total 1

HB 345 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, Lamm, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, 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, Schwaderer, Smith, Staffanson, Steenberg, Swanson, Tropila, Tschida, Wagoner, Webber, Welborn, White, Williams, Wilson, Wittich, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: McClafferty, Schreiner, Shaw.

Total 3

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Excused: None.

Total 0

Absent or not voting: Kipp III.

Total 1

HB 350 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, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, 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: Harris.

Total 1

Excused: None.

Total 0

Absent or not voting: Kipp III.

Total 1

HB 353 passed as follows:

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

Total 82

Nays: B. Bennett, Z. Brown, Cook, Custer, Dudik, Hayman, Jacobson, Karjala, Kelker, Lynch, MacDonald, McClafferty, Pease-Lopez, Person, Schreiner, Tropila, Wilson.

Total 17

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Excused: None.

Total 0

Absent or not voting: Kipp III.

Total 1

HJR 11 adopted as follows:

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

Total 71

Nays: B. Bennett, Z. Brown, Court, Curdy, Dudik, Dunwell, Eck, Ellis, Funk, Hayman, Hill, Hunter, Karjala, Kelker, Lieser, MacDonald, McCarthy, McConnell, Olsen, Pease-Lopez, Pope, Price, Steenberg, Tropila, Webber, Williams, Wilson, Woods.

Total 28

Excused: None.

Total 0

Absent or not voting: Kipp III.

Total 1

SB 1 concurred in as follows:

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

Total 58

Nays: Ballance, J. Bennett, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Fitzpatrick, Flynn, Garner, Glimm, Hagstrom, Harris, Hertz, Hess, Lamm, Laszloffy, Lavin, Mandeville, Manzella, Meyers, Miller, Monforton, Mortensen, Olszewski, Osmundson, Pinocci, Randall, Regier, Ricci, Salomon, Schwaderer, Staffanson, Tschida, Wagoner, Welborn, White, Wittich, Zolnikov.

Total 41

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Excused: None.

Total 0

Absent or not voting: Kipp III.

Total 1

SB 63 concurred in as follows:

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

Total 98

Nays: Wittich.

Total 1

Excused: None.

Total 0

Absent or not voting: Kipp III.

Total 1

SB 64 concurred in as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, B. Brown, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Flynn, Funk, Garner, Glimm, Greef, Harris, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Lamm, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, Mehlhoff, Miller, Monforton, Moore, 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, Mr. Speaker.

Total 91

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Nays: Brodehl, Fitzpatrick, Hagstrom, McKamey, Meyers, Olszewski, Wittich, Zolnikov.
Total 8

Excused: None.
Total 0

Absent or not voting: Kipp III.
Total 1

SB 72 concurred in as follows:

Yeas: Ballance, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fiscus, Fitzpatrick, Flynn, Garner, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Hollandsworth, Holmlund, Hunter, Jones, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, McCarthy, McKamey, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schwaderer, Shaw, Staffanson, Tschida, Wagoner, Welborn, White, Wittich, Zolnikov, Mr. Speaker.
Total 61

Nays: B. Bennett, Court, Curdy, Dudik, Dunwell, Eck, Ellis, Funk, Hayman, Hill, Jacobson, Karjala, Kelker, Lieser, Lynch, MacDonald, McClafferty, McConnell, Mehlhoff, Noonan, Olsen, Olszewski, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Schreiner, Smith, Steenberg, Swanson, Tropila, Webber, Williams, Wilson, Woods.
Total 38

Excused: None.
Total 0

Absent or not voting: Kipp III.
Total 1

SB 76 concurred in as follows:

Yeas: B. Bennett, Berry, Z. Brown, Clark, Court, Curdy, Custer, Dudik, Dunwell, Eck, Ellis, Fiscus, Funk, Hayman, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Karjala, Kelker, Lang, Lavin, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Mehlhoff, Moore, Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Redfield, Regier, 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, Doane, Ehli, Essmann, Fitzpatrick, Flynn, Garner, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Jones,

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Lamm, Laszloffy, Mandeville, Manzella, McKamey, Meyers, Miller, Monforton, Mortensen, Noland, Pinocci, Randall, Schwaderer, Staffanson, Tschida, Wagoner, Wittich, Zolnikov.
Total 39

Excused: None.
Total 0

Absent or not voting: Kipp III.
Total 1

SB 135 concurred in as follows:

Yeas: B. Bennett, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Greef, Hagstrom, Harris, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Lamm, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, 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, Wagoner, Webber, Welborn, White, Williams, Wilson, Wittich, Woods, Zolnikov, Mr. Speaker.
Total 95

Nays: Ballance, Glimm, Manzella, Tschida.
Total 4

Excused: None.
Total 0

Absent or not voting: Kipp III.
Total 1

SB 139 concurred in as follows:

Yeas: B. Bennett, Berglee, Berry, Z. Brown, Burnett, Clark, Cook, Court, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Funk, Garner, Greef, Hagstrom, Harris, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, 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, Salomon, Schreiner, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Wagoner, Webber, Welborn, Williams, Wilson, Wittich, Woods, Zolnikov, Mr. Speaker.
Total 86

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Nays: Ballance, J. Bennett, Brodehl, B. Brown, Cuffe, Flynn, Glimm, Lamm, Manzella, Richmond, Schwaderer, Tschida, White.
Total 13

Excused: None.
Total 0

Absent or not voting: Kipp III.
Total 1

MOTIONS

Majority Leader Regier moved **HB 330** be moved from the Committee of the Whole to the Appropriations Committee.

Representative Schwaderer moved to reconsider action on **HB 333** and that **HB 333** be placed on second reading on Wednesday, February 18, 2015.

Motion **passed** as follows:

Yeas: Ballance, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Burnett, Clark, Cook, Cuffe, Doane, Ehli, Essmann, Fiscus, Fitzpatrick, Flynn, Garner, Glimm, Hagstrom, Harris, Hertz, Hess, Hollandsworth, Jones, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, McKamey, Meyers, Miller, Monforton, Mortensen, Noland, Olszewski, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Richmond, Schwaderer, Staffanson, Tschida, Wagoner, White, Wittich, Zolnikov, Mr. Speaker.
Total 52

Nays: B. Bennett, Z. Brown, Court, Curdy, Custer, Dudik, Dunwell, Eck, Ellis, Funk, Greef, Hayman, Hill, Holmlund, Hunter, Jacobson, Karjala, Kelker, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Mehlhoff, Moore, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Salomon, Schreiner, Shaw, Smith, Steenberg, Swanson, Tropila, Webber, Welborn, Williams, Wilson, Woods.
Total 47

Excused: None.
Total 0

Absent or not voting: Kipp III.
Total 1

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ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Regier moved that the House adjourn until 1:00 p.m., Thursday, February 19, 2015. Motion carried.

House adjourned at 3:11 p.m.

LINDSEY GROVOM
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House