

**HOUSE JOURNAL
64TH LEGISLATURE
FORTY-SIXTH LEGISLATIVE DAY**

Helena, Montana
March 5, 2015

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Jerry Bennett. Pledge of Allegiance to the Flag and Representative McKamey played the National Anthem on the piano. Roll Call. All members present, except Representatives Doane, Fiscus, Hollandsworth, Jacobson, and Price, excused. Quorum present.

BILLS (Welborn, Chair): 3/5/2015

Correctly printed: **SB 53, SB 119.**

LEGISLATIVE ADMINISTRATION (Welborn, Chair): 3/5/2015

MR. SPEAKER:

We, your committee on Legislative Administration recommend that employment of the following pages of the House be ceased as of 12:00 p.m., Friday, February 27, 2015:

Hannah Fischer, Helena
Thomas Whyte, Helena
Autumn Webber, Browning
Tanner Marks, Helena
Mariah Welch, Billings
Laynee Frost, East Helena
Aubry Bair, Townsend
Erin Johnson, Missoula

and recommend that the following pages of the House be employed as of 1:00 p.m., Thursday, March 5, 2015:

Braden Scherting, Clancy
Christian Palmer, Helena
Noah Seigel, Havre
Dayah Dover, Billings
Julia Sanderson, Polson
Kellon Dantic, Missoula
Marki Dauenhauer, Butte

Report Adopted.

REPORTS OF STANDING COMMITTEES

BUSINESS AND LABOR (Berry, Chair): 3/5/2015
SB 53, be concurred in. Report adopted.
SB 119, be concurred in. Report adopted.

HOUSE JOURNAL
FORTY-SIXTH LEGISLATIVE DAY - MARCH 5, 2015

MESSAGES FROM THE GOVERNOR

February 27, 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 27** sponsored by Representative Hayman, **House Bill 38** sponsored by Representative Schreiner, **House Bill 74** sponsored by Representative Lynch, **House Bill 103** sponsored by Representative Z. Brown, **House Bill 128** sponsored by Representative Hill, **House Bill 147** sponsored by Representative Wittich, **House Bill 157** sponsored by Representative Perry, **House Bill 195** sponsored by Representative McConnell, and **House Bill 248** sponsored by Representative Holmlund on February 27, 2015.

Sincerely,

STEVE BULLOCK
Governor

FIRST READING AND COMMITMENT OF BILLS

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

HJR 20, introduced by M. Dunwell, referred to Business and Labor.

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

SB 12, introduced by M. Moe (by request of the Office of Public Instruction), referred to Education.

SB 79, introduced by T. Facey (by request of the Department of Labor and Industry), referred to Business and Labor.

SB 191, introduced by R. Driscoll, referred to State Administration.

SB 238, introduced by M. Blasdel, J. Cohenour, R. Driscoll, F. Garner, P. Noonan, R. Ripley, C. Schreiner, J. Sesso, R. Webb, referred to State Administration.

SB 258, introduced by B. Hoven, referred to Business and Labor.

SB 261, introduced by B. Hamlett, P. Connell, M. Lang, F. Moore, R. Shaw, referred to Natural Resources.

SB 262, introduced by C. Vincent, P. Connell, S. Fitzpatrick, B. Hamlett, S. Stewart-Peregoy, K. Williams, referred to Judiciary.

SB 269, introduced by D. Ankney, B. Tutvedt, referred to Taxation.

HOUSE JOURNAL
FORTY-SIXTH LEGISLATIVE DAY - MARCH 5, 2015

- SB 272**, introduced by J. Windy Boy, B. Hamlett, R. Mehlhoff, S. Stewart-Peregoy, F. Thomas, L. Whitford, referred to Education.
- SB 283**, introduced by J. Brenden, M. Blasdel, R. Brodehl, D. Howard, J. Keane, M. Lang, M. Miller, F. Moore, R. Osmundson, A. Redfield, T. Richmond, R. Ripley, M. Rosendale, C. Smith, F. Thomas, R. Webb, K. White, referred to State Administration.
- SB 286**, introduced by C. Smith, Debby Barrett, G. Bennett, S. Berglee, D. Brown, C. Fiscus, F. Garner, B. Harris, G. Hertz, J. Hinkle, A. Knudsen, F. Mandeville, T. Manzella, M. Miller, D. Moore, F. Moore, D. Mortensen, R. Osmundson, L. Randall, A. Redfield, K. Regier, M. Rosendale, N. Schwaderer, N. Swandal, J. Taylor, G. Vance, D. Zolnikov, referred to State Administration.
- SB 298**, introduced by J. Fielder, referred to Judiciary.
- SB 307**, introduced by S. Stewart-Peregoy, S. Webber, L. Whitford, J. Windy Boy, referred to Business and Labor.
- SB 316**, introduced by R. Webb, referred to Human Services.
- SB 318**, introduced by N. Swandal, referred to Judiciary.
- SB 328**, introduced by L. Jones, D. Ankney, J. Brenden, Z. Brown, C. Clark, R. Cook, T. Facey, B. Hamlett, R. Hollandsworth, T. Jacobson, D. Jones, J. Karjala, J. Keane, B. Keenan, E. McClafferty, R. Mehlhoff, F. Moore, G. Pierson, J. Pomnichowski, R. Ripley, M. Rosendale, D. Salomon, J. Sesso, N. Swandal, K. Swanson, T. Woods, referred to Education.
- SB 330**, introduced by B. Hamlett, G. Bennett, P. Connell, S. Fitzpatrick, G. Kipp, R. Mehlhoff, S. Stewart-Peregoy, C. Vincent, K. White, J. Windy Boy, referred to Natural Resources.
- SB 336**, introduced by B. Keenan, referred to Human Services.
- SB 345**, introduced by E. Arntzen, referred to Education.
- SB 347**, introduced by T. Facey, referred to Business and Labor.
- SB 349**, introduced by C. Smith, referred to Human Services.
- SB 351**, introduced by M. Blasdel, referred to Business and Labor.
- SB 353**, introduced by R. Ripley, referred to Natural Resources.
- SB 354**, introduced by R. Ripley, referred to Natural Resources.
- SB 355**, introduced by D. Ankney, referred to Natural Resources.
- SB 356**, introduced by J. Fielder, referred to Judiciary.
- SB 360**, introduced by D. Kary, E. Arntzen, T. Brown, N. Swandal, R. Webb, referred to Judiciary.
- SB 361**, introduced by B. Hamlett, P. Connell, referred to Natural Resources.
- SB 364**, introduced by J. Cohenour, Debby Barrett, B. Hamlett, referred to State Administration.
- SB 366**, introduced by M. Caferro, referred to Human Services.
- SB 367**, introduced by J. Taylor, M. Blasdel, referred to Appropriations.
- SB 368**, introduced by M. Rosendale, referred to Federal Relations, Energy, and Telecommunications.
- SB 371**, introduced by M. Blasdel, referred to Judiciary.
- SB 372**, introduced by M. Blasdel, referred to Judiciary.
- SB 376**, introduced by J. Brenden, referred to Appropriations.
- SB 377**, introduced by P. Connell, referred to Business and Labor.
- SB 379**, introduced by G. Vance, referred to Business and Labor.
- SB 384**, introduced by R. Webb, referred to Judiciary.

HOUSE JOURNAL
FORTY-SIXTH LEGISLATIVE DAY - MARCH 5, 2015

SB 385, introduced by R. Webb, referred to Judiciary.

SB 389, introduced by B. Hamlett, P. Connell, S. Stewart-Peregoy, referred to Natural Resources.

SB 390, introduced by E. Arntzen, referred to Business and Labor.

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

SJR 13, introduced by D. Ankney, E. Arntzen, Debby Barrett, M. Blasdel, J. Brenden, D. Brown, T. Brown, E. Buttrey, P. Connell, B. Hamlett, K. Hansen, J. Hinkle, B. Hoven, D. Howard, L. Jones, D. Kary, J. Keane, F. Moore, R. Ripley, M. Rosendale, S. Sales, C. Smith, N. Swandal, J. Taylor, F. Thomas, B. Tutvedt, G. Vance, G. Vuckovich, R. Webb, J. Windy Boy, referred to Federal Relations, Energy, and Telecommunications.

SJR 14, introduced by F. Thomas, A. Olszewski, referred to Human Services.

SJR 15, introduced by F. Thomas, B. Tutvedt, referred to Taxation.

SJR 16, introduced by F. Thomas, Debby Barrett, J. Essmann, K. Hansen, L. Jones, B. Keenan, A. Knudsen, M. Phillips, referred to Rules.

**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 Holmlund in the chair.

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

HB 89 - Representative Dudik moved **HB 89** 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, 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: Lamm, Wittich.

Total 2

HOUSE JOURNAL
FORTY-SIXTH LEGISLATIVE DAY - MARCH 5, 2015

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 156 - Representative Miller moved **HB 156** do pass. Motion carried as follows:

Yeas: Ballance, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Cuffe, Curdy, Custer, Doane, Dudik, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Garner, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kipp III, Lang, Laszloffy, Lavin, Lynch, Mandeville, Manzella, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, Moore, Mortensen, Noland, Noonan, Olszewski, Osmundson, Pease-Lopez, 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, Zolnikov, Mr. Speaker.

Total 83

Nays: B. Bennett, Court, Dunwell, Eck, Funk, Hayman, Kelker, Lamm, Lieser, MacDonald, Monforton, Olsen, Peppers, Williams, Wilson, Wittich, Woods.

Total 17

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 223 - Representative Clark moved **HB 223** do pass. Motion carried as follows:

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

Total 76

Nays: Ballance, J. Bennett, Berglee, Brodehl, B. Brown, Burnett, Doane, Fitzpatrick, Flynn, Glimm, Harris, Jones, Lamm, Manzella, Monforton, Moore, Mortensen, Olsen, Schwaderer, Tschida, Wagoner, White, Wittich, Zolnikov.

Total 24

HOUSE JOURNAL
FORTY-SIXTH LEGISLATIVE DAY - MARCH 5, 2015

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 228 - Representative Berry moved **HB 228** do pass. Motion carried as follows:

Yeas: Ballance, 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, Glimm, Greef, Harris, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Kelker, Kipp III, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, 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, Wagoner, Webber, Welborn, White, Williams, Wilson, Woods, Zolnikov, Mr. Speaker.

Total 88

Nays: B. Bennett, B. Brown, Burnett, Hagstrom, Hayman, Karjala, Lamm, Monforton, Olsen, Tropila, Tschida, Wittich.

Total 12

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 363 - Representative Funk moved **HB 363** do pass. Motion carried as follows:

Yeas: B. Bennett, Berry, Z. Brown, Clark, Cook, Court, Curdy, Custer, Dudik, Dunwell, Eck, Ellis, Funk, Hagstrom, Harris, Hayman, Hill, Holmlund, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lieser, Lynch, MacDonald, Mandeville, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, Moore, Noonan, Olsen, Olszewski, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Ricci, Richmond, Salomon, Schreiner, Schwaderer, Shaw, Smith, Steenberg, Swanson, Tropila, Webber, White, Williams, Wilson, Woods, Zolnikov.

Total 61

Nays: Ballance, J. Bennett, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Fiscus, Fitzpatrick, Flynn, Garner, Glimm, Greef, Hertz, Hess, Hollandsworth, Jones, Lamm, Lang, Laszloffy, Lavin, Manzella, Monforton, Mortensen, Noland, Osmundson, Pinocci, Randall, Redfield, Regier, Staffanson, Tschida, Wagoner, Welborn, Wittich, Mr. Speaker.

Total 39

HOUSE JOURNAL
FORTY-SIXTH LEGISLATIVE DAY - MARCH 5, 2015

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 367 - Representative Custer moved **HB 367** do pass. Motion carried as follows:

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

Total 58

Nays: Ballance, J. Bennett, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Fiscus, Flynn, Glimm, Hertz, Hess, Hollandsworth, Jones, Lamm, Laszloffy, Lavin, Mandeville, Manzella, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Olszewski, Osmundson, Pinocci, Randall, Redfield, Regier, Schwaderer, Staffanson, Tropila, Tschida, Wagoner, White, Wittich, Zolnikov, Mr. Speaker.

Total 42

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 481 - Representative Hunter moved **HB 481** 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

HOUSE JOURNAL
FORTY-SIXTH LEGISLATIVE DAY - MARCH 5, 2015

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

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, Brodehl, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Hagstrom, Harris, Hayman, Hertz, Hess, Hill, Holmlund, Hunter, 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, 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 94

Nays: B. Brown.
Total 1

Excused: Doane, Fiscus, Hollandsworth, Jacobson, Price.
Total 5

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Regier moved **HB 156** be moved from the Committee of the Whole to the Appropriations Committee.

Majority Leader Regier moved **HB 228** be moved from the Committee of the Whole to the Appropriations Committee. Minority Leader Hunter questioned the re-referral of HB 228 to Appropriations, after discussion Majority Leader Regier withdrew his re-referral.

HOUSE JOURNAL
FORTY-SIXTH LEGISLATIVE DAY - MARCH 5, 2015

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Regier moved that the House adjourn until 1:00 p.m., Friday, March 6, 2015.
Motion carried.

House adjourned at 2:04 p.m.

LINDSEY GROVOM
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House