

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

Helena, Montana
March 9, 2015

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Hagstrom. Pledge of Allegiance to the Flag. Roll Call. All members present, except Representative Meyers, excused. Quorum present.

BILLS (Welborn, Chair): 3/9/2015

Correctly engrossed: **HB 379, HB 411.**

Transmitted to the Senate: **HB 89, HB 223, HB 228, HB 363, HB 367, HB 481.**

LEGISLATIVE ADMINISTRATION (Welborn, Chair): 3/9/2015

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, March 6, 2015:

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

and recommend that the following pages of the House be employed as of 1:00 p.m., Monday, March 9, 2015:

Nichole Lake, Polson
Emma Carlson, Helena
Andriy Proctor, Helena
Marcus Hughes, Helena
Chase Smith, Helena
Faith Scow, Helena
Mary Claire Miltenberger, Clancy
Canyon Hohenstein, Belgrade

Report Adopted.

REPORTS OF STANDING COMMITTEES

JUDICIARY (Bennett, Chair): 3/9/2015

HB 587, do pass. Report adopted.

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TAXATION (Miller, Chair):

3/9/2015

HB 379, introduced bill, be amended as follows:

1. Title, page 1, line 16.

Following: "EFFECTIVE DATES"

Insert: ", "

Strike: "AND"

Following: "APPLICABILITY DATES"

Insert: ", AND A TERMINATION DATE"

2. Page 4, line 22.

Strike: "For"

Insert: "(A) For individual income taxes not paid when due, including delinquent taxes and deficiency assessments, the interest rate is equal to the underpayment rate for individual taxpayers established by the secretary of the United States department of the treasury pursuant to section 6621 of the Internal Revenue Code, 26 U.S.C. 6621, for the fourth quarter of the preceding year or 8%, whichever is greater.

(B) Beginning January 1, 2018, for"

3. Page 20, line 26 through line 27.

Strike: ":" on line 26 through "(a)" on line 27

4. Page 20, line 27 through 30.

Strike: ";" on line 27 through "owed" on line 30

5. Page 21, line 2.

Following: line 2

Insert: "NEW SECTION. **Section 17. Termination.** [Section 15-1-216(7)(a)(i)(A)] terminates December 31, 2017."

And, as amended, do pass. Report adopted.

HB 411, introduced bill, be amended as follows:

1. Title, page 1, line 5.

Strike: "AND"

2. Title, page 1, line 6.

Following: "MCA"

Insert: "; AND PROVIDING AN EFFECTIVE DATE"

3. Page 4, line 16.

Following: line 15

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

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And, as amended, do pass. Report adopted.

HB 421, do pass. Report adopted.

ADVERSE COMMITTEE REPORT

HUMAN SERVICES (Wittich, Chair):

3/6/2015

HB 249, do not pass.

Minority Leader Hunter rose on a **Point of Privilege of the House**. First, he voiced his disappointment on not being recognized by the Speaker as soon as he arose. He continued with the following comments:

An Adverse Committee Report on **HB 249** was read across the rostrum. Minority Leader Hunter alleged procedural defects in that hearing that he wished to address and also, raised some issues about the conduct in the House of Representatives with regards to the action.

Minority Leader Hunter went through certain sections of the Rules, the House Rules and Mason's Manual of Legislative Procedure which were germane. He asked the members of the body to consider carefully the rules that identify how business is conducted in the House.

He cited HR 70-40, Mason's Manual of Legislative Procedure Sections 52, 60, 90 and HR 30-50 Part 15.

Minority Leader Hunter alleged that these standards weren't followed during the March 6th executive action on HB 249, and that House rules were violated during that executive action.

Minority Leader Hunter renewed his objection to the Adverse Committee Report on **HB 249** on constitutional grounds.

Mr. Speaker noted the objection.

MESSAGES FROM THE GOVERNOR

March 6, 2015

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

The Honorable Debby Barrett
President of the Senate
State Capitol
Helena, MT 59620

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Dear Speaker Knudsen and President Barrett:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby veto House Bill 166 (HB 166), "AN ACT LOWERING INDIVIDUAL INCOME TAX RATES; AMENDING SECTION 15-30-2103, MCA; AND PROVIDING A DELAYED EFFECTIVE DATE AND AN APPLICABILITY DATE."

Under our current tax climate, Montana's economy is thriving. Over the past two years our unemployment rate has fallen by 25 percent to 4.2 percent, almost a point and a half below the national average. We are the 5th fastest state for employment growth in the nation. In 2013 every industry added jobs, and our GDP expanded by 4.5 percent.

The budget I presented to the 64th session of the Legislature balances our budget without raising taxes. It builds upon the fiscally responsible management that has served our state so well and makes responsible and sustainable investments in education, health care and infrastructure that will benefit Montanans for generations to come, and it sets some money aside for an unexpected rainy day.

History has a way of repeating itself - at the end of the 2013 legislative session I had to veto \$150 million in expenditures that would have left our budget unbalanced and put at risk Montana's fiscal health. I would not think the Legislature would want to go down that path again.

Yet at the half way point of the session, the Legislature, controlled by Republican majorities in both houses, has disregarded my balanced budget and has proposed \$945 million in new spending and tax cuts. The actions of the Legislature to date spend more than we take in and greatly jeopardize the strength of Montana's economy and our place as the most fiscally prudent state in the nation. Your own staff has pointed out that the budget is deficit spending to the tune of roughly \$47 million.

HB 166 accounts for a significant part of the spending that has been proposed. HB 166 would primarily benefit the wealthiest individuals and cost more than \$160 million over the next four years. Almost 50 percent of the benefit of HB 166 would go to the top 10 percent of income earners. The experience of other states shows that decimating your revenue base to benefit large corporations and the wealthiest individuals does not work to stimulate the economy. To the contrary, states like New Jersey, Wisconsin and Louisiana have seen these trickle-down experiments fail, resulting in funding cuts to schools, roads and other services and forcing these states into billion dollar deficits.

HB 166 proposes to take Montana down this failed path despite the fact that Montana's economy is thriving and that our state and local tax burden is among the lowest in the nation, ranking 37th in dollars per capita compared with our neighbors North Dakota and Wyoming who rank 4th and 5th highest respectively. We are 39th in the nation for taxes paid as a percent of personal income. And, according to the Tax Foundation, Montana has the 6th best tax climate for business in the nation.

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I take my job to be a responsible steward of Montana taxpayer dollars seriously. I will not entertain fiscally irresponsible bills, like HB 166, that undercut Montana's fiscal health and the strong job creating climate that comes from it.

Sincerely,

STEVE BULLOCK
Governor

FIRST READING AND COMMITMENT OF BILLS

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

HB 600, introduced by T. Woods, R. Brodehl, T. Burnett, M. Funk, C. Glimm, D. Hagstrom, D. Jones, J. Karjala, K. McCarthy, N. McConnell, A. Olsen, C. Pope, K. Regier, N. Schwaderer, T. Steenberg, R. Mehlhoff, 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 Lang in the chair.

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

SB 49 - Majority Leader Regier moved consideration of **SB 49** be passed for the day. Motion carried.

HB 506 - Representative D. Moore moved **HB 506** do pass. Motion carried as follows:

Yeas: B. Bennett, Berglee, Berry, Brodehl, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Hagstrom, 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, 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 95

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Nays: Ballance, J. Bennett, B. Brown, Harris.

Total 4

Excused: Meyers.

Total 1

Absent or not voting: None.

Total 0

HB 577 - Representative Holmlund moved **HB 577** do pass. Motion carried as follows:

Yeas: Ballance, B. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Clark, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Hagstrom, Harris, Hayman, Hertz, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, 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, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Tschida, Webber, Welborn, Williams, Wilson, Woods, Zolnikov, Mr. Speaker.

Total 90

Nays: J. Bennett, Burnett, Cook, Hess, Jones, Lamm, Schwaderer, Wagoner, White, Wittich.

Total 10

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 52 - Representative Hunter moved **SB 52** be concurred in. Motion carried as follows:

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

Total 76

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Nays: Ballance, J. Bennett, Berglee, Brodehl, B. Brown, Doane, Flynn, Glimm, Harris, Hess, Jones, Lamm, Manzella, Meyers, Miller, Monforton, Mortensen, Pinocci, Redfield, Regier, Schwaderer, Tschida, Wagoner, Wittich.

Total 24

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 344 - Representative Zolnikov moved **HB 344** do pass.

HB 344 - Representative Noland moved for cloture. Motion carried. Motion carried as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Garner, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kipp III, Lamm, Lang, Laszloffy, Lavin, Lieser, Mandeville, Manzella, McCarthy, McKamey, Mehlhoff, Miller, Monforton, Moore, Mortensen, Noland, Olszewski, Osmundson, Person, Pierson, Pinocci, Pope, Price, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schwaderer, Shaw, Staffanson, Swanson, Tschida, Wagoner, Webber, Welborn, White, Williams, Wilson, Wittich, Zolnikov, Mr. Speaker.

Total 80

Nays: Doane, Dudik, Funk, Hayman, Kelker, Lynch, MacDonald, McClafferty, McConnell, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Schreiner, Smith, Steenberg, Tropila, Woods.

Total 19

Excused: Meyers.

Total 1

Absent or not voting: None.

Total 0

HB 344 - Representative Zolnikov moved **HB 344** do pass. Motion carried as follows:

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

Total 59

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Nays: Berry, Court, Curdy, Custer, Dudik, Dunwell, Eck, Ellis, Fitzpatrick, Funk, Garner, Hayman, Hill, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lavin, Lieser, Lynch, MacDonald, McClafferty, McConnell, Mehlhoff, Noonan, Pease-Lopez, Peppers, Perry, Pierson, Pope, Price, Salomon, Schreiner, Shaw, Steenberg, Swanson, Webber, Williams, Wilson, Woods.
Total 41

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 423 - Representative Staffanson moved **HB 423** do pass. Motion carried as follows:

Yeas: Ballance, J. Bennett, Berglee, Berry, Brodehl, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fiscus, Fitzpatrick, Flynn, Garner, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Hollandsworth, Holmlund, Jones, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, McKamey, Meyers, Monforton, Moore, Mortensen, Noland, Olszewski, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Richmond, Schwaderer, Shaw, Smith, Staffanson, Tschida, Wagoner, Welborn, White, Wittich, Zolnikov, Mr. Speaker.
Total 55

Nays: B. Bennett, B. Brown, Z. Brown, Burnett, Clark, Court, Curdy, Dudik, Dunwell, Eck, Ellis, Funk, Hayman, Hill, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Mehlhoff, Miller, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Salomon, Schreiner, Steenberg, Swanson, Tropila, Webber, Williams, Wilson, Woods.
Total 45

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 41 - Majority Leader Regier moved consideration of **SB 41** be passed for the day. Motion carried.

HB 536 - Representative Berry moved **HB 536** do pass. Motion carried as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, 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, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell,

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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, Williams, Wilson, Wittich, Woods, Zolnikov, Mr. Speaker.
Total 97

Nays: Burnett, Lang, White.
Total 3

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 53 - Representative D. Moore moved **SB 53** be concurred in. Motion carried as follows:

Yeas: B. Bennett, Berry, Z. Brown, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Flynn, Funk, Garner, Greef, Hagstrom, Harris, Hayman, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kipp III, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, Moore, Mortensen, Noland, Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Schwaderer, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Webber, Welborn, Williams, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 81

Nays: Ballance, J. Bennett, Berglee, Brodehl, B. Brown, Burnett, Fitzpatrick, Glimm, Hertz, Hess, Lamm, Manzella, Monforton, Pinocci, Randall, Tschida, Wagoner, White, Wittich.
Total 19

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 114 - Representative Welborn moved **SB 114** be concurred in. Motion carried as follows:

Yeas: Ballance, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Burnett, Clark, Cuffe, Custer, Doane, Ehli, Essmann, Fiscus, Fitzpatrick, Flynn, Garner, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Hollandsworth, Holmlund, Jones, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, McKamey, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Olszewski,

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Osmundson, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schwaderer, Shaw, Staffanson, Tschida, Wagoner, Welborn, White, Wittich, Zolnikov, Mr. Speaker.
Total 57

Nays: B. Bennett, Z. Brown, Cook, Court, Curdy, Dudik, Dunwell, Eck, Ellis, Funk, Hayman, Hill, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Mehlhoff, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pierson, Pinocci, Pope, Price, Schreiner, Smith, Steenberg, Swanson, Tropila, Webber, Williams, Wilson, Woods.
Total 43

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 142 - Representative Wittich moved **SB 142** 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, 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, 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, Wittich, Woods, Zolnikov, Mr. Speaker.
Total 97

Nays: Pease-Lopez, Peppers, Wilson.
Total 3

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

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

Total 85

Nays: B. Bennett, Curdy, Dudik, Eck, Hill, Hunter, MacDonald, Noonan, Olsen, Pease-Lopez, Perry, Price, Schreiner, Wilson.

Total 14

Excused: Meyers.

Total 1

Absent or not voting: None.

Total 0

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 422 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, 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: Meyers.

Total 1

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Absent or not voting: None.

Total 0

HB 429 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, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Miller, Monforton, Moore, Mortensen, Noland, Noonan, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, 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 96

Nays: Lamm, Olsen, Pierson.

Total 3

Excused: Meyers.

Total 1

Absent or not voting: None.

Total 0

HB 431 passed as follows:

Yeas: Ballance, B. Bennett, Brodehl, Z. Brown, Clark, Court, Curdy, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fitzpatrick, Funk, Garner, Greef, Harris, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Lamm, Lavin, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Moore, Mortensen, Noland, Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pinocci, Pope, Price, Randall, Regier, Ricci, Richmond, Schreiner, Shaw, Smith, Steenberg, Swanson, Tropila, Tschida, Wagoner, Webber, White, Williams, Wilson, Woods, Mr. Speaker.

Total 75

Nays: J. Bennett, Berglee, Berry, B. Brown, Burnett, Cook, Cuffe, Doane, Fiscus, Flynn, Glimm, Hagstrom, Kipp III, Lang, Laszloffy, Miller, Monforton, Redfield, Salomon, Schwaderer, Staffanson, Welborn, Wittich, Zolnikov.

Total 24

Excused: Meyers.

Total 1

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Absent or not voting: None.

Total 0

HB 478 passed as follows:

Yeas: Ballance, B. Bennett, Berglee, Berry, B. Brown, Z. Brown, Burnett, Clark, Cook, Court, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Greef, Hagstrom, Harris, Hayman, Hertz, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kipp III, Lamm, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Miller, Moore, 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, Webber, White, Williams, Wilson, Woods, Mr. Speaker.

Total 87

Nays: J. Bennett, Brodehl, Cuffe, Glimm, Hess, Monforton, Mortensen, Noland, Wagoner, Welborn, Wittich, Zolnikov.

Total 12

Excused: Meyers.

Total 1

Absent or not voting: None.

Total 0

MOTIONS

Majority Leader Regier moved **SB 52** be moved from the Committee of the Whole to the Appropriations Committee.

Majority Leader Regier moved **HB 506** be moved from the Committee of the Whole to the Appropriations Committee.

Majority Leader Regier moved **HB 423** be moved from the Committee of the Whole to the Appropriations Committee.

Majority Leader Regier moved **SJR 10** be moved from the Human Services Committee to the Education Committee.

Majority Leader Regier moved **SB 261** be moved from the Natural Resources Committee to the Federal Relations, Energy, and Telecommunications Committee.

Representative Fitzpatrick moved **SB 289** be moved to the Business and Labor Committee.

Representative Schwaderer moved **SB 289** be tabled. Motion **failed** as follows:

Yeas: Ballance, J. Bennett, Berglee, Brodehl, B. Brown, Burnett, Court, Cuffe, Doane, Ehli, Essmann, Fiscus, Flynn, Glimm, Hagstrom, Harris, Hertz, Hess, Holmlund, Jones, Lamm,

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Lang, Laszloffy, Lavin, Mandeville, Manzella, McKamey, Miller, Monforton, Moore, Mortensen, Noland, Olszewski, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Schwaderer, Staffanson, Tschida, Wagoner, White, Wittich, Zolnikov, Mr. Speaker.

Total 47

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

Total 52

Excused: Meyers.

Total 1

Absent or not voting: None.

Total 0

Representative G. Bennett moved **SB 289** debate be suspended until Wednesday, March 11th. Motion **failed** as follows:

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

Total 44

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

Total 55

Excused: Meyers.

Total 1

Absent or not voting: None.

Total 0

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Representative Mandeville moved **SB 289** be moved to the State Administration Committee.
Motion **failed** as follows:

Yeas: Ballance, J. Bennett, Berglee, Brodehl, B. Brown, Burnett, Court, Cuffe, Doane, Ehli, Essmann, Fiscus, Flynn, Glimm, Greef, Harris, Hertz, Hess, Holmlund, Jones, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, McKamey, Miller, Monforton, Moore, Mortensen, Noland, Olszewski, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Schwaderer, Staffanson, Tschida, Wagoner, White, Wittich, Zolnikov, Mr. Speaker.
Total 47

Nays: B. Bennett, Berry, Z. Brown, Clark, Cook, Curdy, Custer, Dudik, Dunwell, Eck, Ellis, Fitzpatrick, Funk, Garner, Hagstrom, Hayman, Hill, Hollandsworth, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Mehlhoff, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Richmond, Salomon, Schreiner, Shaw, Smith, Steenberg, Swanson, Tropila, Webber, Welborn, Williams, Wilson, Woods.
Total 52

Excused: Meyers.
Total 1

Absent or not voting: None.
Total 0

Representative Mandeville moved the session be adjourned. Motion **failed** as follows:

Yeas: Ballance, J. Bennett, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Fiscus, Flynn, Glimm, Harris, Hertz, Hess, Holmlund, Jones, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, McKamey, Miller, Monforton, Moore, Mortensen, Noland, Olszewski, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Schwaderer, Staffanson, Tschida, Wagoner, White, Wittich, Zolnikov, Mr. Speaker.
Total 45

Nays: B. Bennett, Berry, Z. Brown, Clark, Cook, Court, Curdy, Custer, Dudik, Dunwell, Eck, Ellis, Fitzpatrick, Funk, Garner, Greef, Hagstrom, Hayman, Hill, Hollandsworth, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Mehlhoff, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Richmond, Salomon, Schreiner, Shaw, Smith, Steenberg, Swanson, Tropila, Webber, Welborn, Williams, Wilson, Woods.
Total 54

Excused: Meyers.
Total 1

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Absent or not voting: None.

Total 0

Representative B. Bennett moved Call of the Question to end Debate on **SB 289**. 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, Hayman, Hill, Hollandsworth, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Moore, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person,

Pierson, Pope, Price, Richmond, Salomon, Schreiner, Shaw, Smith, Steenberg, Swanson, Tropila, Wagoner, Webber, Welborn, Williams, Wilson, Woods.

Total 58

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

Total 41

Excused: Meyers.

Total 1

Absent or not voting: None.

Total 0

Representative Fitzpatrick moved **SB 289** be moved to the Business and Labor Committee. Motion carried as follows:

Yeas: B. Bennett, Berry, Z. Brown, Clark, Cook, Curdy, Custer, Dudik, Dunwell, Eck, Ellis, Fitzpatrick, Funk, Garner, Hayman, Hill, Hollandsworth, Hunter, Jacobson, Karjala, Kelker, Kipp III, 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 50

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

Total 49

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Excused: Meyers.

Total 1

Absent or not voting: None.

Total 0

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Regier moved that the House adjourn until 1:00 p.m., Tuesday, March 10, 2015. Motion carried.

House adjourned at 3:03 p.m.

LINDSEY GROVOM
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House