

**HOUSE JOURNAL
64TH LEGISLATURE
EIGHTY-THIRD LEGISLATIVE DAY**

Helena, Montana
April 23, 2015

House Chambers
State Capitol

House convened at 10:00 a.m. Mr. Speaker presiding. Invocation by Representative Bob Brown. Pledge of Allegiance to the Flag. Roll Call. All members present, except Representative Kipp, excused. Quorum present.

BILLS (Welborn, Chair):

4/23/2015

Correctly printed: **SB 316**.

Correctly engrossed: **SB 416**.

Correctly enrolled: **HB 4, HB 28, HB 140, HB 150, HB 156, HB 167, HB 223, HB 228, HB 300, HB 306, HB 403, HB 423, HB 463, HB 464, HB 488, HB 496, HB 560, HB 599, HB 604, HB 617, HB 627**.

Transmitted to the Senate: **HB 8, HJR 29, HJR 32, SB 211, SB 233, SB 316, SJR 22, SJR 32**.
Signed by the Speaker at 4:50 p.m., April 23, 2015: **HB 118, HB 123, HB 389, HB 421, HB 468, HB 486, HB 575, HB 612**.

Signed by the Chief Clerk of the House at 12:00 p.m., April 24, 2015: **HB 118, HB 123, HB 389, HB 421, HB 468, HB 486, HB 575, HB 612**.

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Ballance, Chair):

4/23/2015

SB 316, be concurred in. Report adopted.

SB 416, be amended as follows:

1. Title, page 1, line 10.

Following: line 9

Strike: "INTERCAP"

2. Title, page 1, line 12.

Following: "TRANSFER;"

Insert: "PROVIDING RULEMAKING AUTHORITY; PROVIDING APPROPRIATIONS;"

3. Title, page 1, line 12.

Strike: "SECTION"

Insert: "SECTIONS"

Following: "15-10-420"

Insert: "AND 16-11-119"

4. Title, page 1, line 13.

Following: "MCA;"

Insert: "AMENDING SECTION 5, CHAPTER 324, LAWS OF 2011;"

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5. Page 1, line 15.

Strike: everything after the enacting clause

Insert: "NEW SECTION. Section 1. Definitions. For the purposes of [sections 1 through 14], unless otherwise provided, the following definitions apply:

(1) "Authority only" means approval provided by the legislature to expend money that does not require an appropriation, including grants, donations, auxiliary funds, proprietary funds, and university funds.

(2) "Capital project" means improvements or the planning, capital construction, environmental cleanup, renovation, or major repair projects authorized in [sections 11 through 14].

(3) "CPA" means the capital projects account provided for in 17-5-803 and 17-5-804.

(4) "Income to mill ratio" means a local government's median household income, as reported by the U.S. census bureau's American community survey, 2006-2010 5-year estimates, divided by its mills, as reported in the most recent biennial report of the department of revenue. The income to mill ratio for a county includes all state, county, county wide school, local school average mills, fire district average mills, and miscellaneous mills. The income to mill ratio for an incorporated city or town includes only the city average mills.

(5) "Infrastructure projects" means:

(a) drinking water systems;

(b) wastewater treatment;

(c) sanitary sewer or storm sewer systems;

(d) solid waste disposal and separation systems, including site acquisition, preparation, and monitoring;

(e) local roads; or

(f) bridges.

(6) "Local government" means an incorporated city or town, a county, a consolidated local government, a tribal government, a county or multicounty water, sewer, or solid waste district, or an authority as defined in 75-6-304."

Insert: "NEW SECTION. Section 2. Local infrastructure accounts -- use. (1) There is within the state special revenue fund provided for in 17-2-102 an account called the local infrastructure grant program account to provide grant funding to local governments for local infrastructure projects. The department of commerce shall administer the account.

(2) There is within the state special revenue fund provided for in 17-2-102 an account called the local infrastructure loan program account to provide loans to local governments for matching funds required for a local infrastructure project to receive a grant under [section 3]. The department of commerce shall administer the account."

Insert: "NEW SECTION. Section 3. Authorization for local infrastructure project grants -- matching funds requirement.(1) The department of commerce is authorized to make grants to local governments for infrastructure projects. The grants authorized in this section are subject to the conditions set forth in [section 7]. The department shall commit funds to projects until the funds deposited into the local infrastructure grant program account during the biennium beginning July 1, 2015, are expended.

(2) The department shall allocate \$3,514,423 of the funds in the local infrastructure grant

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program account established in [section 2(1)] to the coal board provided for in 2-15-1821 for the purpose of awarding grants to local governments pursuant to Title 90, chapter 6, part 2.

(3) (a) If the amount deposited into the local infrastructure grant program account established in [section 2(1)] pursuant to [section 19] is \$30 million, the department shall grant at least 40% of the funds in the account to projects related to exploration or natural resource impacts.

(b) If the amount deposited into the local infrastructure grant program account established in [section 2(1)] pursuant to [section 19] is \$50 million or more, the department shall grant at least 35% of the funds in the account to projects related to exploration or natural resource impacts.

(4) A local government shall provide one-to-one matching funds up to the first \$750,000 of grant funding sought. For a grant request exceeding \$750,000, the relative participation ratio for the local government as calculated pursuant to [section 5] is applied to the amount of the grant exceeding \$750,000.

(5) Funding for projects may be provided only as long as there are sufficient funds available from the amount that was deposited or transferred into the local infrastructure grant program account established in [section 2(1)] during the biennium beginning July 1, 2015. Funding for these projects must be made available in the order that the grant recipients satisfy the conditions described in [section 7(1)]. However, any of the projects that have not completed the conditions described in [section 7(1)] by September 30, 2016, must be reviewed by the next regular session of the legislature to determine if the authorized grant should be withdrawn.

(6) If a grant recipient does not complete all of the conditions described in [section 7(1)] by September 30, 2018, any obligation to the grant recipient is extinguished."

Insert: "NEW SECTION. Section 4. Eligibility -- submission deadline -- priority -- rulemaking authority. (1) A local government may apply to the department of commerce for local infrastructure grants under [section 3]. A local government that has submitted a grant request for a local infrastructure project to the department within the last 2 years and that did not receive approval by the 64th legislature may resubmit the grant request on or before June 1, 2015, without resubmitting other grant materials if there is no material change to the originally submitted grant request.

(2) Projects that were approved for funding from the treasure state endowment program by the 64th legislature are not eligible for grants under [this act].

(3) For a project that was submitted for approval to the 64th legislature for funding from the treasure state endowment program but did not receive legislative approval for funding from the program, the amount of a grant for the project under [this act] may not exceed the amount of funding recommended for the project as described in the treasure state endowment program 2017 biennium report to the 64th legislature.

(4) All local governments that do not submit a grant request pursuant to subsection (1) shall submit grant requests and materials to the department by August 15, 2015, in order to be eligible for funding under [section 3].

(5) For projects having equal ranking, the department shall give higher consideration to projects that present a higher percentage of matching funds.

(6) The department is authorized to adopt rules necessary to implement [sections 1 through 10]."

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Insert: "NEW SECTION. Section 5. Formula for local government match rate based on relative participation ratio. (1) The match rate for a local government is calculated based on its relative participation ratio.

(2)(a) The relative participation ratio for a county is equal to its income to mill ratio divided by the median income to mill ratio of all counties in Montana.

(b) The relative participation ratio for an incorporated city or town is equal to its income to mill ratio divided by the median income to mill ratio of all incorporated cities and towns in Montana.

(c) The relative participation ratio for any other local government applicant is the same as for the county in which it is located.

(3) For a local government with a relative participation ratio of 1.0-1.5, the match rate is 12.5%. For a local government with a relative participation ratio greater than 1.5, the match rate is 25%. For a local government that is not a county, the county in which the local government is located shall also contribute its match rate as determined above.

(4) A local government's matching funds may not consist of grant funds from any state source."

Insert: "NEW SECTION. Section 6. Criteria for local road grants -- application requirements. (1) Grants for local road projects made pursuant to [section 3] are available for:

(a) deferred maintenance, rehabilitation, and restoration, including projects designed to extend the life of existing road surfaces by pothole filling, crack sealing, chip sealing, graveling, asphaltting, and overlaying; and

(b) reconstruction.

(2) A local road project for reconstruction should be designed in accordance with road standards adopted by the local government, the Montana county gravel road standards established by the local technical assistance program at Montana state university, or the standards of the American association of state highway and transportation officials, as applicable.

(3) Each local government may submit no more than two applications for road projects for funding under [section 3]."

Insert: "NEW SECTION. Section 7. Conditions of grants -- disbursement of funds.

(1) The disbursement of grant funds for the projects chosen by the department of commerce pursuant to [section 3] is subject to completion of the following conditions:

(a) The grant recipient shall document that other matching funds required for completion of the project are firmly committed.

(b) The grant recipient must have a project management plan that is approved by the department.

(c) The grant recipient must be in compliance with the auditing and reporting requirements provided in 2-7-503 and have established a financial accounting system that the department can reasonably ensure conforms to generally accepted accounting principles. Tribal governments shall comply with auditing and reporting requirements provided for in office of management and budget Circular A-133.

(d) The grant recipient shall execute a grant agreement with the department of commerce.

(2) With the exception of local roads and bridges, all projects must adhere to the design standards required by the department of environmental quality. Recipients of grants under [section 3] that are not subject to the department of environmental quality design standards shall adhere to generally accepted industry standards such as Recommended Standards for Wastewater

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Facilities or Recommended Standards for Water Works, published by the Great Lakes-Upper Mississippi River board of state and provincial public health and environmental managers, latest edition.

(3) When applicable, recipients of grants under [section 3] are subject to the requirements of the department of commerce as described in the most recent edition of the Treasure State Endowment Program Project Administration Manual adopted by the department by administrative rule."

Insert: "NEW SECTION. Section 8. Other powers and duties of department. (1) The department of commerce shall disburse grant funds on a reimbursement basis as grant recipients incur eligible project expenses.

(2) If actual project expenses are lower than the projected expense of the project, the department may, at its discretion:

(a) reduce the amount of grant funds to be provided to grant recipients in proportion to all other project funding sources; or

(b) authorize the use of the remaining authorized grant amounts for the construction of additional infrastructure components directly related to the approved project that will further enhance the overall system."

Insert: "NEW SECTION. Section 9. Authorization to provide loans -- loan repayments to department -- conditions on loans -- transfer. (1) The department of commerce is authorized to make loans to local governments from the local infrastructure loan program account in [section 2(2)] for matching funds required for a local infrastructure project to receive a grant under [section 3]. A loan to a local government may not exceed the amount of matching funds required.

(2) Disbursement of loan proceeds for infrastructure projects under this section to a local government is subject to the conditions set forth in [section 7].

(3) The local government shall execute a loan agreement with the department of commerce prior to receiving loan proceeds.

(4) Payments made by a local government to the department for repayment of a loan made pursuant to subsection (1) must be deposited in the general fund.

(5) The amount of unencumbered funds in the local infrastructure loan program account on July 1, 2016, may be transferred to the local infrastructure grant program account on or after July 15, 2016."

Insert: "NEW SECTION. Section 10. Maximum state funding available for infrastructure -- per project -- per county. (1) If the amount deposited into the local infrastructure grant program account established in [section (2)(1)] in the biennium beginning July 1, 2015, is \$60 million:

(a) the maximum amount of state funding under [this act], whether through grants or loans, may not exceed \$2.5 million per project; or

(b) the maximum amount of grant funding that may be received in a single county, including grant funding under [this act] and any grant funding awarded by the 64th legislature, may not exceed \$5 million.

(2) If the amount deposited into the local infrastructure grant program account established in [section 2(1)] in the biennium beginning July 1, 2015, is \$100 million:

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(a) the maximum amount of state funding under [this act], whether through grants or loans, may not exceed \$3.75 million per project; or

(b) the maximum amount of grant funding that may be received in a single county, including grant funding under [this act] and any grant funding awarded by the 64th legislature, may not exceed \$7.5 million.

(3) If the amount deposited into the local infrastructure grant program account established in [section 2(1)] in the biennium beginning July 1, 2015, is \$125 million:

(a) the maximum amount of state funding under [this act], whether through grants or loans, may not exceed \$5 million per project; or

(b) the maximum amount of grant funding that may be received in a single county, including grant funding under [this act] and any grant funding awarded by the 64th legislature, may not exceed \$10 million."

Insert: "NEW SECTION. **Section 11. Authorization of capital projects.** (1) Upon passage and approval of [this act], the following projects, pursuant to 18-2-102, are authorized and approved from the indicated funding sources. The department of administration is authorized to transfer funding and authority between fund types. Funds not requiring legislative appropriation are included for the purposes of authorization only:

DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES

First Step - Mental Health

\$7.6 million (CPA)

MONTANA UNIVERSITY SYSTEM

Romney Hall - MSU Bozeman

\$18.4 million (CPA) \$4.6 million (Authority only)

(2) If the amount deposited into the capital projects fund pursuant to [section 15] in the biennium beginning July 1, 2015, is \$50 million, the following project, pursuant to 18-2-102, is also authorized and approved from the indicated funding sources. The department of administration is authorized to transfer funding and authority between fund types. Funds not requiring legislative appropriation are included for the purposes of authorization only:

DEPARTMENT OF ADMINISTRATION

Montana Heritage Center

\$25 million (CPA) \$5 million (Authority only)

(3) If the amount deposited into the capital projects fund pursuant to [sections 15 and 19] in the biennium beginning July 1, 2015, is \$75 million, the following projects, pursuant to 18-2-102, are authorized and approved from the indicated funding sources. The department of administration is authorized to transfer funding and authority between fund types. Funds not requiring legislative appropriation are included for the purposes of authorization only.

MONTANA UNIVERSITY SYSTEM

Missoula-UM-Renovation Clapp Science Building

\$10 million (CPA)

Library Renovation - MSU Billings

\$2.65 million (CPA)

Learning and Veteran Center, Great Falls College-MSU \$3 million (CPA)

Butte-MTECH - Renovate Engineering Facilities

\$6 million (CPA) \$4 million (Authority only)

MONTANA HERITAGE COMMISSION

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Virginia City, Nevada City and Reeder's Alley \$1.6 million (CPA)
DEPARTMENT OF FISH, WILDLIFE, & PARKS
Lewis & Clark Caverns SP Electrical Upgrades
\$1.75 million (CPA)"

Insert: "NEW SECTION. **Section 12. Planning and design.** The department of administration may proceed with the planning and design of capital projects prior to the receipt of other funding sources. The department may use interentity loans in accordance with 17-2-107 to pay planning and design costs incurred before the receipt of funding from another funding source."

Insert: "NEW SECTION. **Section 13. Capital projects -- contingent funds.** (1) Except as provided in subsection (2), if a capital project is financed in whole or in part with appropriations contingent on the receipt of funding from another funding source, the department of administration may not let the project for bid until the agency receiving funding has submitted a financial plan for approval by the director of the department of administration. (2) A financial plan may not be approved by the director if:

(a) the level of funding provided under the financial plan deviates substantially from the funding level provided in [section 11] for that project; or

(b) the scope of the project is substantially altered or revised from the preliminary plans presented for that project in the 2017 biennium long-range building program and as presented to the 64th legislature."

Insert: "NEW SECTION. **Section 14. Review by department of environmental quality.** The department of environmental quality shall review capital projects authorized in [section 11] for potential inclusion in the state building energy conservation program under Title 90, chapter 4, part 6. When a review shows that a capital project will result in energy improvements, the project must be submitted to the energy conservation program for funding consideration. Funding provided under the energy conservation program guidelines must be used to offset or add to the authorized funding for the project, with the amount dependent on the annual utility savings resulting from the facility improvement. Agencies must be notified of potential funding after the review."

Insert: "NEW SECTION. **Section 15. Authorization of bonds -- conditions.** (1) The board of examiners is authorized to issue and sell general obligation bonds in one or more series and from time to time for the purposes described in subsections (3) through (5) in addition to the amount of general obligation bonds outstanding on January 1, 2015.

(2) The bonds under this section must be issued in accordance with the terms and in the manner required by Title 17, chapter 5, part 8. The authority granted to the board of examiners by this section is in addition to any other authorization to the board of examiners to issue and sell general obligation bonds.

(3) On [the effective date of this act], the board of examiners is authorized to issue and sell general obligation bonds and deposit the proceeds as follows:

(a) \$30 million of the proceeds from the bonds sold under this section must be deposited in the capital projects account provided for in 17-5-803 and 17-5-804; and

(b) \$30 million of the proceeds from the bonds sold under this section must be deposited in the local infrastructure loan program account provided for in [section 2(2)].

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(4) If the unaudited general fund revenue, including transfers in, for fiscal year ending June 30, 2015 as certified by the state treasurer is at least \$2.152 billion, the board of examiners is authorized to issue and sell additional general obligation bonds and deposit the proceeds as follows:

(a) \$20 million of the proceeds from the bonds sold under this section must be deposited in the capital projects account provided for in 17-5-803 and 17-5-804; and

(b) \$20 million of the proceeds from the bonds sold under this section must be deposited in the local infrastructure loan program account provided for in [section 2(2)]."

Insert: "Section 16. Section 15-10-420, MCA, is amended to read:

"15-10-420. Procedure for calculating levy. (1) (a) Subject to the provisions of this section, a governmental entity that is authorized to impose mills may impose a mill levy sufficient to generate the amount of property taxes actually assessed in the prior year plus one-half of the average rate of inflation for the prior 3 years. The maximum number of mills that a governmental entity may impose is established by calculating the number of mills required to generate the amount of property tax actually assessed in the governmental unit in the prior year based on the current year taxable value, less the current year's value of newly taxable property, plus one-half of the average rate of inflation for the prior 3 years.

(b) A governmental entity that does not impose the maximum number of mills authorized under subsection (1)(a) may carry forward the authority to impose the number of mills equal to the difference between the actual number of mills imposed and the maximum number of mills authorized to be imposed. The mill authority carried forward may be imposed in a subsequent tax year.

(c) For the purposes of subsection (1)(a), the department shall calculate one-half of the average rate of inflation for the prior 3 years by using the consumer price index, U.S. city average, all urban consumers, using the 1982-84 base of 100, as published by the bureau of labor statistics of the United States department of labor.

(2) A governmental entity may apply the levy calculated pursuant to subsection (1)(a) plus any additional levies authorized by the voters, as provided in 15-10-425, to all property in the governmental unit, including newly taxable property.

(3) (a) For purposes of this section, newly taxable property includes:

(i) annexation of real property and improvements into a taxing unit;

(ii) construction, expansion, or remodeling of improvements;

(iii) transfer of property into a taxing unit;

(iv) subdivision of real property; and

(v) transfer of property from tax-exempt to taxable status.

(b) Newly taxable property does not include an increase in value that arises because of an increase in the incremental value within a tax increment financing district.

(4) (a) For the purposes of subsection (1), the taxable value of newly taxable property includes the release of taxable value from the incremental taxable value of a tax increment financing district because of:

(i) a change in the boundary of a tax increment financing district;

(ii) an increase in the base value of the tax increment financing district pursuant to 7-15-4287; or

(iii) the termination of a tax increment financing district.

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(b) If a tax increment financing district terminates prior to the certification of taxable values as required in 15-10-202, the increment value is reported as newly taxable property in the year in which the tax increment financing district terminates. If a tax increment financing district terminates after the certification of taxable values as required in 15-10-202, the increment value is reported as newly taxable property in the following tax year.

(c) For the purpose of subsection (3)(a)(ii), the value of newly taxable class four property that was constructed, expanded, or remodeled property since the completion of the last reappraisal cycle is the current year market value of that property less the previous year market value of that property.

(d) For the purpose of subsection (3)(a)(iv), the subdivision of real property includes the first sale of real property that results in the property being taxable as class four property under 15-6-134 or as nonqualified agricultural land as described in 15-6-133(1)(c).

(5) Subject to subsection (8), subsection (1)(a) does not apply to:

(a) school district levies established in Title 20; or

(b) a mill levy imposed for a newly created regional resource authority.

(6) For purposes of subsection (1)(a), taxes imposed do not include net or gross proceeds taxes received under 15-6-131 and 15-6-132.

(7) In determining the maximum number of mills in subsection (1)(a), the governmental entity:

(a) may increase the number of mills to account for a decrease in reimbursements; and

(b) may not increase the number of mills to account for a loss of tax base because of legislative action that is reimbursed under the provisions of 15-1-121(7).

(8) The department shall calculate, on a statewide basis, the number of mills to be imposed for purposes of 15-10-108, 20-9-331, 20-9-333, 20-9-360, and 20-25-439. However, the number of mills calculated by the department may not exceed the mill levy limits established in those sections. The mill calculation must be established in tenths of mills. If the mill levy calculation does not result in an even tenth of a mill, then the calculation must be rounded up to the nearest tenth of a mill.

(9) (a) The provisions of subsection (1) do not prevent or restrict:

(i) a judgment levy under 2-9-316, 7-6-4015, or 7-7-2202;

(ii) a levy to repay taxes paid under protest as provided in 15-1-402;

(iii) an emergency levy authorized under 10-3-405, 20-9-168, or 20-15-326;

(iv) a levy for the support of a study commission under 7-3-184;

(v) a levy for the support of a newly established regional resource authority;

(vi) the portion that is the amount in excess of the base contribution of a governmental entity's property tax levy for contributions for group benefits excluded under 2-9-212 or 2-18-703;
or

(vii) a levy for reimbursing a county for costs incurred in transferring property records to an adjoining county under 7-2-2807 upon relocation of a county boundary; or

(viii) a levy for the purpose of repaying a loan to finance matching funds for infrastructure projects in order to be eligible to receive a grant under [section 3].

(b) A levy authorized under subsection (9)(a) may not be included in the amount of property taxes actually assessed in a subsequent year.

(10) A governmental entity may levy mills for the support of airports as authorized in 67-10-402, 67-11-301, or 67-11-302 even though the governmental entity has not imposed a levy for the airport or the airport authority in either of the previous 2 years and the airport or airport

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authority has not been appropriated operating funds by a county or municipality during that time.

(11) The department may adopt rules to implement this section. The rules may include a method for calculating the percentage of change in valuation for purposes of determining the elimination of property, new improvements, or newly taxable property in a governmental unit."

Insert: "Section 17. Section 5, Chapter 324, Laws of 2011, is amended to read:

Section 5. Capital project appropriations. (1) There is appropriated ~~\$4,812,500~~ up to \$5,293,750 from state special revenue account established in section 2, Chapter 461, Laws of 2009, to the department of administration for the southwestern Montana veterans' home project.

(2) There is appropriated ~~\$8,937,500~~ \$9,831,250 from the federal special revenue fund to the department of administration for the southwestern Montana veterans' home project.

(3) The department of administration is authorized to transfer the appropriations in subsections (1) and (2) among the necessary fund types for this project."

Insert: "NEW SECTION. **Section 18. Authorization of bonds -- veterans' home in southwestern Montana.** (1) On [the effective date of this act], the board of examiners is authorized to issue and sell up to \$10 million in general obligation bonds for the purpose of funding the construction of the state veterans' home in southwestern Montana.

(2) The proceeds of the bonds authorized in subsection (a) are appropriated to the department of administration to be used for the construction of the state veterans' home in southwestern Montana.

(3) If federal grant funds for the construction of the veterans' home are received prior to the bonds being issued, the authority to issue bonds as provided for in subsection (a) is extinguished.

(4) If federal grant funds for the construction of the veterans' home are received after the bonds are issued, the federal grant funds must first be applied to pay off the bonds and any remaining proceeds of the bonds must be deposited into the general fund."

Insert: "NEW SECTION. **Section 19. General fund transfer.** (1) For the biennium beginning July 1, 2015, there is transferred \$30 million from the general fund to the local infrastructure grant program account provided for in [section 2(1)].

(2) If the unaudited general fund revenue, including transfers in, for the fiscal year ending June 30, 2015, as certified by the state treasurer is at least \$2.152 billion, there is transferred an additional \$20 million from the general fund to the local infrastructure grant program account provided for in [section 2(1)].

(3) If the unaudited general fund revenue, including transfers in, for the fiscal year ending June 30, 2016, as certified by the state treasurer is at least \$2.35 billion:

(a) an additional \$25 million from the general fund is transferred to the local infrastructure grant program account provided for in [section 2(1)]; and

(b) an additional \$25 million from the general fund is transferred to the capital projects account provided for in 17-5-803 and 17-5-804."

Insert: "NEW SECTION. **Section 20. Notification to tribal governments.** The secretary of state shall send a copy of [this act] to each tribal government located on the seven Montana reservations and to the Little Shell Chippewa tribe."

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Insert: "NEW SECTION. Section 21. Codification instruction. [Sections 1 through 10] are intended to be codified as an integral part of Title 90, chapter 6, and the provisions of Title 90, chapter 6, apply to [sections 1 through 10]."

Insert: "NEW SECTION. Section 22. Severability. If a part of [this act] is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of [this act] is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications."

Insert: "NEW SECTION. Section 23. Creation of state debt. Because [section 15] authorizes the creation of state debt, Article VIII, section 8, of the Montana constitution requires a vote of two-thirds of the members of each house of the legislature for passage."

Insert: "NEW SECTION. Section 24. Effective date. [This act] is effective on passage and approval."

Insert: "NEW SECTION. Section 25. Termination. Except for [sections 11 through 14], [this act] terminates June 30, 2019."

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

REPORTS OF SELECT COMMITTEES

CONFERENCE COMMITTEE
on House Amendments to **Senate Bill 138**
Report No. 002, April 22, 2015

Madam President and Mr. Speaker:

We, your Conference Committee met and considered House amendments to **Senate Bill 138** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **Senate Bill 138** (reference copy -- salmon) be amended as follows:

1. Page 2, line 6.

Strike: "ACTS REASONABLY AND"

2. Page 3, line 25.

Strike: "ACTS REASONABLY AND"

3. Page 4, line 6.

Strike: "ACTS REASONABLY AND"

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For the Senate:
Hoven, Chair
Larsen
Webb

For the House:
Berry, Vice Chair
Fitzpatrick
Mehlhoff

FREE CONFERENCE COMMITTEE
on **House Bill 6**
Report No. 001, April 23, 2015

Madam President and Mr. Speaker:

We, your Free Conference Committee met and considered **House Bill 6** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **House Bill 6** (reference copy -- salmon) be accepted by the House.

For the Senate:
Ripley, Chair
Wolken

For the House:
Cuffe, Vice Chair
Hagstrom
Tropila

FREE CONFERENCE COMMITTEE
on **House Bill 33**
Report No. 001, April 23, 2015

Madam President and Mr. Speaker:

We, your Free Conference Committee met and considered **House Bill 33** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **House Bill 33** (reference copy -- salmon) be amended as follows:

1. Title, page 1, line 7.

Following: "COUNTIES;"

Insert: "REDUCING LOCAL GOVERNMENT ENTITLEMENT SHARE PAYMENTS AND CERTAIN CALCULATIONS FOR THE PURPOSE OF PROVIDING FUNDING;"

2. Title, page 1, line 8.

Strike: "SECTION"

Insert: "SECTIONS 15-1-121 AND"

3. Page 1, line 12.

Following: line 11

Insert: "**Section 1.** Section 15-1-121, MCA, is amended to read:

"**15-1-121. Entitlement share payment -- purpose -- appropriation.** (1) As described in 15-1-120(3), each local government is entitled to an annual amount that is the replacement for revenue received by local governments for diminishment of property tax base and various

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earmarked fees and other revenue that, pursuant to Chapter 574, Laws of 2001, amended by section 4, Chapter 13, Special Laws of August 2002, and later enactments, were consolidated to provide aggregation of certain reimbursements, fees, tax collections, and other revenue in the state treasury with each local government's share. The reimbursement under this section is provided by direct payment from the state treasury rather than the ad hoc system that offset certain state payments with local government collections due the state and reimbursements made by percentage splits, with a local government remitting a portion of collections to the state, retaining a portion, and in some cases sending a portion to other local governments.

(2) The sources of dedicated revenue that were relinquished by local governments in exchange for an entitlement share of the state general fund were:

(a) personal property tax reimbursements pursuant to sections 167(1) through (5) and 169(6), Chapter 584, Laws of 1999;

(b) vehicle, boat, and aircraft taxes and fees pursuant to:

(i) Title 23, chapter 2, part 5;

(ii) Title 23, chapter 2, part 6;

(iii) Title 23, chapter 2, part 8;

(iv) 61-3-317;

(v) 61-3-321;

(vi) Title 61, chapter 3, part 5, except for 61-3-509(3), as that subsection read prior to the amendment of 61-3-509 in 2001;

(vii) Title 61, chapter 3, part 7;

(viii) 5% of the fees collected under 61-10-122;

(ix) 61-10-130;

(x) 61-10-148; and

(xi) 67-3-205;

(c) gaming revenue pursuant to Title 23, chapter 5, part 6, except for the permit fee in 23-5-612(2)(a);

(d) district court fees pursuant to:

(i) 25-1-201, except those fees in 25-1-201(1)(d), (1)(g), and (1)(j);

(ii) 25-1-202;

(iii) 25-9-506; and

(iv) 27-9-103;

(e) certificate of title fees for manufactured homes pursuant to 15-1-116;

(f) financial institution taxes collected pursuant to the former provisions of Title 15, chapter 31, part 7;

(g) all beer, liquor, and wine taxes pursuant to:

(i) 16-1-404;

(ii) 16-1-406; and

(iii) 16-1-411;

(h) late filing fees pursuant to 61-3-220;

(i) title and registration fees pursuant to 61-3-203;

(j) veterans' cemetery license plate fees pursuant to 61-3-459;

(k) county personalized license plate fees pursuant to 61-3-406;

(l) special mobile equipment fees pursuant to 61-3-431;

(m) single movement permit fees pursuant to 61-4-310;

(n) state aeronautics fees pursuant to 67-3-101; and

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(o) department of natural resources and conservation payments in lieu of taxes pursuant to Title 77, chapter 1, part 5.

(3) (a) Except as provided in subsection (3)(b), the total amount received by each local government in the prior fiscal year 2010 as an entitlement share payment under this section is the base component for the subsequent fiscal year 2011 distribution, and in each subsequent year the prior year entitlement share payment, including any reimbursement payments received pursuant to subsection (7), is each local government's base component. The Subject to subsection (3)(b), the sum of all local governments' base components is the fiscal year entitlement share pool.

(b) The For fiscal year 2016, the fiscal year entitlement share pool is reduced by \$1,049,904 total amount received by each local government in fiscal year 2011 as an entitlement share payment under this section is the base component for fiscal year 2012 and 2013 distributions, and in each subsequent year the prior year entitlement share payment, including any reimbursement payments received pursuant to subsection (7), is each local government's base component. The sum of all local governments' base components is the fiscal year entitlement share pool.

(4) (a) With the exception of fiscal years 2012 and 2013 Subject to subsection (3)(b), the base entitlement share pool must be increased annually by an entitlement share growth rate as provided for in this subsection (4). The amount determined through the application of annual growth rates is the entitlement share pool for each fiscal year, with the exception of fiscal years 2012 and 2013.

(b) By October 1 of each year, the department shall calculate the growth rate of the entitlement share pool for the current year in the following manner:

(i) The department shall calculate the entitlement share growth rate based on the ratio of two factors of state revenue sources for the first, second, and third most recently completed fiscal years as recorded on the statewide budgeting and accounting system. The first factor is the sum of the revenue for the first and second previous completed fiscal years received from the sources referred to in subsection subsections (2)(b), (2)(c), and (2)(g) divided by the sum of the revenue for the second and third previous completed fiscal years received from the same sources multiplied by 0.75. The second factor is the sum of the revenue for the first and second previous completed fiscal years received from individual income tax as provided in Title 15, chapter 30, and corporate income tax as provided in Title 15, chapter 31, divided by the sum of the revenue for the second and third previous completed fiscal years received from the same sources multiplied by 0.25.

(ii) Except as provided in subsection (4)(b)(iii), the entitlement share growth rate is the lesser of:

(A) the sum of the first factor plus the second factor; or

(B) 1.03 for counties, 1.0325 for consolidated local governments, and 1.035 for cities and towns.

(iii) In no instance can the entitlement growth factor be less than 1. The Subject to subsection (4)(b)(iv), the entitlement share growth rate is applied to the most recently completed fiscal year entitlement payment to determine the subsequent fiscal year payment.

(iv) For fiscal year 2016, the entitlement share growth rate is applied to the most recently completed fiscal year entitlement payment minus \$1,049,904 to determine the subsequent fiscal year payment.

(5) As used in this section, "local government" means a county, a consolidated local government, an incorporated city, and an incorporated town. A local government does not include a tax increment financing district provided for in subsection (8). The county or consolidated local

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government is responsible for making an allocation from the county's or consolidated local government's share of the entitlement share pool to each special district within the county or consolidated local government in a manner that reasonably reflects each special district's loss of revenue sources for which reimbursement is provided in this section. The allocation for each special district that existed in 2002 must be based on the relative proportion of the loss of revenue in 2002.

(6) (a) The entitlement share pools calculated in this section, the amounts determined under 15-1-123(2) for local governments, the funding provided for in subsection (8) of this section, and the amounts determined under 15-1-123(4) for tax increment financing districts are statutorily appropriated, as provided in 17-7-502, from the general fund to the department for distribution to local governments. Except for the distribution made under 15-1-123(2)(b), the distributions must be made on a quarterly basis.

(b) (i) The growth amount is the difference between the entitlement share pool in the current fiscal year and the entitlement share pool in the previous fiscal year. The growth factor in the entitlement share must be calculated separately for:

- (A) counties;
- (B) consolidated local governments; and
- (C) incorporated cities and towns.

(ii) In each fiscal year, the growth amount for counties must be allocated as follows:

(A) 50% of the growth amount must be allocated based upon each county's percentage of the prior fiscal year entitlement share pool for all counties; and

(B) 50% of the growth amount must be allocated based upon the percentage that each county's population bears to the state population not residing within consolidated local governments as determined by the latest interim year population estimates from the Montana department of commerce as supplied by the United States bureau of the census.

(iii) In each fiscal year, the growth amount for consolidated local governments must be allocated as follows:

(A) 50% of the growth amount must be allocated based upon each consolidated local government's percentage of the prior fiscal year entitlement share pool for all consolidated local governments; and

(B) 50% of the growth amount must be allocated based upon the percentage that each consolidated local government's population bears to the state's total population residing within consolidated local governments as determined by the latest interim year population estimates from the Montana department of commerce as supplied by the United States bureau of the census.

(iv) In each fiscal year, the growth amount for incorporated cities and towns must be allocated as follows:

(A) 50% of the growth amount must be allocated based upon each incorporated city's or town's percentage of the prior fiscal year entitlement share pool for all incorporated cities and towns; and

(B) 50% of the growth amount must be allocated based upon the percentage that each city's or town's population bears to the state's total population residing within incorporated cities and towns as determined by the latest interim year population estimates from the Montana department of commerce as supplied by the United States bureau of the census.

(v) In each fiscal year, the amount of the entitlement share pool before the growth amount or adjustments made under subsection (7) are applied is to be distributed to each local government in the same manner as the entitlement share pool was distributed in the prior fiscal year.

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(7) If the legislature enacts a reimbursement provision that is to be distributed pursuant to this section, the department shall determine the reimbursement amount as provided in the enactment and add the appropriate amount to the entitlement share distribution under this section. The total entitlement share distributions in a fiscal year, including distributions made pursuant to this subsection, equal the local fiscal year entitlement share pool. The ratio of each local government's distribution from the entitlement share pool must be recomputed to determine each local government's ratio to be used in the subsequent year's distribution determination under subsections (6)(b)(ii)(A), (6)(b)(iii)(A), and (6)(b)(iv)(A).

(8) (a) Except for a tax increment financing district entitled to a reimbursement under 15-1-123(4), if a tax increment financing district was not in existence during the fiscal year ending June 30, 2000, then the tax increment financing district is not entitled to any funding. If a tax increment financing district referred to in subsection (8)(b) terminates, then the funding for the district provided for in subsection (8)(b) terminates.

(b) Except for the reimbursement made under 15-1-123(4)(b), one-half of the payments provided for in this subsection (8)(b) must be made by November 30 and the other half by May 31 of each year. Subject to subsection (8)(a), the entitlement share for tax increment financing districts is as follows:

| | | |
|------------|------------------------|---------|
| Deer Lodge | TIF District 1 | \$2,833 |
| Deer Lodge | TIF District 2 | 2,813 |
| Flathead | Kalispell - District 2 | 4,638 |
| Flathead | Kalispell - District 3 | 37,231 |
| Flathead | Whitefish District | 148,194 |
| Gallatin | Bozeman - downtown | 31,158 |
| Missoula | Missoula - 1-1C | 225,251 |
| Missoula | Missoula - 4-1C | 30,009 |
| Silver Bow | Butte - uptown | 255,421 |

(9) The estimated fiscal year entitlement share pool and any subsequent entitlement share pool for local governments do not include revenue received from tax increment financing districts, from countywide transportation block grants, or from countywide retirement block grants.

(10) When there has been an underpayment of a local government's share of the entitlement share pool, the department shall distribute the difference between the underpayment and the correct amount of the entitlement share. When there has been an overpayment of a local government's entitlement share, the local government shall remit the overpaid amount to the department.

(11) A local government may appeal the department's estimation of the base component, the entitlement share growth rate, or a local government's allocation of the entitlement share pool, according to the uniform dispute review procedure in 15-1-211.

(12) A payment required pursuant to this section may not be offset by a debt owed to a state agency by a local government in accordance with Title 17, chapter 4, part 1."

Renumber: subsequent sections

4. Page 2, line 13.

Following: "used"

Insert: "in the following order"

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5. Page 2, line 16 through line 18.

Strike: "; OR" on line 16 through "YEARS" on line 18

6. Page 2, line 21 through line 30.

Strike: "IF A COUNTY" on line 21 through "PURPOSES." on line 30

Renumber: subsequent subsections

7. Page 3, line 13.

Strike: "2"

Insert: "3"

For the Senate:
Keenan, Chair
Caferro
Thomas

For the House:
Ehli, Vice Chair
Schreiner

FREE CONFERENCE COMMITTEE
on **Senate Bill 260**
Report No. 001, April 23, 2015

Madam President and Mr. Speaker:

We, your Free Conference Committee met and considered **Senate Bill 260** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **Senate Bill 260** (reference copy -- salmon) be amended as follows:

1. Page 13, line 14.

Strike: "2024"

Insert: "2019"

For the Senate:
F. Moore, Chair
Facey
Rosendale

For the House:
Laszloffy, Vice Chair
McClafferty
Monforton

CONFERENCE COMMITTEE
on Senate Amendments to **House Bill 10**
Report No. 001, April 23, 2015

Madam President and Mr. Speaker:

We, your Conference Committee met and considered Senate amendments to **House Bill 10** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

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And, recommend that **House Bill 10** (reference copy -- salmon) be amended as follows:

1. Page 3, line 2.

Strike: "1,500,000" in both places

Insert: "\$1,000,000" in both places

2. Page 3, line 5.

Strike: "3,000,000"

Insert: "2,000,000"

Strike: "27,000,000"

Insert: "18,000,000"

Strike: "30,000,000"

Insert: "20,000,000"

3. Page 3, line 12.

Strike: "\$11.8"

Insert: "\$10.3"

4. Page 4, line 3.

Strike: "or third parties"

5. Page 4, line 6.

Following: "Efficiencies."

Insert: "(1)"

6. Page 4, line 9.

Following: line 8

Insert: "(2) State agencies are authorized to utilize existing appropriation authority to support or enhance enterprise electronic content management services."

7. Page 5, line 21.

Following: line 20

Insert: "(3) In addition to the amounts authorized in [this act], the department may utilize its existing appropriation authority to take advantage of the A-87 cost allocation waiver."

For the Senate:

Ripley, Chair

Blasdel

Caferro

For the House:

McCarthy, Vice Chair

Ehli

Lavin

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FREE CONFERENCE COMMITTEE
on **House Bill 2**
Report No. 001, April 23, 2015

Madam President and Mr. Speaker:

We, your Free Conference Committee met and considered **House Bill 2** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **House Bill 2** (reference copy -- salmon) be amended as follows:

1. Page BP-2, line 8

Following: "APPROPRIATIONS."

Insert: "(1)"

Following: "GENERAL FUND"

Insert: ", except the appropriations to the department of public health and human services which are from the state special revenue fund,"

2. Page BP-2, line 9.

Strike: "GENERAL"

Insert: "appropriate"

3. Page BP-2, line 14

Strike: "\$9,000,000"

Insert: "\$7,500,000"

4. Page BP-2, line 22

Strike: "\$7,000,000"

Insert: "\$5,500,000"

5. Page BP-2.

Following: line 22

Insert: "Department of Public Health and Human Services
Health Resources Division \$4,000,000
Developmental Services Division \$1,000,000"

Insert: "(2) The appropriation to the Developmental Services Division is restricted to the implementation of SB 411."

6. Page A-1.

Following: line 5

Insert: "a. Employee Pay and State Share"

Insert: "146,685 443,140" [General Fund FY16 & FY17]

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7. Page A-1.

Following: line 17

Insert: "Employee Pay and State Share may be allocated and transferred among agency programs when establishing 2017 biennium operating plans."

8. Page A-1.

Following: line 21

Insert: "a. Employee Pay and State Share"

Insert: "6,399 19,290" [State Special Fund FY16 & FY17]

9. Page A-2.

Following: line 14

Insert: "c. Employee Pay and State Share"

Insert: "5,469,796 16,769,056" [General Fund FY16 & FY17]

Insert: "4,347,194 13,263,238" [State Special Fund FY16 & FY17]

Insert: "2,856,913 8,708,832" [Federal Special Fund FY16 & FY17]

Insert: "95,995 291,650" [Proprietary FY16 & FY17]

Insert: "d. Personal Services Contingency (Restricted/Biennial/OTO)"

Insert: "1,000,000" [General Fund FY16]

Insert: "600,000" [State Special Fund FY16]

Insert: "125,000" [Federal Special Fund FY16]

Insert: "25,000" [Proprietary FY16]

10. Page A-2.

Following: line 14

Insert: "c. Contingency Base Funding"

Insert: "3,073,956 2,969,078" [General Fund FY16 & FY17]

Insert: "3,346,751 3,875,028" [State Special Fund FY16 & FY17]

Insert: "1,716,017 3,818,309" [Federal Special Fund FY16 & FY17]

11. Page A-3.

Following: line 11

Insert: "Employee Pay and State Share may be allocated and transferred among executive branch agency programs when establishing 2017 biennium operating plans."

Insert: "Personal Services Contingency may be distributed by the office of budget and program planning when personnel vacancies do not occur, retirement costs exceed agency resources, or other personal services contingencies arise."

Insert: "Contingency Base Funding is to be allocated and transferred at the discretion of the budget director in an amount determined by the budget director. Contingency Base Funding may not be allocated to the office of public instruction for implementation of a prekindergarten or public preschool program. Contingency Base Funding may be included in the base budget for the executive's proposed budget for the biennium beginning July 1, 2017."

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12. Page A-3.

Following: line 11

Insert: "Contingency Base Funding may not be transferred to the department of natural resources and conservation to fund an increase in rent expenses."

13. Page A-4, following line 19.

Insert: "c. Insure Montana (OTO)

4,500,000" [General Fund FY16]

14. Page A-6, line 6.

Strike: "9,494,406 9,594,738" [General Fund FY16 & FY17]

Insert: "9,473,831 9,584,841" [General Fund FY16 & FY17]

15. Page A-6.

Following: line 27

Insert: "c. Labor-Management Training Initiative (Restricted/Biennial/OTO)"

Insert: "75,000" [General Fund FY16]

16. Page A-7, line 14.

Strike: "828,604 829,689" [General Fund FY16 & FY17]

Insert: "855,604 856,689" [General Fund FY16 & FY17]

17. Page A-7.

Strike: line 17

Insert: "b. Original Governor's Mansion (Restricted)"

18. Page A-7.

Strike: line 20 in its entirety

Insert: "1,627,438 1,632,185" [General Fund FY16 & FY17]

19. Page A-10.

Following: line 6

Insert: "i. Primary Sector Business Training (Biennial)"

Insert: "1,280,000 1,280,000" [State Special Fund FY16 & FY17]

20. Page A-11, line 15.

Strike: "10,961,055 10,895,433" [State Special Fund FY16 & FY17]

Insert: "10,337,778 10,361,940" [State Special Fund FY16 & FY17]

21. Page A-11.

Following: line 15

Insert: "a. Workforce Development (Restricted/Biennial)"

Insert: "1,761,476" [State Special Fund FY16]

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22. Page A-11, line 19.

Strike: "5,005,136 4,998,896" [State Special Fund FY16 & FY17]

Insert: "4,371,703 4,354,111" [State Special Fund FY16 & FY17]

23. Page A-13.

Following: line 3

Insert: "If SB 405 and SB 418 are not passed and approved, then Workforce Development is void. The amount appropriated in Workforce Development from the employment security account provided for in 39-51-409 is restricted to the purpose of implementing [sections 14 through 17 of SB 405]."

24. Page B-4, line 5.

Strike: "72,041,255 73,825,821" [State Special FY16 & FY17]

Insert: "74,660,826 77,157,755" [State Special FY16 & FY17]

25. Page B-4, line 6.

Strike: "146,425,667 154,625,870" [General Fund FY16 & FY17]

Insert: "143,806,096 151,293,936" [General Fund FY16 & FY17]

26. Page B-4, line 8.

Strike: "3,399,535 [General Fund FY17]

279,113 [State Special FY17]

7,205,342" [Federal Funds FY17]

Insert: "2,373,343 [General Fund FY17]

278,123 [State Special FY17]

5,234,968" [Federal Funds FY17]

27. Page B-4, line 26.

Strike: "74,900,654" [General Fund FY17]

Insert: "64,072,240" [General Fund FY17]

28. Page B-6.

Following: line 5

Insert: "If SB 411 is passed and approved, the Developmental Services Division will be reduced by \$2,792,472 in general fund in FY 2017."

29. Page B-6, following line 15.

Insert: "Addictive and Mental Disorders Division includes a general fund reduction of \$10,828,414 in FY 2017. This reduction may be reallocated among divisions when establishing the 2017 biennium operating plan."

30. Page B-6.

Strike: lines 23 through 24 in their entirety

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31. Page B-7.

Strike: line 1 through line 2 in their entirety

32. Page B-7, line 3.

Following: "IF"

Insert: "nonrestricted"

33. Page B-7, line 4.

Following: "EXCEED"

Strike: "\$295,652,291"

Insert: "\$290,632,967"

Following: "EXPENDITURES"

Strike: "MADE"

Insert: "incurred"

34. Page B-7, line 6.

Following: "IF"

Insert: "nonrestricted"

35. Page B-7, line 7.

Following: "EXCEED"

Strike: "\$295,652,291"

Insert: "\$290,632,967"

36. Page B-7, line 8.

Following: "EXPENDITURES"

Strike: "MADE"

Insert: "incurred"

37. Page B-7, line 9.

Following: "IF"

Insert: "nonrestricted"

38. Page B-7, line 10.

Following: "EXCEED"

Strike: "\$295,652,291"

Insert: "\$290,632,967"

39. Page B-7, line 11.

Following: "EXPENDITURES"

Strike: "MADE"

Insert: "incurred"

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40. Page B-7, line 12.

Following: "IF"

Insert: "nonrestricted"

41. Page B-7, line 13.

Following: "EXCEED"

Strike: "\$295,652,291"

Insert: "\$290,632,967"

Following: "EXPENDITURES"

Strike: "MADE"

Insert: "incurred"

42. Page B-7, line 15.

Following: "IF"

Insert: "nonrestricted"

43. Page B-7, line 16.

Following: "EXCEED"

Strike: "\$312,172,729"

Insert: "\$305,216,366"

Following: "EXPENDITURES"

Strike: "MADE"

Insert: "incurred"

44. Page B-7, line 18.

Following: "IF"

Insert: "nonrestricted"

45. Page B-7, line 19.

Following: "EXCEED"

Strike: "\$312,172,729"

Insert: "\$305,216,366"

46. Page B-7, line 20.

Following: "EXPENDITURES"

Strike: "MADE"

Insert: "incurred"

47. Page B-7, line 21.

Following: "IF"

Insert: "nonrestricted"

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48. Page B-7, line 22.

Following: "EXCEED"

Strike: "\$312,172,729"

Insert: "\$305,216,366"

49. Page B-7, line 23.

Following: "EXPENDITURES"

Strike: "MADE"

Insert: "incurred"

50. Page B-7, line 24.

Following: "IF"

Insert: "nonrestricted"

51. Page B-7, line 25.

Following: "EXCEED"

Strike: "\$312,172,729"

Insert: "\$305,216,366"

Following: "EXPENDITURES"

Strike: "MADE"

Insert: "incurred"

52. Page B-8, line 2.

Following: "\$312,172,729 FOR"

Strike: "FFY2017"

Insert: "FY 2017"

Following: "TOTAL OF"

Insert: "nonrestricted"

53. Page C-1, line 27

Strike: "2,841,577 2,843,501" [State Special Fund FY16 & FY17]

Insert: "2,491,577 2,493,501" [State Special Fund FY16 & FY17]

54. Page C-1

Following: line 27

Insert: "a. Shooting Range Grants 350,000 350,000"

[State Special Fund FY16 & FY17]

55. Page C-2.

Following: line 14

Insert: "Hunting Access Program Landowner Contracts may be used either for hunter access program payments to landowners or field services provided to manage hunting on block management areas. The department will report on Hunting Access Program Landowner Contracts to the environmental quality council in terms of acres, costs, and services"

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provided to manage hunting on block management areas 90 days after big game hunting season ends."

56. Page C-3, line 26.

Strike: "29,581,359 29,837,739" [State Special Fund FY16 & FY17]

Insert: "29,656,359 29,912,739" [State Special Fund FY16 & FY17]

57. Page C-4.

Following: line 26

Insert: "It is the intent of the legislature that the interoperability radio operations be administered by the department of transportation."

58. Page C-6.

Strike: line 17

Insert: " 4,051,749 4,106,524 " [General Fund FY16 & FY17]

Insert: " 1,985,522 1,989,676 " [State Special Fund FY16 & FY 17]

Insert: " 293,198 289,622 " [Federal Special Fund FY16 & FY17]

59. Page C-6.

Strike: line 20 through line 21

60. Page C-6, line 23.

Strike: "1,973,620 1,974,586" [State Special Fund FY16 & FY17]

Insert: "1,987,232 1,988,198" [State Special Fund FY16 & FY17]

61. Page C-6.

Strike: line 25 through line 26

62. Page C-7, line 1.

Strike: "285,940 284,438" [Federal Special Fund FY16 & FY17]

Insert: "294,496 295,947" [Federal Special Fund FY16 & FY17]

63. Page C-7.

Strike: line 4

Insert: "1,741,282 1,729,316" [General Fund FY16 and FY17]

Insert: "6,796,203 6,704,605" [State Special Fund FY16 & FY17]

64. Page C-7.

Strike: line 11 through line 12

Renumber: subsequent subsections

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65. Page C-7.

Strike: line 26

Insert: "9,388,318 9,390,051" [General Fund FY16 & FY17]

Insert: "6,428,465 6,283,403" [State Special Fund FY16 & FY17]

Insert: "193,455 193,181" [Federal Special Fund FY16 &

FY17]

66. Page C-7.

Strike: line 27

67. Page C-8.

Strike: line 1 through line 2

Renumber: subsequent subsections

68. Page C-8.

Strike: line 8

Insert: " 12,191,118 12,258,791 " [General Fund FY16 & FY17]

Insert: " 17,089,438 17,052,993 " [State Special Fund FY16 & FY17]

69. Page C-8.

Strike: line 13 through line 14

Renumber: subsequent subsections

Strike: line 26

70. Page C-9.

Strike: line 14 through line 16.

71. Page C-9.

Following: line 18

Insert: "The department is appropriated up to \$600,000 for the 2017 biennium from the loan loss reserve account of the private loan program established in 85-1-603 for the purchase of prior liens on property held as loan security as provided in 85-1-615."

72. Page C-10, line 4

Strike: "438,831 438,528" [Proprietary FY16 & FY17]

Insert: "499,219 498,916" [Proprietary FY16 & FY17]

73. Page D-1.

Following: line 20

Insert: "h. Employee Pay and State Share"

Insert: "434,830 1,306,944" [General Fund FY16 & FY17]

Insert: "26,901 80,976" [State Special Fund FY16 & FY17]

Insert: "617 1,832" [Federal Special Fund FY16 & FY17]

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74. Page D-2.

Following: line 8

Insert: "Employee Pay and State Share may be allocated and transferred among agency programs when establishing 2017 biennium operating plans."

75. Page D-2, line 12.

Strike: "2,490,460 2,489,707" [General Fund FY16 & FY17]

Insert: "2,465,829 2,465,858" [General Fund FY16 & FY17]

76. Page D-2, line 27.

Strike: "3,055,915 3,079,581" [State Special Fund FY16 & FY17]

Insert: "3,120,915 3,144,581" [State Special Fund FY16 & FY17]

77. Page D-3.

Strike: line 10 in its entirety

Insert: "36,318,393 36,492,543" [State Special Fund FY16 & FY17]

78. Page D-4, following line 9.

Insert: "If HB 628 is not passed and approved, Motor Vehicle Division is increased in state special revenue by \$1,697,988 in FY 2016 and \$1,703,961 in FY 2017."

79. Page D-6, line 12.

Strike: "76,413,870 76,495,322" [General Fund FY16 & FY17]

Insert: "75,610,890 75,692,342" [General Fund FY16 & FY17]

80. Page D-6, line 17.

Strike: "615,700 615,700" [General Fund FY16 & FY17]

Insert: "386,200 386,200" [General Fund FY16 & FY17]

81. Page D-7, line 11.

Strike: "20,344,389 20,348,766" [General Fund FY16 & FY17]

Insert: "11,265,994 11,270,371" [General Fund FY16 & FY17]

82. Page D-7, line 19.

Strike: "500,000 500,000" [General Fund FY16 & FY17]

Insert: "9,328,395 9,328,395" [General Fund FY16 & FY17]

83. Page D-7, following line 25.

Insert: "Secure Custody Facilities includes funding to hold inmates in county jails. It is the intent of the legislature that the department of corrections may pay no more than \$69 per day to hold an inmate in any county jail. If the department of corrections certifies to the budget director that it cannot obtain the number of beds required to house inmates in county jails

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at the \$69 rate and the budget director verifies the certification, Secure Custody Facilities is increased by \$174,820 general fund each year of the 2017 biennium. It is the intent of the legislature that once the budget director verifies the certification, the department of corrections may pay no more than \$72.50 per day to hold an inmate in any county jail."

84. Page D-7, following line 25.

Insert: "Probation and Parole Division includes funding for payment of contracted treatment and prerelease beds. It is the intent of the legislature that, within existing funding and at the contracted rate, the department of corrections may pay for beds filled at up to 110% of the contracted bed levels for treatment and prerelease beds."

85. Page D-8, line 1.

Strike: line 1 in its entirety

86. Page E-1, line 24.

Strike: "636,209,794 647,326,388" [General Fund FY 16 & FY17]

Insert: "636,438,555 651,840,376" [General Fund FY 16 & FY17]

87. Page E-2, line 26.

Following: line 26

Insert: "The Office of Public Instruction K-12 BASE Aid appropriation is reduced by \$1,060,351 in FY 2016 and \$1,205,462 in FY 2017 if SB 157 is passed and approved."

88. Page E-3.

Following: line 18

Insert: "c. Employee Pay and State Share"

Insert: "3,729,621 8,699,326" [General Fund FY16 & FY17]

Insert: "566 3,816" [State Special Fund FY16 & FY17]

Insert: "36,451 253,292" [Federal Special Fund FY16 & FY17]

89. Page E-4.

Following: line 14

Insert: "b. Classroom and Technology Collaboration (OTO) \$1,600,000"[General Fund FY 16]

90. Page E-4, line 15.

Following: "Research"

Insert: "and Development"

91. Page E-4.

Strike: line 22 through line 27 in their entirety

Renumber: subsequent subsections

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92. Page E-5, line 7.

Strike: line 7 in its entirety

Insert: "14,897,522 14,883,995" [General Fund FY16 & FY17]

93. Page E-5, line 10.

Strike: line 10 in its entirety

Insert: "5,977,225 5,976,600" [General Fund FY 16 & FY17]

94. Page E-5, line 12.

Strike: line 12 in its entirety

Insert: "1,274,520 1,274,931" [General Fund FY16 & FY 17]

95. Page E-5, line 15.

Strike: "(OTO)"

96. Page E-5, line 16.

Strike: line 16 in its entirety

Insert: "180,000 180,000" [General Fund FY16 & FY17]

97. Page E-6.

Following: line 8

Insert: "It is the intent of the legislature that the advisory panel should be composed of one member of the Montana house of representatives, one member of the Montana senate, one agriculture/agribusiness representative, one natural resources industry representative, one health-biomedical industry representative, one Montana state university representative, one university of Montana representative, and the commissioner of higher education."

98. Page E-7.

Following: line 8

Insert: "If SB 416 is passed and approved, Agricultural Experiment Station is reduced by \$300,000 in general fund money in FY 2016 and by \$300,000 in general fund money in FY 2017; Extension Service is reduced by \$125,000 in general fund money in FY 2016 and by \$125,000 in general fund money in FY 2017; and the Forestry and Conservation Experiment Station is reduced by \$75,000 in general fund money in FY 2016 and by \$75,000 in general fund money in FY 2017. The commissioner of higher education may allocate the reduction among these three appropriations when establishing the 2017 biennium operating plan."

99. Page E-7.

Following: line 8

Insert: "Classroom and Technology Collaboration is contingent on passage and approval of SB 416."

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100. Page E-7.

Following: line 10

Insert: "Employee Pay and State Share may be allocated and transferred among agency programs when establishing 2017 biennium operating plans."

101. Page R-2, line 8

Strike: "\$9.78 \$9.80"

Insert: "\$9.780 \$9.802"

102. Page R-2, line 9

Strike: "\$4.63 \$4.64"

Insert: "\$4.625 \$4.637"

103. Page R-2, line 10

Strike: "\$0.62 \$0.62"

Insert: "\$0.615 \$0.615"

104. Page R-2, line 14.

Strike: "\$4,272,329"

Insert: "\$3,259,623"

Strike: "HB 5"

Insert: "HB 403"

105. Page R-2, line 19.

Strike: "\$0.0930 \$0.0930"

Insert: "\$0.0870 \$0.0870"

106. Page R-2, line 20.

Strike: "\$0.0420 \$0.0420"

Insert: "\$0.0400 \$0.0400"

107. Page R-2, line 21.

Strike: "\$0.0230 \$0.0230"

Insert: "\$0.0220 \$0.0220"

108. Page R-2, line 22.

Strike: "\$0.0090 \$0.0090"

Insert: "\$0.0080 \$0.0080"

109. Page R-3, line 4

Strike: "\$0.0002 \$0.0002"

Insert: "\$0.00024 \$0.00024"

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110. Page R-4.

Following: line 21

Insert: "Inventory Markup 15% 15%"

111. FTE reduction.

Reduce 6.0 FTE each year of the biennium from the State Auditor's Office.

For the Senate:

L. Jones, Chair

Keane

Keenan

For the House:

Ballance, Vice Chair

Noonan

Osmundson

FREE CONFERENCE COMMITTEE

on **Senate Bill 418**

Report No. 001, April 23, 2015

Madam President and Mr. Speaker:

We, your Free Conference Committee met and considered **Senate Bill 418** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **Senate Bill 418** (reference copy -- salmon) be amended as follows:

1. Title, page 1, line 5.

Following: "ACT;"

Insert: "REVISING LAWS GOVERNING STATE EMPLOYEE COMPENSATION; PROVIDING LEGISLATIVE POLICY ON MENTAL HEALTH INVESTMENTS AS SET FORTH IN THE GENERAL APPROPRIATIONS ACT; PROVIDING FOR LEGISLATIVE INTENT REGARDING THE IMPLEMENTATION OF SENATE BILL NO. 405; AMENDING SECTIONS 2-18-301, 2-18-303, 2-18-703, 2-18-812, AND 87-1-625 MCA;"

2. Page 1, line 10.

Strike: "Transfer."

Insert: "Transfers. (1)"

3. Page 1, line 13.

Following: line 12

Insert: "(2) By June 30, 2015, there is transferred up to \$2.25 million from the county oil and gas impact account within the state special revenue fund to the state general fund."

Insert: "NEW SECTION. **Section 2. Legislative policy statement for mental health investments for 2017 biennium.** (1) Pursuant to 53-21-101, in its treatment of the seriously mentally ill, it is the policy of the state of Montana to:

(a) provide each person who is suffering from a mental disorder and who requires commitment the care and treatment suited to the needs of the person and to ensure that the care and treatment are skillfully and humanely administered with full respect for the person's dignity and

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personal integrity;

(b) accomplish this goal whenever possible in a community-based setting;

(c) accomplish this goal in an institutionalized setting only when less restrictive alternatives are unavailable or inadequate and only when a person is suffering from a mental disorder and requires commitment; and

(d) ensure that due process of law is accorded any person coming under the provisions of this part.

(2) In order to achieve this policy, the legislature directs the department of public health and human services to meet the following objectives:

(a) to support a community-based system of care that is demonstrated through increased utilization of community-based crisis intervention services to reduce short-term admissions to the Montana state hospital;

(b) to provide and reimburse for effective prevention and treatment that enables sustainable recovery in communities, evidenced through quality assurance activities and analyses. The addictive and mental disorders division shall evaluate the delivery of recovery-focused services by providers.

(c) to improve outcomes for individuals with serious mental illness and co-occurring substance use disorders, demonstrated through data collection on individual client outcomes for recovery markers and performance measures; and

(d) to improve collaboration between community mental health providers, nursing homes, and state facilities, demonstrated through an increase in state facility discharge rates with a corresponding decrease in client recidivism to state facilities.

(3) The children, families, health, and human services interim committee shall monitor and evaluate the department's implementation of the objectives identified in this section and provide to the 65th legislature a report that outlines the status of implementation and identifies areas where continued improvement is necessary."

Insert: "NEW SECTION. **Section 3. Legislative intent.** (1) It is the intent of the legislature that the office of budget and program planning use the statewide accounting, budgeting, and human resource system to capture savings in House Bill No. 2 generated due to the implementation of Senate Bill No. 405.

(2) After medicaid expansion as authorized in Senate Bill No. 405 is implemented, the office of budget and program planning shall calculate the general fund, state special revenue, and federal special revenue savings for each fiscal year attributable to the health insurance flexibility and accountability waiver, the federal medical assistance percentage for the medically needy, new rates for facility outside medical costs, and all net reductions in House Bill No. 2 for fiscal year 2016 and/or fiscal year 2017, transfer the savings to a separate subclass, and designate the subclass as frozen so that the generated savings may not be spent.

(3) For fiscal year 2016, the amount frozen will be determined by a pro rata share of months left in the fiscal year upon implementation. For fiscal year 2016, if savings are less than the remaining share of \$11,763,918 general fund, the budget director is authorized to unfreeze appropriations necessary to prevent a supplemental request.

(4) It is the intent of the legislature that the savings revert to the fund from which they were appropriated and are subject to appropriation by future legislatures as applicable.

(5) The legislative finance committee shall review the assumptions used in the office of

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budget and program planning's calculations for reductions and the specific cost offsets identified by the office."

Insert: "NEW SECTION. **Section 4. Conditions for state employee group benefit plans.** As a condition for the expenditure of the funding for the biennium beginning July 1, 2015, for the state employee group benefit plans, the department of administration shall consider cost containment measures. Options for cost containment measures include but are not limited to:

- (1) reviewing and consulting with appropriate experts on the following:
 - (a) improving primary care case management and coordinated care to improve medical outcomes and reduce costs;
 - (b) sharing data with providers to identify and reduce inappropriate use or overuse of services;
 - (c) implementing pilot programs to improve health outcomes, such as programs for addressing pain management, emergency department use, and drug or alcohol addiction or abuse;
 - (d) increasing the cost-efficiency of the state health clinics, including recommendations for services and controls on or review of referrals;
 - (e) implementing a network-based or reference-based pricing arrangement, or both, with health care facilities, health care providers, and medical transport providers, considering a multiple of medicare rates to establish a contract of network providers or as a reference-based pricing model for the arrangement; and
 - (f) amending contracts, to the extent possible, for the state health clinics to require copayments equal to the copayments required by the state employee group benefit plans for similar services; and
- (2) requiring a contractor or third-party administrator to provide data analytics, professional expertise, and recommendations for improvement of the state employee group benefit plans to the department, the state employee group benefits advisory council, and the legislative finance committee."

Insert: **Section 5.** Section 2-18-301, MCA, is amended to read:

"2-18-301. Intent of part -- rules. (1) It is the intent of the legislature that compensation plans for state employees, excluding those employees excepted under 2-18-103 or 2-18-104, be based, ~~in part, on an analysis and comparison of the municipal and state government labor markets in North Dakota, South Dakota, Idaho, and Wyoming~~ of the labor markets as provided by the department from the national compensation association of state governments salary survey and other information relative to the state government salaries and compensation in those states. For the biennium beginning July 1, 2013, the department shall determine this information before pay raises are implemented. For legislative sessions following the biennium beginning July 1, 2013, the department shall submit to the office of budget and program planning as a part of the information required by 17-7-111 in a biennial salary survey. The salary survey must be submitted to the office of budget and program planning as a part of the information required by 17-7-111.:

- ~~(a) an analysis of how Montana government employee salaries and other compensation compare to the municipal and state government salaries in North Dakota, South Dakota, Idaho, and Wyoming; and~~
- ~~(b) an analysis of the labor market as determined by the department in a biennial salary survey.~~

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(2) Pay adjustments, if any, provided for in 2-18-303 supersede any other plan or systems established through collective bargaining after the adjournment of the legislature.

(3) Total funds required to implement the pay increases, if any, provided for in 2-18-303 for any employee group or bargaining unit may not be increased through collective bargaining over the amount appropriated by the legislature.

(4) The department shall administer the pay program established by the legislature on the basis of competency, internal equity, and competitiveness to ~~the municipal and state government labor markets in North Dakota, South Dakota, Idaho, and Wyoming.~~ The intent is to bring all pay bands to the same relationship percentage of the market rate midpoint salary comparison the external labor market when fiscally able.

(5) The broadband pay plan must consist of nine pay bands. Each pay band must contain a salary range with a minimum salary and a maximum salary.

(6) Based on the biennial salary survey, the department shall:

(a) identify current market rates for all occupations;

(b) establish salary ranges for each pay band; and

(c) ~~recommend competitive pay zones with the municipal and state government labor markets in North Dakota, South Dakota, Idaho, and Wyoming using the national compensation association of state governments salary survey and other relevant information for those states.~~

(7) The department may promulgate rules not inconsistent with the provisions of this part, collective bargaining statutes, or negotiated contracts to carry out the purposes of this part.

(8) Nothing in this part prohibits the board of regents from engaging in negotiations with the collective bargaining units representing the classified staff of the university system."

{Internal References to 2-18-301:

2-6-110 }"

Insert: **Section 6.** Section 2-18-303, MCA, is amended to read:

"2-18-303. Procedures for administering broadband pay plan. (1) On the first day of the first complete pay period in fiscal year ~~2014~~ 2016, each employee is entitled to the amount of the employee's base salary as it was on June 30, ~~2013~~ 2015.

(2) An employee's base salary may be no less than the minimum salary of the pay band to which the employee's position is allocated.

~~(3) Funds appropriated under section 4, Chapter 385, Laws of 2013, must be used to increase the base pay for each employee. The base pay of employees must be increased as determined by the executive branch, including those subject to the provisions of Title 39, chapter 31, with particular attention to the lower pay bands and those who did not receive a base pay increase during the biennium beginning July 1, 2011. Effective on the first day of the first complete pay period that includes January 15, 2016, the base salary of each employee must be increased by 50 cents an hour. Effective on the first day of the first complete pay period that includes January 15, 2017, the base salary of each employee must be increased by 50 cents an hour.~~

(4) (a) (i) A member of a bargaining unit may not receive the pay adjustment provided for in subsection (3) until the employer's collective bargaining representative receives written notice that the employee's collective bargaining unit has ratified a collective bargaining agreement.

(ii) If ratification of a collective bargaining agreement, as required by subsection (4)(a)(i), is not completed by the date on which a legislatively authorized pay increase is implemented, members of the bargaining unit must continue to receive the compensation that they were receiving until an agreement is ratified.

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(b) Methods of administration consistent with the purpose of this part and necessary to properly implement the pay adjustments provided for in this section may be provided for in collective bargaining agreements.

(5) (a) Montana highway patrol officer base salaries must be established through the broadband pay plan. Before January 1 of each odd-numbered year, the department shall, after seeking the advice of the Montana highway patrol, conduct a salary survey to be used in establishing the base salary for existing and entry-level highway patrol officer positions. The county sheriff's offices in the following consolidated governments and counties are the labor market for purposes of the survey: Butte-Silver Bow, Cascade, Yellowstone, Missoula, Lewis and Clark, Gallatin, Flathead, and Dawson. The base salary for existing and entry-level highway patrol officer positions must then be determined by the department of justice, using the results of the salary survey and the department of justice pay plan guidelines. Base or biennial salary increases under this subsection are exclusive of and not in addition to any increases otherwise awarded to other state employees after July 1, 2006.

(b) To the extent that the plan applies to employees within a collective bargaining unit, the implementation of the plan is a negotiable subject under 39-31-305.

(c) The department of justice shall submit the salary survey to the office of budget and program planning as a part of the information required by 17-7-111.

(d) The salary survey and plan must be completed at least 6 months before the start of each regular legislative session."

{Internal References to 2-18-303:

2-18-301 2-18-301 2-18-304 13-37-106
15-2-102 44-1-504 }

Insert: Section 7. Section 2-18-703, MCA, is amended to read:

"2-18-703. Contributions. (1) Each agency, as defined in 2-18-601, and the state compensation insurance fund shall contribute the amount specified in this section toward the group benefits cost.

(2) (a) For employees defined in 2-18-701 and for members of the legislature, the employer contribution for group benefits is ~~\$733~~ \$887 a month from January ~~2014~~ 2015 through December ~~2013~~ 2015, ~~\$806~~ \$976 a month from January ~~2014~~ 2016 through December ~~2014~~ 2016, and ~~\$887~~ \$1,054 a month ~~for from~~ from January ~~2015~~ 2017 ~~and for each succeeding month through December 2017.~~

(b) For employees defined in 2-18-701 and for members of the legislature, beginning January 2018 and for each succeeding month, the cost of group benefits, including both the employer and employee contributions for group benefits and health flexible spending accounts, may not exceed the monthly amount for self-only coverage and coverage other than self-only that will trigger the excise tax under 26 U.S.C. 4980I, including any cost-of-living adjustments under 26 U.S.C. 4980I. This section limits contributions for group benefits only to the extent needed to avoid triggering the excise tax under 26 U.S.C. 4980I.

(c) For employees of the Montana university system, the employer contribution for group benefits is ~~\$806~~ \$887 a month from July ~~2013~~ 2014 through June ~~2014~~ 2016 and ~~\$887~~ \$1,054 a month from July ~~2014~~ 2016 ~~and for each succeeding month through the earlier of:~~

(i) June 2018; or

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(ii) the month before the first month in which the excise tax under 26 U.S.C. 49801 applies.

(d) For employees of the Montana university system, beginning the earlier of July 2018 or the first month in 2018 in which the excise tax under 26 U.S.C. 49801 applies, and for each succeeding month, the cost of group benefits, including both the employer and employee contributions for group benefits and health flexible spending accounts, may not exceed the monthly amount for self-only coverage and coverage other than self-only that will trigger the excise tax under 26 U.S.C. 49801, including any cost-of-living adjustments under 26 U.S.C. 49801. This section limits contributions for group benefits only to the extent needed to avoid triggering the excise tax under 26 U.S.C. 49801.

(e) If a state employee is terminated to achieve a reduction in force, the continuation of contributions for group benefits beyond the termination date is subject to negotiation under 39-31-305 and to the protections of 2-18-1205. Permanent part-time, seasonal part-time, and temporary part-time employees who are regularly scheduled to work less than 20 hours a week are not eligible for the group benefit contribution. An employee who elects not to be covered by a state-sponsored group benefit plan may not receive the state contribution. A portion of the employer contribution for group benefits may be applied to an employee's costs for participation in Part B of medicare under Title XVIII of the Social Security Act, as amended, if the state group benefit plan is the secondary payer and medicare the primary payer.

(3) For employees of elementary and high school districts, the employer's contributions may exceed but may not be less than \$10 a month.

(4) (a) For employees of political subdivisions, as defined in 2-9-101, except school districts, the employer's contributions may exceed but may not be less than \$10 a month.

(b) Subject to the public hearing requirement provided in 2-9-212(2)(b), the amount in excess of the base contribution of a local government's property tax levy for contributions for group benefits as determined in subsection (4)(c) is not subject to the mill levy calculation limitation provided for in 15-10-420.

(c) (i) Subject to subsections (4)(c)(ii) and (4)(c)(iii), the base contribution is determined by multiplying the average annual contribution for each employee on July 1, 1999, times the number of employees for whom the employer makes contributions for group benefits under 2-9-212 on July 1 of each fiscal year.

(ii) If a political subdivision did not make contributions for group benefits on or before July 1, 1999, and subsequently does so, the base contribution is determined by multiplying the average annual contribution for each employee in the first year the political subdivision provides contributions for group benefits times the number of employees for whom the employer makes contributions for group benefits under 2-9-212 on July 1 of each fiscal year.

(iii) If a political subdivision has made contributions for group benefits but has not previously levied for contributions in excess of the base contribution, the political subdivision's base is determined by multiplying the average annual contribution for each employee at the beginning of the fiscal year immediately preceding the year in which the levy will first be levied times the number of employees for whom the employer made contributions for group benefits under 2-9-212 in that fiscal year.

(5) Unused employer contributions for any state employee must be transferred to an account established for this purpose by the department of administration and upon transfer may be used to offset losses occurring to the group of which the employee is eligible to be a member.

(6) Unused employer contributions for any government employee may be transferred to an account established for this purpose by a self-insured government and upon transfer may be

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used to offset losses occurring to the group of which the employee is eligible to be a member or to increase the reserves of the group.

(7) The laws prohibiting discrimination on the basis of marital status in Title 49 do not prohibit bona fide group insurance plans from providing greater or additional contributions for insurance benefits to employees with dependents than to employees without dependents or with fewer dependents."

{Internal References to 2-18-703:

2-9-212 x 2-9-212 x 2-9-212x 2-18-101x
2-18-101 x 2-18-107 x 2-18-812 x 5-2-303x
5-2-303 x 7-4-2502 x 15-10-420 x 19-3-108 *
20-15-225 x* 20-15-403 x}"

Insert: **Section 8.** Section 2-18-812, MCA, is amended to read:

"2-18-812. Alternatives to conventional insurance for providing state employee group benefits authorized -- requirements. The department may establish alternatives to conventional insurance for providing state employee group benefits. The requirements for providing alternatives to conventional insurance are as follows:

(1) The department shall maintain state employee group benefit plans on an actuarially sound basis.

(2) The department shall maintain reserves sufficient to liquidate the unrevealed claims liability and other liabilities of state employee group benefit plans.

(3) The department shall deposit all reserve funds and premiums paid to a state employee group benefit plan account within the state self-insurance reserve fund, and the deposits must be expended for claims under the plan.

(4) The department shall deposit income earned from the investment of a state employee group benefit plan's reserve fund into the account established under subsection (3) in order to offset the costs of administering the plan. ~~Expenditures for actual and necessary expenses required for the efficient administration of the plan must be made from temporary appropriations, as described in 17-7-501(1) or (2), made for that purpose.~~

(5) The department shall deposit into the account provided for in subsection (3) all portions of a state employee's salary designated by the employee to be withheld for the purposes of flexible spending account benefits as well as any employee-designated portion of the employer contribution for group benefits provided for in 2-18-703 that is not required to be used for mandatory or elected benefits. Income earned on the deposits must be retained within the account and used for the purposes provided in this subsection. The money deposited and income earned on the deposits must be used for:

(a) payment of claims made by the employee;

(b) payment of reasonable costs of administration of the flexible spending account program;

(c) offsetting losses of the flexible spending account program; and

(d) reducing administration fees collected from participants in the program.

(6) The department shall, prior to implementation of any alternative to conventional insurance, present to the advisory council the evidence upon which the department has concluded that the alternative method will be more efficient, less costly, or otherwise superior to contracting for conventional insurance.

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(7) Except as otherwise provided in Title 33, chapter 18, part 9, the provisions of Title 33 do not apply to the department when exercising the powers and duties provided for in this section." {Internal References to 2-18-812: None.}"

Insert: **Section 9.** Section 87-1-625, MCA, is amended to read:

"87-1-625. Funding for wolf management. (1) The department shall allocate ~~\$900,000~~ \$500,000 annually for wolf management.

(2) For the purposes of this section, the term "management" has the same meaning provided in 87-5-102 and includes:

(a) wolf collaring conducted pursuant to 87-5-132; and

(b) lethal action conducted pursuant to 87-1-217 to take problem wolves that attack livestock.

(3) Not more than 25% of the total funding allocated under this section may be used for administrative costs.

(4) Pursuant to 87-1-201, the department may allocate funds from any source to meet the requirements of this section.

(5) The department may contract with the United States department of agriculture wildlife services and county governments for the purposes of this section." {Internal References to 87-1-625: None.}"

Insert: COORDINATION SECTION. **Section 10. Coordination instruction.** If both Senate Bill No. 20 and [this act] are passed and approved, then [section 4 of Senate Bill No. 20] must be amended as follows:

"NEW SECTION. Effective date. [This act] is effective July 1, 2015 2016."

Insert: COORDINATION SECTION. **Section 11. Coordination instruction -- funding from state special revenue account instead**

of general fund. If House Bill No. 2, Senate Bill No. 405, and [this act] are passed and approved, and if House Bill No. 2 appropriates an amount equal to or greater than \$1,761,476 from the employment security account provided for in 39-51-409 to the department of labor and industry for the biennium beginning July 1, 2015, for the restricted purposes of [sections 14 through 17 of Senate Bill No. 405], then:

(1) [section 22(1)(a) of Senate Bill No. 405] is void; and

(2) the appropriation in House Bill No. 2 from the employment security account provided for in 39-51-409 to the department of labor and industry for the purposes of [sections 14 through 17 of Senate Bill No. 405] must be considered base funding for the preparation of the budget for the biennium beginning July 1, 2017."

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Renumber: subsequent sections

For the Senate:
L. Jones, Chair
F. Moore
Sesso

For the House:
Ballance, Vice Chair
Noonan
Osmundson

MESSAGES FROM THE SENATE

Governor's amendments to House bills concurred in and returned to the House: 4/22/2015

HB 204, introduced by Hertz
HB 270, introduced by Richmond

Governor's amendments to House bill concurred in and returned to the House: 4/23/2015

HB 306, introduced by Eck

House bills concurred in and returned to the House: 4/22/2015

HB 510, introduced by Redfield
HB 590, introduced by Cuffe
HB 628, introduced by Brodehl

House joint resolution concurred in and returned to the House: 4/22/2015

HJR 13, introduced by White

House amendments to Senate bills concurred in: 4/22/2015

SB 157, introduced by Tutvedt
SB 193, introduced by Tutvedt
SB 259, introduced by Tutvedt
SB 312, introduced by Phillips
SB 375, introduced by Sales
SB 387, introduced by C. Smith

House amendments to Senate bills concurred in: 4/23/2015

SB 252, introduced by L. Jones
SB 272, introduced by Windy Boy
SB 396, introduced by Buttrey
SB 411, introduced by Caferro

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Senate joint resolutions passed and transmitted to the House for concurrence: 4/22/2015

SJR 25, introduced by C. Smith

SJR 26, introduced by Tutvedt

SJR 27, introduced by Kary

SJR 28, introduced by Windy Boy

SJR 29, introduced by Hansen

SJR 30, introduced by Taylor

SJR 31, introduced by Cohenour

Conference Committee Report No.1 adopted: 4/23/2015

HB 28, introduced by Eck

HB 10 - The Senate acceded to the request of the House and authorized the President to appoint the following Conference Committee to meet with a like committee from the House to confer on Senate amendments to **HB 10**:

4/23/2015

Senator Ripley, Chair

Senator Blasdel

Senator Caferro

MESSAGES FROM THE GOVERNOR

April 23, 2015

The Honorable Austin Knudsen

Speaker of the House

State Capitol

Helena, Montana 59620

Dear Speaker Knudsen:

Today, I have returned **House Bill 237** sponsored by Representative Olszewski to the House with amendments.

Sincerely,

STEVE BULLOCK

Governor

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April 23, 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 250** sponsored by Representative Wagoner, **House Bill 330** sponsored by Representative Schwaderer, **House Bill 334** sponsored by Representative Cook, **House Bill 343** sponsored by Representative B. Bennett, **House Bill 350** sponsored by Representative Shaw, **House Bill 447** sponsored by Representative Wagoner, and **House Bill 503** sponsored by Representative Berry on April 23, 2015.

These bills were delivered to the Secretary of State's Office today.

I have also delivered **House Bill 422** sponsored by Representative Ehli to the Secretary of State's Office since the sponsor concurred with my line item veto.

I have vetoed **House Bill 450** sponsored by Representative Wagoner.

Sincerely,

STEVE BULLOCK
Governor

FIRST READING AND COMMITMENT OF BILLS

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

SJR 25, introduced by C. Smith, referred to Human Services.

SJR 26, introduced by B. Tutvedt, referred to Taxation.

SJR 27, introduced by D. Kary, D. Brown, referred to Transportation.

SJR 28, introduced by J. Windy Boy, D. Ankney, Dick Barrett, B. Bennett, T. Brown, E. Buttrey, M. Caferro, P. Connell, V. Court, W. Curdy, A. Doane, K. Dudik, J. Eck, M. Funk, B. Hamlett, K. Hansen, D. Hayman, C. Hunter, J. Karjala, C. Kaufmann, J. Keane, B. Keenan, K. Kelker, G. Kipp, D. Lamm, C. Larsen, M. MacDonald, S. Malek, E. McClafferty, N. McConnell, M. McNally, R. Mehlhoff, D. Moore, P. Noonan, A. Olsen, R. Osmundson, C. Pease-Lopez, R. Peppers, Z. Perry, J. Pomnichowski, D. Sands, N. Schwaderer, J. Sesso, B. Smith, S. Stewart-Peregoy, K. Swanson, F. Thomas, M. Tropila, B. Tutvedt, C. Vincent, G. Vuckovich, S. Webber, L. Whitford, K. Williams, N. Wilson, C. Wolken, referred to Education.

SJR 29, introduced by K. Hansen, M. Blasdel, B. Hamlett, D. Howard, J. Keane, F. Moore, M. Phillips, M. Rosendale, C. Smith, J. Taylor, R. Webb, C. Wolken, referred to State Administration.

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SJR 30, introduced by J. Taylor, J. Pomnichowski, referred to State Administration.

SJR 31, introduced by J. Cohenour, referred to Taxation.

**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 Lamm in the chair.

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

HB 512 - Conference Committee Report No. 1 - Representative Mortensen moved the Conference Committee report to **HB 512** be adopted. 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, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, Monforton, Moore, Mortensen, Noland, 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, Wagoner, Webber, White, Williams, Wilson, Wittich, Woods, Zolnikov, Mr. Speaker.

Total 95

Nays: Burnett, Noonan, Tschida.

Total 3

Excused: None.

Total 0

Absent or not voting: Schwaderer, Welborn.

Total 2

SB 171 - Free Conference Committee Report No. 1 - Representative Redfield moved the Free Conference Committee report to **SB 171** be adopted. 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, Holmlund, Jones, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, McKamey, Meyers, Monforton, Moore, Mortensen, Noland, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schwaderer, Shaw, Staffanson,

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Tschida, Wagoner, Welborn, White, Zolnikov, Mr. Speaker.

Total 56

Nays: B. Bennett, Z. Brown, 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, Olszewski, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Schreiner, Smith, Steenberg, Swanson, Tropila, Webber, Williams, Wilson, Wittich, Woods.

Total 44

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 410 - Free Conference Committee Report No. 1 - Representative Laszloffy moved the Free Conference Committee report to **SB 410** be adopted. 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, Hertz, Hess, Hollandsworth, Holmlund, 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, Harris, Hayman, Hill, 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

SB 353 - Free Conference Committee Report No. 1 - Representative G. Bennett moved the Free Conference Committee report to **SB 353** be adopted. 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, Holmlund, Jones, Lamm, Lang, Laszloffy, Lavin,

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Mandeville, Manzella, McCarthy, McKamey, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Olszewski, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Shaw, Staffanson, Tschida, Wagoner, Welborn, White, Wittich, Mr. Speaker.

Total 58

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

Total 41

Excused: None.

Total 0

Absent or not voting: Schwaderer.

Total 1

HB 10 - Senate Amendments - Representative McCarthy moved Senate amendments to **HB 10** be **not** 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, 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

Majority Leader Regier moved the committee rise, report progress, and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Lamm 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, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, 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, 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 96

Nays: B. Bennett, Essmann, Olsen.
Total 3

Excused: Kipp III.
Total 1

Absent or not voting: None.
Total 0

House Recessed
House Reconvened

Minority Leader Hunter announced that the Democrats would caucus.
Majority Leader Regier announced that the Republicans would stand at ease.

House Recessed
House Reconvened

Majority Leader Regier moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Lamm in the chair.

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

SB 138 - Conference Committee Report No. 1 - Representative Mehlhoff moved the Conference Committee report to **SB 138** be adopted. Motion carried as follows:

Yeas: Ballance, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Hollandsworth, Holmlund, Jacobson, Jones, Lang, Laszloffy, Lavin, Mandeville, McKamey, Mehlhoff, Meyers, Monforton, Moore, Mortensen, Noland, Olszewski, Osmundson, Peppers, Person, Randall, Redfield, Regier, Ricci, Richmond,

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Salomon, Schreiner, Schwaderer, Shaw, Smith, Staffanson, Tropila, Tschida, Wagoner, Welborn, White, Williams, Mr. Speaker.
Total 62

Nays: B. Bennett, Clark, Court, Curdy, Dudik, Dunwell, Eck, Ellis, Hayman, Hill, Hunter, Karjala, Kelker, Kipp III, Lamm, Lieser, Lynch, MacDonald, Manzella, McCarthy, McClafferty, McConnell, Miller, Noonan, Olsen, Pease-Lopez, Perry, Pierson, Pinocci, Pope, Price, Steenberg, Swanson, Webber, Wilson, Wittich, Woods, Zolnikov.
Total 38

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 237 - Governor's Amendments - Representative Olszewski moved Governor's amendments to **HB 237** be **not** concurred in. Motion carried as follows:

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

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SB 336 - Governor's Amendments - Representative Ricci moved Governor's amendments to **SB 336** be concurred in. Motion carried as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, 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, 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, Ricci, Richmond, Salomon, Schreiner, Schwaderer, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Tschida, Webber, Welborn, Williams, Wilson, Wittich, Woods, Zolnikov, Mr. Speaker.
Total 90

Nays: Brodehl, B. Brown, Doane, Harris, Lamm, Manzella, Redfield, Regier, Wagoner, White.
Total 10

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 416 - Representative Osmundson moved **SB 416** be concurred in.

SB 416 - Representative Osmundson moved **SB 416**, second reading copy, be amended as follows:

1. Page 1, line 28 through page 2, line 2.

Strike: subsection (4) in its entirety

Renumber: subsequent subsections

2. Page 4, line 8 through line 21.

Strike: section 5 in its entirety

Insert: "NEW SECTION. **Section 5. Formula for local government match rate based on relative participation ratio.** (1) The match rate for a local government is calculated based on its relative participation ratio.

(2) The relative participation ratio for a local government that is not a county is the number of its city-reported mills divided by the median of the city-reported mills of all cities as reported in the most recent biennial report of the department of revenue.

(3) The relative participation ratio for a county is the sum of its county mills divided by the median of county mills of all counties as reported in the department of revenue's most recent biennial report. The sum of county mills includes all mills other than the city mills as reported in the most recent biennial report of the department of revenue, including state, county, countywide school, and local school average mills, fire district

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average mills, and miscellaneous mills.

- (4) The match rate for a local government is calculated by:
(a) subtracting the local government's relative participation ratio from 1;
(b) dividing the difference by 2; and
(c) multiplying the quotient by 100."

3. Page 7, line 4.

Strike: "2015"

Insert: "2016"

4. Page 7, line 10.

Following: "of"

Insert: "and appropriations for"

5. Page 7, line 11.

Following: "approved"

Insert: "and funds are appropriated to the department of administration "

Amendment adopted as follows:

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

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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SB 416 - Representative McCarthy moved **SB 416**, second reading copy, be amended as follows:

1. Page 7, line 14

Following: line 13.

Insert: "DEPARTMENT OF MILITARY AFFAIRS

Disaster and Emergency Services, Laurel Water Intake Project \$2.7 million (CPA)"

Amendment **not** adopted as follows:

Yeas: B. Bennett, Berglee, Z. Brown, Custer, Dudik, Dunwell, Essmann, Fiscus, Funk, Hagstrom, Hill, Holmlund, Jones, Karjala, Lynch, Mandeville, McCarthy, McConnell, McKamey, Meyers, Moore, Mortensen, Pease-Lopez, Perry, Pope, Ricci, Richmond, Salomon, Smith, Staffanson, Williams, Wittich, Woods, Zolnikov.

Total 34

Nays: Ballance, J. Bennett, Berry, Brodehl, B. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Doane, Eck, Ehli, Ellis, Fitzpatrick, Flynn, Garner, Glimm, Greef, Harris, Hayman, Hertz, Hess, Hollandsworth, Hunter, Jacobson, Kelker, Kipp III, Lamm, Lang, Laszloffy, Lavin, Lieser, MacDonald, Manzella, McClafferty, Mehlhoff, Miller, Monforton, Noland, Noonan, Olsen, Olszewski, Osmundson, Peppers, Person, Pierson, Pinocci, Price, Randall, Redfield, Regier, Schreiner, Schwaderer, Shaw, Steenberg, Swanson, Tropila, Tschida, Wagoner, Webber, Welborn, White, Wilson, Mr. Speaker.

Total 66

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 416 - Representative Osmundson moved **SB 416**, second reading copy, be amended as follows:

1. Page 2, line 14.

Following: "use"

Insert: " -- appropriations"

2. Page 2, line 22.

Following: line 21

Insert: "(3) Funds in the accounts established in subsections (1) and (2) are appropriated to the department of commerce for the purposes described in subsections (1) and (2)."

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3. Page 3, line 18.

Following: line 17

Insert: "(7) For a local government that is not a county, the county in which the local government is located must also contribute its match rate as determined in [section 5]."

4. Page 8, line 9.

Following: line 8

Insert: "(4) All funds for the projects in the indicated amounts in this section are appropriated to the department of administration."

Amendment adopted as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, Brodehl, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Greef, Hagstrom, Hayman, 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, Moore, Mortensen, Noland, Noonan, Olsen, Osmundson, Pease-Lopez, Perry, Person, Pierson, Pinocci, Pope, Price, Randall, Regier, Ricci, Richmond, Salomon, Schreiner, Shaw, Staffanson, Steenberg, Swanson, Tropila, Tschida, Wagoner, Webber, Welborn, Williams, Wilson, Woods, Mr. Speaker.
Total 87

Nays: B. Brown, Glimm, Harris, Hertz, Monforton, Olszewski, Peppers, Redfield, Schwaderer, Smith, White, Wittich, Zolnikov.
Total 13

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 416 - Representative Miller moved for cloture.

The Chair ruled the motion Out of Order.

SB 416 - Representative Schwaderer moved for cloture. Motion carried as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Court, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, 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, Olszewski,

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Total 95

Nays: Cuffe, Fitzpatrick, Staffanson.

Total 3

Excused: Kipp III.

Total 1

Absent or not voting: Olsen.

Total 1

SB 416 - Representative Osmundson moved **SB 416**, as amended, be concurred in. Motion carried as follows:

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

Total 70

Nays: J. Bennett, Berglee, Brodehl, B. Brown, Burnett, Doane, Ehli, Fiscus, Flynn, Glimm, Hagstrom, Harris, Hertz, Jones, Lamm, Lang, Laszloffy, Manzella, Miller, Monforton, Noland, Olszewski, Randall, Redfield, Regier, Tschida, Wagoner, White, Wittich, Zolnikov.

Total 30

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Regier moved the committee rise, report progress, and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Lamm moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Ballance, B. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Funk, Garner, Greef, Hagstrom, Harris, Hayman, Hill, Hollandsworth, Holmlund, Hunter,

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Jacobson, Jones, Kelker, Lamm, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Monforton, Moore, Noland, Noonan, Olsen, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pinocci, Pope, Price, Randall, Ricci, Richmond, Salomon, Schreiner, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Tschida, Webber, Welborn, Williams, Wilson, Woods, Zolnikov, Mr. Speaker.

Total 83

Nays: J. Bennett, Burnett, Flynn, Glimm, Hertz, Hess, Karjala, Miller, Mortensen, Olszewski, Redfield, Regier, Schwaderer, Wagoner, White, Wittich.

Total 16

Excused: Kipp III.

Total 1

Absent or not voting: None.

Total 0

House in Recess

House Reconvened

Majority Leader Regier moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Lamm in the chair.

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

HB 33 - Free Conference Committee Report No. 1 - Representative Ehli moved the Free Conference Committee report to **HB 33** be adopted. Motion carried as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, Brodehl, Z. Brown, Clark, Cook, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Hagstrom, Harris, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Kipp III, Lamm, Lang, Laszloffy, Lavin, Lieser, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Mehlhoff, Meyers, Miller, Moore, Mortensen, Noland, Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, 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 86

Nays: B. Brown, Burnett, Court, Essmann, Jones, Karjala, Kelker, MacDonald, McClafferty, Monforton, Pinocci, Wittich, Zolnikov.

Total 13

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Excused: Pierson.

Total 1

Absent or not voting: None.

Total 0

HB 6 - Free Conference Committee Report No. 1 - Representative Cuffe moved the Free Conference Committee report to **HB 6** be adopted. 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, 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, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, Moore, Mortensen, Noland, Noonan, Olsen, 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, Woods, Mr. Speaker.

Total 93

Nays: Burnett, Essmann, McCarthy, Monforton, Wittich, Zolnikov.

Total 6

Excused: Pierson.

Total 1

Absent or not voting: None.

Total 0

SB 260 - Free Conference Committee Report No. 1 - Representative Laszloffy moved the Free Conference Committee report to **SB 260** be adopted. 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, Lamm, Lang, Laszloffy, Lavin, Lieser, Lynch, Mandeville, Manzella, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, Moore, Noland, Noonan, Olsen, 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, Woods, Zolnikov, Mr. Speaker.

Total 93

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Nays: Kipp III, MacDonald, Monforton, Mortensen, Olszewski, Wittich.

Total 6

Excused: Pierson.

Total 1

Absent or not voting: None.

Total 0

Majority Leader Regier moved the committee rise, report progress, and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Lamm moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, 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, 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: Essmann, Wittich, Zolnikov.

Total 3

Excused: Kipp III, Pierson.

Total 2

Absent or not voting: None.

Total 0

House Recessed

House Reconvened

Majority Leader Regier moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Lamm in the chair.

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

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HB 10 - Conference Committee Report No. 1 - Representative McCarthy moved the Conference Committee report to **HB 10** be adopted. Motion carried as follows:

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

Total 88

Nays: B. Brown, Manzella, Monforton, Olszewski, Pinocci, Redfield, Richmond, Schwaderer, Tschida, White, Wittich, Zolnikov.

Total 12

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 2 - Free Conference Committee Report No. 1 - Representative Ballance moved the Free Conference Committee report to **HB 2** be adopted. Motion carried as follows:

Yeas: Ballance, B. Bennett, Berglee, Berry, Brodehl, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Hagstrom, Harris, Hayman, 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, Moore, Noland, Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Shaw, Smith, Steenberg, Swanson, Tropila, Tschida, Webber, Welborn, Williams, Wilson, Woods, Mr. Speaker.

Total 86

Nays: J. Bennett, B. Brown, Doane, Hertz, Monforton, Mortensen, Pinocci, Randall, Schwaderer, Staffanson, Wagoner, White, Wittich, Zolnikov.

Total 14

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

SB 418 - Free Conference Committee Report No. 1 - Representative Osmundson moved the Free Conference Committee report to **SB 418** be adopted. Motion carried as follows:

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

Total 92

Nays: B. Brown, Monforton, Olszewski, Schwaderer, Tschida, White, Wittich, Zolnikov.

Total 8

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

Yeas: Ballance, B. Bennett, J. Bennett, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Hagstrom, Harris, Hayman, Hess, Hill, Hollandsworth, Holmlund, Hunter, 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, Pinocci, Pope, Price, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Shaw, Smith, Steenberg, Swanson, Tropila, Webber, Williams, Wilson, Wittich, Woods, Mr. Speaker.

Total 87

Nays: Berglee, Hertz, Schwaderer, Staffanson, Tschida, Wagoner, White, Zolnikov.

Total 8

Excused: Jacobson, Kipp III, McClafferty, Pierson.

Total 4

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Absent or not voting: Welborn.

Total 1

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 4 passed as follows:

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

Total 84

Nays: J. Bennett, B. Brown, Essmann, Fitzpatrick, Glimm, Hertz, Jones, Lamm, Manzella, McKamey, Monforton, Pinocci, Schwaderer, Wittich, Zolnikov.

Total 15

Excused: Kipp III.

Total 1

Absent or not voting: None.

Total 0

HB 28 passed 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, 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, Williams, Wilson, Wittich, Woods, Zolnikov, Mr. Speaker.

Total 97

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Nays: Burnett, White.

Total 2

Excused: Kipp III.

Total 1

Absent or not voting: None.

Total 0

HB 140 passed as follows:

Yeas: Ballance, B. Bennett, Berglee, Berry, Z. Brown, Burnett, Clark, Cook, Court, Curdy, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Greef, Hagstrom, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, McCarthy, McClafferty, McConnell, Mehlhoff, Meyers, Miller, Moore, Mortensen, Noonan, Olsen, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Ricci, Richmond, Salomon, Schreiner, Schwaderer, Shaw, Smith, Steenberg, Swanson, Tropila, Webber, Welborn, Williams, Wilson, Woods, Mr. Speaker.

Total 75

Nays: J. Bennett, Brodehl, B. Brown, Cuffe, Doane, Glimm, Lamm, Lang, Manzella, McKamey, Monforton, Noland, Olszewski, Pinocci, Randall, Redfield, Regier, Staffanson, Tschida, Wagoner, White, Wittich, Zolnikov.

Total 23

Excused: Kipp III.

Total 1

Absent or not voting: Harris.

Total 1

HB 150 passed 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, 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, Pope, Price, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Schwaderer, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Tschida, Wagoner, Webber, Welborn, White, Williams, Wilson, Woods, Mr. Speaker.

Total 93

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Nays: Burnett, Lamm, Pinocci, Randall, Wittich, Zolnikov.

Total 6

Excused: Kipp III.

Total 1

Absent or not voting: None.

Total 0

HB 156 passed as follows:

Yeas: Ballance, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Curdy, Custer, Doane, Ehli, Essmann, Fiscus, Fitzpatrick, Flynn, Garner, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Lamm, Lang, Laszloffy, Lavin, Lynch, Mandeville, Manzella, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Noonan, 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, Welborn, White, Wittich, Zolnikov, Mr. Speaker.

Total 82

Nays: B. Bennett, Court, Dudik, Dunwell, Eck, Ellis, Funk, Hayman, Lieser, MacDonald, Olsen, Price, Webber, Williams, Wilson, Woods.

Total 16

Excused: Kipp III.

Total 1

Absent or not voting: Cuffe.

Total 1

HB 167 passed as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, 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, 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, Webber, Welborn, White, Williams, Wilson, Woods, Mr. Speaker.

Total 93

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Nays: Doane, Flynn, Monforton, Wagoner, Wittich, Zolnikov.

Total 6

Excused: Kipp III.

Total 1

Absent or not voting: None.

Total 0

HB 223 passed as follows:

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

Total 81

Nays: Ballance, B. Brown, Burnett, Fitzpatrick, Flynn, Hertz, Jones, Lamm, Laszloffy, Meyers, Monforton, Moore, Olsen, Schwaderer, Staffanson, Wagoner, White, Zolnikov.

Total 18

Excused: Kipp III.

Total 1

Absent or not voting: None.

Total 0

HB 228 passed as follows:

Yeas: Ballance, B. Bennett, Berglee, Berry, Z. Brown, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Greef, Hagstrom, Harris, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Karjala, Kelker, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, Moore, Mortensen, Noonan, Olsen, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, 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 83

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Nays: J. Bennett, Brodehl, B. Brown, Burnett, Essmann, Glimm, Jones, Lamm, Manzella, Monforton, Noland, Olszewski, Pinocci, Tropila, Tschida, Wittich.
Total 16

Excused: Kipp III.
Total 1

Absent or not voting: None.
Total 0

HB 300 passed as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Hagstrom, Harris, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, 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, Webber, Welborn, White, Williams, Wilson, Woods, Mr. Speaker.
Total 93

Nays: Cook, Lamm, Mandeville, Wagoner, Wittich, Zolnikov.
Total 6

Excused: Kipp III.
Total 1

Absent or not voting: None.
Total 0

HB 403 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, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Hagstrom, 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, 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, White, Williams, Wilson, Wittich, Woods, Mr. Speaker.
Total 92

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Nays: Essmann, Harris, Lamm, Monforton, Schwaderer, Wagoner, Zolnikov.
Total 7

Excused: Kipp III.
Total 1

Absent or not voting: None.
Total 0

HB 423 passed as follows:

Yeas: Ballance, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Clark, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fiscus, Fitzpatrick, Flynn, Garner, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Hollandsworth, Holmlund, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Olszewski, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schwaderer, Shaw, Smith, Staffanson, Tschida, Wagoner, Welborn, White, Wittich, Zolnikov, Mr. Speaker.
Total 57

Nays: B. Bennett, Z. Brown, Burnett, Court, Curdy, Dudik, Dunwell, Eck, Ellis, Funk, Hayman, Hill, Hunter, Jacobson, Jones, Karjala, Kelker, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Noonan, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Schreiner, Steenberg, Swanson, Tropila, Webber, Williams, Wilson, Woods.
Total 41

Excused: Kipp III.
Total 1

Absent or not voting: Olsen.
Total 1

HB 463 passed as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Flynn, Funk, Greef, Hagstrom, Harris, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Lamm, Lang, Laszloffy, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, Monforton, Moore, Mortensen, Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pinocci, Pope, Price, Randall, Redfield, Ricci, Richmond, Salomon, Schreiner, Schwaderer, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Tschida, Wagoner, Webber, Welborn, White, Williams, Wilson, Wittich, Woods, Zolnikov, Mr. Speaker.
Total 91

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Nays: Brodehl, B. Brown, Fitzpatrick, Garner, Glimm, Lavin, Noland, Regier.

Total 8

Excused: Kipp III.

Total 1

Absent or not voting: None.

Total 0

HB 464 passed as follows:

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

Total 59

Nays: Ballance, J. Bennett, Berglee, Brodehl, B. Brown, Burnett, Cook, Doane, Essmann, Fiscus, Fitzpatrick, Flynn, Glimm, Hess, Holmlund, Jones, Lamm, Lang, Laszloffy, Manzella, Meyers, Miller, Monforton, Mortensen, Noland, Olszewski, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Staffanson, Tschida, Wagoner, Welborn, White, Wittich, Zolnikov, Mr. Speaker.

Total 40

Excused: Kipp III.

Total 1

Absent or not voting: None.

Total 0

HB 488 passed as follows:

Yeas: Ballance, 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, 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, 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, Mr. Speaker.

Total 93

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Nays: B. Bennett, B. Brown, Miller, Olsen, Pinocci, Zolnikov.

Total 6

Excused: Kipp III.

Total 1

Absent or not voting: None.

Total 0

HB 496 passed as follows:

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

Total 51

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

Total 48

Excused: Kipp III.

Total 1

Absent or not voting: None.

Total 0

HB 560 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, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, 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

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Nays: Monforton.

Total 1

Excused: Kipp III.

Total 1

Absent or not voting: None.

Total 0

HB 599 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, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Lamm, Lang, Laszloffy, Lavin, Lieser, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, 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, Wagoner, Welborn, White, Wittich, Woods, Zolnikov, Mr. Speaker.

Total 90

Nays: Dunwell, Eck, Hayman, Kelker, Lynch, Olsen, Webber, Williams, Wilson.

Total 9

Excused: Kipp III.

Total 1

Absent or not voting: None.

Total 0

HB 604 passed as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berry, Brodehl, Court, Cuffe, Curdy, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Greef, Harris, Hayman, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Lang, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, Moore, Mortensen, Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Richmond, Salomon, Schreiner, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Webber, White, Williams, Wilson, Wittich, Woods, Mr. Speaker.

Total 73

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Nays: Berglee, B. Brown, Z. Brown, Burnett, Clark, Cook, Doane, Glimm, Hagstrom, Hertz, Hess, Lamm, Laszloffy, Lavin, Monforton, Noland, Pinocci, Randall, Redfield, Regier, Ricci, Schwaderer, Tschida, Wagoner, Welborn, Zolnikov.

Total 26

Excused: Kipp III.

Total 1

Absent or not voting: None.

Total 0

HB 617 passed 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, 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, 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: Burnett, Lamm, Manzella, Monforton, Pinocci.

Total 5

Excused: Kipp III.

Total 1

Absent or not voting: None.

Total 0

HB 627 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, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, 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,

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

Total 98

Nays: Monforton.

Total 1

Excused: Kipp III.

Total 1

Absent or not voting: None.

Total 0

HJR 29 adopted as follows:

Yeas: B. Bennett, Berry, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fitzpatrick, Flynn, Funk, Garner, Hagstrom, Harris, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Karjala, Kelker, Lamm, Lavin, Lieser, Lynch, MacDonald, Mandeville, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Moore, Mortensen, Noonan, Olsen, Olszewski, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Richmond, Salomon, Schreiner, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Webber, Williams, Wilson, Wittich, Woods, Zolnikov.

Total 71

Nays: Ballance, J. Bennett, Berglee, Brodehl, B. Brown, Doane, Fiscus, Glimm, Greef, Jones, Lang, Laszloffy, Manzella, Miller, Monforton, Noland, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Schwaderer, Tschida, Wagoner, Welborn, White, Mr. Speaker.

Total 28

Excused: Kipp III.

Total 1

Absent or not voting: None.

Total 0

HJR 32 failed as follows:

Yeas: B. Bennett, Berry, Z. Brown, Court, Cuffe, Curdy, Dudik, Dunwell, Eck, Ellis, Essmann, Funk, Garner, Hagstrom, Hayman, Hill, Hunter, Jacobson, Jones, Karjala, Kelker, Lieser, Lynch, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Mortensen, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Ricci, Schreiner, Schwaderer, Smith, Steenberg, Swanson, Tropila, Webber, Williams, Wilson, Woods.

Total 49

Nays: Ballance, J. Bennett, Berglee, Brodehl, B. Brown, Burnett, Clark, Cook, Custer, Doane, Ehli, Fiscus, Fitzpatrick, Flynn, Glimm, Greef, Harris, Hertz, Hess, Hollandsworth, Holmlund,

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Lamm, Lang, Laszloffy, Lavin, MacDonald, Mandeville, Manzella, Meyers, Miller, Monforton, Moore, Noland, Olszewski, Osmundson, Pinocci, Randall, Redfield, Regier, Richmond, Salomon, Shaw, Staffanson, Tschida, Wagoner, Welborn, White, Wittich, Zolnikov, Mr. Speaker.
Total 50

Excused: Kipp III.
Total 1

Absent or not voting: None.
Total 0

SB 211 concurred in as follows:

Yeas: B. Bennett, Berglee, Berry, 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, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, 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, Mr. Speaker.
Total 91

Nays: Ballance, J. Bennett, Brodehl, Burnett, Lamm, Monforton, White, Zolnikov.
Total 8

Excused: Kipp III.
Total 1

Absent or not voting: None.
Total 0

SB 233 concurred in 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, 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,

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

Total 98

Nays: B. Brown.

Total 1

Excused: Kipp III.

Total 1

Absent or not voting: None.

Total 0

SB 283 concurred in as follows:

Yeas: B. Bennett, Berry, Z. Brown, Cook, Court, Cuffe, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fiscus, Funk, Garner, Greef, Hagstrom, Hayman, Hess, Hill, Holmlund, Hunter, Jacobson, Karjala, Kelker, Lamm, Lang, Lieser, MacDonald, Manzella, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Moore, Noonan, Olsen, Pease-Lopez, Perry, Pierson, Pinocci, Pope, Price, Randall, Richmond, Salomon, Schwaderer, Shaw, Smith, Steenberg, Swanson, Webber, Welborn, Williams, Wilson, Woods.

Total 58

Nays: Ballance, J. Bennett, Berglee, Brodehl, B. Brown, Burnett, Clark, Curdy, Doane, Ehli, Fitzpatrick, Flynn, Glimm, Harris, Hertz, Hollandsworth, Jones, Laszloffy, Lavin, Lynch, Mandeville, Miller, Monforton, Mortensen, Noland, Olszewski, Osmundson, Peppers, Person, Redfield, Regier, Ricci, Schreiner, Staffanson, Tropila, Tschida, Wagoner, White, Wittich, Zolnikov, Mr. Speaker.

Total 41

Excused: Kipp III.

Total 1

Absent or not voting: None.

Total 0

SB 389 concurred in 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, Jones, Lamm, Lang, Laszloffy, Lavin, Mandeville, Manzella, McKamey, Mehlhoff, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Olszewski, Osmundson, Peppers, Pierson, Pinocci, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Schwaderer, Shaw, Smith, Staffanson, Tschida, Wagoner, Welborn, White, Zolnikov, Mr. Speaker.

Total 63

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

Total 36

Excused: Kipp III.

Total 1

Absent or not voting: None.

Total 0

SJR 22 concurred in as follows:

Yeas: B. Bennett, J. Bennett, Berglee, Berry, Brodehl, B. Brown, Z. Brown, Burnett, Clark, Cook, Court, Cuffe, Curdy, Custer, 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, Zolnikov, Mr. Speaker.

Total 95

Nays: Ballance, Doane, Lamm, Wittich.

Total 4

Excused: Kipp III.

Total 1

Absent or not voting: None.

Total 0

MOTIONS

Representative Cuffe moved to suspend the rules for reconsideration of **HB 8**.

Motion passed as follows:

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

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Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, 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, Woods, Mr. Speaker.
Total 92

Nays: Burnett, Lamm, Monforton, White, Wittich, Zolnikov.
Total 6

Excused: Kipp III.
Total 1

Absent or not voting: Clark.
Total 1

Representative Cuffe moved to reconsider action on **HB 8** and that **HB 8** be placed on third reading on this same day, Thursday, April 23, 2015.

Motion **passed** 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, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, 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, Wagoner, Webber, Welborn, White, Williams, Wilson, Woods, Mr. Speaker.
Total 92

Nays: Burnett, Lamm, Monforton, Schwaderer, Tschida, Wittich, Zolnikov.
Total 7

Excused: Kipp III.
Total 1

Absent or not voting: None.
Total 0

Representative Woods moved to reconsider action on **HJR 32** and that **HJR 32** be placed on third reading this same day, Thursday, April 23, 2015.

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Motion **passed** as follows:

Yeas: B. Bennett, Brodehl, Z. Brown, Court, Cuffe, Curdy, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Funk, Garner, Greef, Hagstrom, Hill, Holmlund, Jacobson, Jones, Karjala, Kelker, Lang, Lavin, Lieser, Lynch, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Moore, Mortensen, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Ricci, Schreiner, Schwaderer, Smith, Steenberg, Swanson, Tropila, Tschida, Webber, Williams, Wilson, Woods, Mr. Speaker.

Total 56

Nays: Ballance, J. Bennett, Berglee, Berry, B. Brown, Burnett, Cook, Doane, Fiscus, Fitzpatrick, Flynn, Glimm, Harris, Hayman, Hertz, Hess, Hollandsworth, Hunter, Lamm, Laszloffy, MacDonald, Mandeville, Manzella, Meyers, Miller, Monforton, Noland, Olszewski, Osmundson, Pinocci, Randall, Redfield, Regier, Richmond, Salomon, Shaw, Staffanson, Wagoner, Welborn, White, Wittich, Zolnikov.

Total 42

Excused: Kipp III.

Total 1

Absent or not voting: Clark.

Total 1

THIRD READING OF BILLS

HB 8 passed as follows:

Yeas: Ballance, B. Bennett, J. Bennett, 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, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, Moore, Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pinocci, Pope, Price, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Tschida, Wagoner, Webber, Welborn, White, Williams, Wilson, Woods, Mr. Speaker.

Total 87

Nays: Berglee, B. Brown, Hertz, Lamm, Manzella, Monforton, Mortensen, Noland, Schwaderer, Wittich, Zolnikov.

Total 11

Excused: Kipp III, Pierson.

Total 2

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Absent or not voting: None.

Total 0

HJR 32 adopted as follows:

Yeas: B. Bennett, Brodehl, Z. Brown, Court, Curdy, Dudik, Dunwell, Eck, Ellis, Essmann, Funk, Greef, Hayman, Hill, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Lieser, Lynch, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Moore, Mortensen, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pope, Price, Ricci, Schreiner, Schwaderer, Smith, Staffanson, Steenberg, Swanson, Tropila, Tschida, Webber, Williams, Wilson, Woods.

Total 50

Nays: Ballance, J. Bennett, Berglee, Berry, B. Brown, Burnett, Clark, Cook, Cuffe, Custer, Doane, Ehli, Fiscus, Fitzpatrick, Flynn, Garner, Glimm, Hagstrom, Harris, Hertz, Hess, Hollandsworth, Lamm, Lang, Laszloffy, Lavin, MacDonald, Mandeville, Manzella, Meyers, Miller, Monforton, Noland, Olszewski, Osmundson, Pinocci, Randall, Redfield, Regier, Richmond, Salomon, Shaw, Wagoner, Welborn, White, Wittich, Zolnikov, Mr. Speaker.

Total 48

Excused: Kipp III, Pierson.

Total 2

Absent or not voting: None.

Total 0

SB 316 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, 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 97

Nays: Olszewski.

Total 1

Excused: Kipp III, Pierson.

Total 2

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Absent or not voting: None.

Total 0

MOTIONS

Representative McCarthy moved to reconsider action on **HB 10** and that **HB 10** be moved from 3rd reading to Committee of the Whole, this same day, Thursday, April 23, 2015. Without objection, motion carried.

Majority Leader Regier moved to appoint a Conference Committee on **HB 10** and request the Senate to appoint a like committee. Motion carried. Speaker Knudsen appointed:

4/23/2015

Representative Ehli
Representative Lavin
Representative McCarthy

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Regier moved that the House adjourn until 10:00 a.m., Friday, April 24, 2015. Motion carried.

House adjourned at 7:03 p.m.

LINDSEY GROVOM
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House