

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

Helena, Montana
April 24, 2015

House Chambers
State Capitol

House convened at 10:00 a.m. Mr. Speaker presiding. Invocation by Representative Jerry Bennett. Pledge of Allegiance to the Flag. Roll Call. All members present. Quorum present.

BILLS (Welborn, Chair):

4/24/2015

Correctly enrolled: **HB 2, HB 6, HB 10, HB 512, HJR 21, HJR 27.**

Signed by the Speaker at 3:15 p.m., April 24, 2015: **HB 4, HB 7, HB 9, HB 11, HB 34, HB 150, HB 156, HB 167, HB 204, HB 211, HB 219, HB 223, HB 226, HB 228, HB 270, HB 300, HB 403, HB 423, HB 464, HB 487, HB 488, HB 496, HB 510, HB 560, HB 577, HB 590, HB 604, HB 617, HB 627, HB 628, HJR 13, HR 3.**

Signed by the Chief Clerk of the House at 5:50 p.m., April 24, 2015: **HB 4, HB 7, HB 9, HB 11, HB 34, HB 150, HB 156, HB 167, HB 204, HB 211, HB 219, HB 223, HB 226, HB 228, HB 270, HB 300, HB 403, HB 423, HB 464, HB 487, HB 488, HB 496, HB 510, HB 560, HB 577, HB 590, HB 604, HB 617, HB 627, HB 628, HJR 13, HR 3.**

Signed by the Speaker at 3:45 p.m., April 24, 2015: **HB 559.**

Signed by the Chief Clerk of the House at 6:00 p.m., April 24, 2015: **HB 559.**

Signed by the Speaker at 4:00 p.m., April 24, 2015: **HB 28, HB 140, HB 306, HB 463, HB 599.**

Signed by the Chief Clerk of the House at 5:30 p.m., April 24, 2015: **HB 28, HB 140, HB 306, HB 463, HB 599.**

Signed by the President at 2:30 p.m., April 24, 2015: **HB 118, HB 123, HB 389, HB 421, HB 468, HB 486, HB 575, HB 612.**

Delivered to the Governor for approval at 3:33 p.m., April 24, 2015: **HB 118, HB 123, HB 389, HB 421, HB 468, HB 486, HB 575, HB 612.**

Majority Leader Regier announced the Republicans would caucus.

Minority Leader Hunter announced the Democrats would caucus.

REPORTS OF SELECT COMMITTEES

**FREE CONFERENCE COMMITTEE
on House Bill 33**

Report No. 002, April 24, 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:

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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 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);mk

(ii) 25-1-202;

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- (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
- (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

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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 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

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(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.

(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.

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(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"

5. Page 2, line 25 through line 30.

Strike: subsection (5) in its entirety

Renumber: subsequent subsection

6. Page 3, line 11.

Following: "\$1.85 MILLION"

Insert: "or more"

7. Page 3, line 13.

Strike: "2"

Insert: "3"

For the Senate:

Keenan, Chair

Caferro

Thomas

For the House:

Ehli, Vice Chair

Burnett

Schreiner

FREE CONFERENCE COMMITTEE

on **Senate Bill 354**

Report No. 001, April 24, 2015

Madam President and Mr. Speaker:

We, your Free Conference Committee met and considered **Senate Bill 354** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **Senate Bill 354** (reference copy -- salmon) be amended as follows:

1. Title, page 1, line 10 through line 11.

Strike: "REQUIRING" on line 10 through "FORMULA;" on line 11

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2. Page 2, line 17.

Following: "account"

Insert: " -- annual transfer to school facility and technology account"

3. Page 2, line 27.

Following: "through 6."

Insert: "The state treasurer shall transfer 10% of the interest earnings received from the build Montana endowment fund to the school facility and technology account established in 20-9-516 for funding projects outlined in 20-9-516(1)(c), (1)(d), and (1(f))."

4. Page 3, line 9.

Following: "5]."

Insert: "The subcommittee may establish ranking criteria for infrastructure projects."

5. Page 3, line 14 through line 15.

Strike: "BETWEEN" on line 14 through "1(F)." on line 15

6. Page 3, line 17.

Following: "approval."

Insert: "Grants for local government road and street projects may not exceed 30% of the total funds available for granting from the build Montana fund in a biennium."

7. Page 3, line 22.

Following: line 21

Insert: "(8) The department of commerce shall administer the grants approved by the legislature."

8. Page 3, line 24 through line 25.

Strike: "and the" on line 24 through "conservation" on line 25

9. Page 3, line 25.

Strike: "a list to the subcommittee"

Insert: "to the subcommittee a list"

Following: "projects"

Insert: "and a list of local government road and street projects"

10. Page 3, line 27.

Following: "to"

Insert: ": (a)"

11. Page 3, line 28.

Following: "criteria"

Insert: "for infrastructure projects that are not local government road or street projects; and (b) the criteria established under [section 6] for local government road and street projects"

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12. Page 3, line 29.

Strike: "May"

Insert: "February"

Following: "year,"

Insert: "governing bodies of"

13. Page 3, line 29 through line 30.

Strike: "organizations" on line 29 through "governments," on line 30

14. Page 3, line 30 through page 4, line 1.

Strike: "AN ENTITY" on page 3, line 30 through "SYSTEMS" on page 4, line 1

Insert: "the statewide interoperability governing board"

15. Page 4, line 1 through line 2.

Strike: "a list" on line 1 through "recommended" on line 2

Insert: "applications for infrastructure projects to the department of commerce"

16. Page 4, line 4 through line 18.

Strike: section 6 in its entirety

Insert: "NEW SECTION. **Section 6. Criteria for local government road and street project grants -- application requirements.** (1) Grants for local government road and street projects are available for:

(a) preventive maintenance;

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

(c) restoration;

(d) construction; and

(e) reconstruction.

(3) A local government road or street project for construction improvement of a gravel road should be designed in accordance with the Montana county gravel road standards established by the local technical assistance program at Montana state university as a minimum design standard.

(4) A local government road or street project for construction improvement of a paved street or road should be designed in accordance with the standards of the American association of state highway and transportation officials if applicable.

(5) Applications for local government road and street project grants must provide the following information:

(a) scope;

(b) schedule;

(c) budget, including the amount and source of the match requirement and the strategy for administering and tracking;

(d) roles and responsibilities of the local government; and

(e) maintenance commitment by the local government.

(6) All grant recipients for local government road and street projects under [section 3] shall comply with the provisions of Title 7, chapter 5, part 23, and Title 7, chapter 14, part 24."

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For the Senate:
Ripley, Chair
L. Jones
Sesso

For the House:
G. Bennett, Vice Chair
Lieser
Noland

MESSAGES FROM THE SENATE

House bill not concurred in and returned to the House: 4/24/2015

HJ 23, introduced by Lamm

House joint resolutions concurred in and returned to the House: 4/24/2015

HJR 21, introduced by B. Bennett

HJR 27, introduced by Tschida

Governor's amendments to Senate bill concurred in and transmitted to the House for concurrence in the Governor's amendments: 4/24/2015

SB 336, introduced by Keenan

House amendments to Senate joint resolution concurred in: 4/24/2015

SJR 2, introduced by Hamlett

Conference Committee Report No.1 adopted: 4/24/2015

HB 512, introduced by Mortensen

SB 138, introduced by Hoven

Free Conference Committee Report No.1 adopted: 4/24/2015

SB 171, introduced by Tutvedt

SB 283, introduced by Brenden

SB 389, introduced by Hamlett

SB 410, introduced by L. Jones

Free Conference Committee Report No.1 **not** adopted: 4/24/2015

SB 353, introduced by Ripley

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MOTIONS

Representative Hertz moved re-refer **SB 416** to Committee of the Whole, this same day, Friday, April 24, 2015.

Motion carried as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Hagstrom, Harris, Hayman, Hertz, Hess, Hill, 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, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pinocci, Pope, Price, Randall, Redfield, Regier, Ricci, Richmond, Schreiner, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Tschida, Wagoner, Webber, Welborn, White, Williams, Wilson, Woods, Mr. Speaker.

Total 91

Nays: Berry, Clark, Cook, Hollandsworth, Monforton, Salomon, Schwaderer, Wittich, Zolnikov.

Total 9

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

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

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

SB 354 - Free Conference Committee Report No. 1 - Representative White moved the Free Conference Committee report to **SB 354** be adopted. Motion carried as follows:

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

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Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schwaderer, Shaw, Staffanson, Tschida, Wagoner, Welborn, White, Wittich, Mr. Speaker.
Total 56

Nays: B. Bennett, Z. Brown, Court, Curdy, Dudik, Dunwell, Eck, Ellis, Essmann, Funk, Hayman, Hill, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Mehlhoff, Moore, Noonan, Olsen, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Schreiner, Smith, Steenberg, Swanson, Tropila, Webber, Williams, Wilson, Woods, Zolnikov.
Total 44

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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

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

1. Title, page 1, line 5.

Following: "CREATING"

Insert: "A"

2. Title, page 1, line 5 through line 6.

Strike: "AND LOAN" on line 5 through "ACCOUNTS" on line 6

Insert: "ACCOUNT"

3. Title, page 1, line 7 through line 11.

Strike: "ESTABLISHING" on line 7 through "PROJECTS;" on line 11

Insert: "APPROPRIATING MONEY TO THE DEPARTMENTS OF COMMERCE AND NATURAL RESOURCES AND CONSERVATION FOR GRANTS AND LOANS TO STATE AND LOCAL ENTITIES AND REGIONAL WATER AUTHORITIES FOR PROJECTS AND IMPROVEMENTS; ESTABLISHING GRANTS TO ASSIST LOCAL GOVERNMENTS WITH INFRASTRUCTURE AND OTHER NEEDS AS A RESULT OF OIL AND GAS IMPACTS; AUTHORIZING AN INTERIM STUDY; APPROPRIATING MONEY FOR CAPITAL PROJECTS;"

4. Title, page 1, line 13 through line 14.

Strike: "AMENDING" on line 13 through "MCA;" on line 14

5. Title, page 1, line 13.

Strike: "AND A TERMINATION DATE"

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6. Page 1, line 17 through page 15, line 12.

Strike: everything after the enacting clause

Insert: "NEW SECTION. **Section 1. Local infrastructure account -- appropriations and transfer.** (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.

(2) Funds in the account are appropriated as follows:

(a) upon passage and approval of [this act]:

(i) up to \$7,000,000 to the department of natural resources and conservation for renewable resource grants as set forth in [section 2];

(ii) up to \$7,000,000 to the department of commerce for treasure state endowment grants as set forth in [section 3];

(iii) up to \$7,000,000 to the department of commerce for school facility and technology grants as set forth in [section 4];

(iv) up to \$27,500,000 to the department of commerce for the purposes set forth in [section 7]; and

(v) up to \$2,700,000 to the department of natural resources and conservation as set forth in [section 8];

(b) If another \$23.1 million is transferred from the general fund into the account pursuant to [section 12], those funds are appropriated as follows;

(i) up to \$1,200,000 to the department of natural resources and conservation for renewable resource grants as set forth in [section 2];

(ii) up to \$1,300,000 to the department of commerce for treasure state endowment grants as set forth in [section 3];

(iii) up to \$8,100,000 to the department of commerce for school facility and technology grants as set forth in [section 4]; and

(v) \$12.5 million is transferred from the grant program account to the long-range building program account and appropriated to the department of administration for the following projects as follows:

(A) Butte-MTECH - Renovate Engineering Facilities

\$5,000,000 (LRBP) \$4,000,000 (Authority only)

(B) Missoula-UM-Renovation Clapp Science Building

\$5,000,000 (LRBP) \$5,000,000 (Authority only)

(C) Construct Science and Instructional Tech Building Addition, MSU-Billings
\$3,100,000 (LRBP)"

Insert: "NEW SECTION. **Section 2. Appropriation for renewable resource grants.**

The following are the prioritized grant projects:

Missoula County

(Buena Vista Trailer Community Wastewater

Improvements Phase 1) \$77,385

Denton, Town of (Water System) \$125,000

Buffalo Rapids Irrigation Project District 1

(Lateral 19.3 Pipeline Conversion Project Phase 1) \$125,000

Winifred, Town of

(Water System Improvements) \$125,000

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Highwood County Water and Sewer District
(Wastewater System Improvements) \$125,000
Lower Yellowstone Irrigation Project
(Wasteway Project) \$65,000
Department of Natural Resources and Conservation-Water Resources Division (East Fork Rock
Creek Main Canal Lining Project) \$125,000
Riverside Water and Sewer District
(Wastewater Facility Plan) \$125,000
Lewistown, City Of
(Riverdale Subdivision Wastewater Collection System) \$125,000
East Clark Street Water and Sewer District
(Wastewater Collection System) \$125,000
Daly Ditches Irrigation District
(Preservation and Conservation of Resources) \$125,000
Buffalo Rapids Irrigation Project District 2
(Main Canal Rehabilitation) \$125,000
Sidney Water Users Irrigation District
(High Canal Phase 5 Project) \$125,000
Lower Musselshell County Conservation District
(DMWUA South Canal Pre-Tunnel Lining Project) \$125,000
Clinton Irrigation District
(Canal Wasteway Rehabilitation) \$125,000
Roundup, City of
(Water System Improvements) \$125,000
Missoula County Weed District
(Montana Biological Weed Control Coordination Project) \$100,500
Jordan, Town of
(Wastewater System Improvements) \$125,000
Crow Tribe of Indians
(Wastewater Collection System Improvement Project) \$125,000
Helena Valley Irrigation District (Irrigation Efficiency and Water Conservation Project)
\$125,000
Fort Shaw Irrigation District
(Reduce Waste Project) \$125,000
Hysham Irrigation District
(Re-Lift Canal Improvement Project) \$125,000
South Wind Water and Sewer District
(Water Distribution and Wastewater Collection Study) \$125,000
Bainville, Town of
(Water System Improvements) \$125,000
Black Eagle-Cascade County Water & Sewer District
(Wastewater Collection System Rehabilitation Phase 2) \$125,000
Yellowstone Boys and Girls Ranch
(Wastewater Improvements Project) \$125,000
Fort Peck Tribes Lateral L-42M Rehabilitation Project,
Phase 1) \$125,000

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Toston Irrigation District
(Toston Canal Rehabilitation Project) \$125,000
Hot Springs, Town of
(Wastewater Improvements Project) \$125,000
Lockwood Irrigation District
(Pump Station Rehabilitation) \$125,000
Missoula, City of
(Buckhouse Bridge Outfall - Stormwater Treatment Retrofit) \$125,000
Harlowton, City of
(Phase 3 Water System Improvements) \$125,000
Greenfields Irrigation District
(J-Lake Rehabilitation and Water Quality Improvement) \$125,000
Malta Irrigation District
(Exeter Siphon Replacement Project) \$125,000
Garfield County Conservation District
(Little Dry Water User's Association-Infrastructure Improvements) \$125,000
Gallatin County
(Septic System Repair Assistance Program) \$125,000
Flaxville, Town of
(Water System Improvements) \$125,000
Glasgow, City of
(Water System Improvements) \$125,000
Conrad, City of
(Conrad Water System Improvements) \$125,000
Missoula Irrigation District
(Water Conservation Project) \$125,000
Malta Irrigation District(Peoples Creek Diversion Dike
Rehabilitation Project) \$125,000
East Bench Irrigation District
(Main Canal Gate Automation) \$125,000
Dillon, City of
(Water System Improvements) \$125,000
Medicine Lake, Town of
(Wastewater Improvements) \$125,000
Kevin, Town of
(Wastewater Improvement Project - 2014) \$125,000
Department of Environmental Quality
(Montana Time of Travel - Interactive Web Map
Application for Montana) \$125,000
Liberty County Conservation District
(Marias River Bank Stabilization Project
- Phase 2) \$125,000
Foy's Lakeside County Water and Sewer District
(Water System Improvements) \$125,000
Ruby Valley Conservation District
(Smith Slough/Smith Ditch Fisheries

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Enhancement Project)	\$125,000
Green Mountain Conservation District (Improving Water Quality and Fish Habitat in the Vermilion River Watershed)	\$120,248
Glen Lake Irrigation District (Costich Drop Rehabilitation Project)	\$125,000
Lincoln County (Measuring and Modeling the Effects of Mining and Associated Reclamation Activities on Selenium and Nitrate Inputs to Lake Kooconusa)	\$110,500
Petroleum County Conservation District (Musselshell Watershed Prioritized Projects Initiative)	\$125,000
Big Sandy, Town of (Water System Improvements)	\$125,000
RAE Subdivision County Water and Sewer District No. 313 (Woodland Park Well)	\$125,000
Judith Gap, Town of (Phase Sewer Improvements)	\$125,000
Gore Hill County Water District (Water System Improvements)	\$125,000
Department of Natural Resources and Conservation-Flathead Basin Commission (Flathead Basin Watershed Plan)	\$125,000
Huntley Project Irrigation District (Feasibility Study)	\$125,000
Crow Tribe of Indians (Crow Agency Renewable Energy Technology Wastewater Treatment Facility)	\$117,500
Park County Conservation District (Upper Shields River Fish Barrier and Road Improvements)	\$120,000
Bozeman, City of (Sourdough Canyon Natural Water Storage Assessment)	\$125,000
Department of Natural Resources and Conservation-Water Resources Division (Willow Creek Access Road Rehabilitation Project)	\$125,000
Sanders County (Middle Clark Fork River, Plains Reach - Channel Stabilization)	\$125,000
Thompson Falls, City of (Water System Improvements)	\$125,000
Shelby, City of (Stormwater System Improvements)	\$125,000
Mile High Conservation District (Blacktail Creek Non Point Nutrient Management Project)	\$125,000"

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Insert: "NEW SECTION. Section 3. Appropriation for treasure state endowment grants. The following applicants and projects are authorized for grants and listed in the order of their priority:

Other Infrastructure Applicant (project type)	Grant Amount
Flaxville, Town of (wastewater)	\$624,376
Conrad, City of (water)	\$500,000
Dillon, City of (water)	\$625,000
Medicine Lake, Town of (wastewater)	\$500,000
Denton, Town of (water)	\$625,000
Neihart, Town of (water)	\$500,000
Tri-County Water District (water)	\$661,000
Winifred, Town of (water)	\$625,000
Livingston, City of (wastewater)	\$625,000
Simms County Sewer District (wastewater)	\$500,000
Sunburst, Town of (wastewater)	\$107,000
Judith Gap, Town of (wastewater)	\$125,000
Chester, Town of (wastewater)	\$500,000
Jordan, Town of (wastewater)	\$500,000
Foys Lakeside Estates Water and Sewer District (water)	\$157,150
Philipsburg, Town of (wastewater)	\$545,000

Bridge Applicant	Grant Amount
Chouteau County	\$12,654
Ravalli County	\$195,798
Broadwater County	\$338,100"

Insert: "NEW SECTION. Section 4. Appropriation for school facility and technology grants. The following applicants and projects are authorized for grants and listed in the order of their priority:

Applicant/Project	Grant Amount
1. Miles City ELE (Fire system upgrades)	\$179,812
2. Custer County HS (Drainage and roof upgrades)	\$480,127
3. Yellowstone Academy ELE (wastewater)	\$235,000
4. Pryor ELE (Replace unsafe school)	\$610,000
5. Wolf Point ELE (Drainage and roof upgrades)	\$431,150
6. Arlee ELE (Replace boiler)	\$187,500
7. Livingston ELE (HVAC upgrades)	\$332,500
8. Polson ELE (replace boiler and system)	\$668,991
9. Rosebud K-12 (water quality upgrades)	\$87,150
10. Ashland ELE (roof replacement)	\$506,500
11. Grass Range HS (roof replacement)	\$31,382
12. Park City ELE (roof replacement)	\$281,198
13. Troy ELE (boiler replacement)	\$62,700
14. Amsterdam ELE (fire system upgrades)	\$116,325
15. Roundup HS (fire system upgrades)	\$68,688

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16. Troy HS (energy efficiency upgrades)	\$147,944
17. Trout Creek ELE (asbestos abatement)	\$51,300
18. Cascade ELE (HVAC upgrades)	\$167,772
19. Superior K-12 (HVAC upgrades)	\$235,202
20. Lavina K-12 (technology center addition)	\$750,000
21. Shields Valley ELE (boiler replacement)	\$229,156
22. Billings HS (HVAC upgrades)	\$766,606
23. Missoula ELE (classroom upgrades)	\$340,669
24. Missoula HS (classroom upgrades)	\$161,914
25. Plentywood K-12 (boiler replacement)	\$450,000
26. St. Regis K-12 (security upgrades)	\$272,472
27. Kalispell ELE (energy efficiency upgrades)	\$262,949
28. Powell County HS (lighting upgrades)	\$122,395
29. Stevensville ELE (HVAC upgrades)	\$432,947
30. Bridger K-12 (replace boiler)	\$159,000
31. Forsyth HS (HVAC upgrades)	\$127,705
32. Libby K-12 (HVAC upgrades)	\$534,639
33. Lockwood ELE (roof replacement)	\$456,262
34. Stevensville HS (HVAC upgrades)	\$475,026
35. Glasgow K-12 (security upgrades)	\$75,465
36. Three Forks HS (electrical system)	\$60,999
37. Fair-Mont-Egan ELE (facility expansion)	\$183,184
38. Frenchtown K-12 (energy efficiency upgrades)	\$213,204
39. Havre HS (HVAC upgrades)	\$262,500
40. Townsend K-12 (HVAC upgrades)	\$115,670
41. West Valley ELE (kitchen equipment)	\$175,000
42. Laurel ELE (HVAC upgrades)	\$316,000
43. Butte HS (HVAC upgrades)	\$595,323
44. North Star HS (HVAC upgrades)	\$196,308
45. Stanford K-12 (HVAC upgrades)	\$206,520
46. Lolo ELE (security upgrades)	\$170,175
47. Hamilton K-12 (energy efficiency upgrades)	\$476,608
48. Power HS (kitchen upgrades)	\$278,527
49. Anderson ELE (HVAC upgrades)	\$104,500
50. Colstrip ELE (school renovation)	\$375,000
51. North Star ELE (HVAC upgrades)	\$167,405
52. Simms HS (new Vo-Ag and science building)	\$571,417
53. Clinton ELE (energy efficiency upgrades)	\$156,892"

Insert: "NEW SECTION. Section 5. Definitions. As used in [sections 5 through 7], the following definitions apply:

(1) "Department" means the department of commerce established in 2-15-1801.

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

(3) "Oil and gas impact projects" means:

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- (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, or monitoring;
 - (e) roads;
 - (f) bridges;
 - (g) facilities for government administration, fire protection, law enforcement, schools, and emergency services; or
 - (h) projects related to public health and public welfare issues arising from or related to sex trafficking and criminal solicitation issues, especially concerning youth, and including educational or counseling programs.
- (4) "Public services" means essential public services provided by oil and gas impact projects.
- (5) "Tribal government" means the government of a federally recognized Indian tribe within the state of Montana."

Insert: "NEW SECTION. Section 6. Application for grants. The governing body of a local government may apply for a grant for oil and gas impact projects for:

- (1) major repairs to or deferred maintenance on an oil and gas impact project;
- (2) major improvements, enhancements, or expansions to an oil and gas impact project;
- (3) construction of a new oil and gas impact project;
- (4) preliminary planning or design of an oil and gas impact project; or
- (5) continuation and completion of a project initiated on or before [the effective date of this act] that meets the definition of an oil and gas impact project provided in [section 5]."

Insert: "NEW SECTION. Section 7. Basis for awarding grants. (1) The department of commerce shall award grants for oil and gas impact projects that are needed as a direct consequence of an increase in oil and gas development activity.

(2) No more than 10% of the funds awarded annually for grants may be for fire protection and emergency services.

(3) When awarding grants under subsection (1), the department shall:

(a) give preference to infrastructure projects that are located in whole or in part in a county or are contiguous to a county where a horizontally completed well, as defined in 15-36-303, has been drilled within the last 3 years according to the department of natural resources and conservation; and

(b) after preference has been determined pursuant to subsection (3)(a), prioritize projects in the following order:

(i) projects that solve urgent and serious public health or safety problems or that enable local governments to meet state or federal health or safety standards;

(ii) projects that solve a local government's inability to provide adequate public services to an existing population; and

(iii) projects that solve a local government's inability to provide adequate public services to estimated future populations.

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(4) When awarding grants under this section, the department shall also consider the following attributes of an application for an oil and gas impact project grant:

(a) the local government's need for financial assistance, including whether the local government has committed to contributing financially to the project;

(b) whether the local government has completed all preliminary engineering and plan and specification review for the project and will be able to successfully manage the project in a timely manner and complete the project within the proposed budget and timeline;

(c) the extent of previous efforts by the local government to implement:

(i) long-term planning and management of the public facility or facilities;

(ii) long-term planning and management of the jurisdiction's anticipated future growth in population and the local government's ability to provide adequate public services to that population; and

(iii) proportional contributions from new development for the expansion, repair, maintenance, or operation of the public facility or facilities; and

(d) the importance of the project to the community, the extent of public notice provided about the project to the community, and the amount of community participation in and support for the project.

(5) When awarding planning or design grants pursuant to [section 6(4)], the department shall distribute the planning grants on a first-come, first-served basis, giving preference to local governments that are already experiencing impacts associated with oil and gas development.

(6) (a) The department:

(i) shall disburse grant funds to local governments for costs incurred for eligible oil and gas impact project expenses;

(ii) shall establish annual deadlines for submitting applications for oil and gas impact project grants; and

(iii) may adopt rules necessary to implement this section.

(b) Nothing in this subsection (6) prohibits the department from disbursing grant funds to reimburse local governments for costs incurred on or before [the effective date of this act] for eligible oil and gas impact project expenses.

(7) Grants made under this program are subject to review by the legislative finance committee."

Insert: "NEW SECTION. **Section 8. Laurel drinking water project grant.** There is appropriated \$2.7 million from the account established in [section 1(1)] to the department of natural resources and conservation to grant to the city of Laurel for the drinking water intake modification and replacement project in the biennium beginning July 1, 2015."

Insert: "NEW SECTION. **Section 9. Appropriation for reclamation and development grants.** If the department of natural resources and conservation receives bond proceeds pursuant to [section 13], the sum of \$1,700,000 is appropriated to the department to award the following grants in the order of their priority:

Madison County (North Willow Creek Reclamation) \$213,087

Cascade County

(Identifying the Fate of Acid Mine Drainage and Potential Impacts to Madison Aquifer) \$327,322

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Montana Bureau of Mines & Geology
(Enhance Monitoring Fox Hills - Hell Creek Aquifer) \$499,109
Montana Bureau of Mines & Geology
(Enhance Montana's Manufacturing Growth Through Production of Commodities from
Remediation) \$498,171
Roosevelt County
(Kenco Refinery Highest Priority Cleanup) \$150,000"

Insert: "NEW SECTION. Section 10. Construction of veterans' home in southwestern Montana. If the department of administration receives state funds for the construction of the state veterans' home in southwestern Montana from the appropriation in [section 14] and if federal grant funds for the construction of the veterans' home are received afterwards, the federal funds must be deposited into the general fund."

Insert: "**Section 11.** 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 up to \$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 12. General fund transfer. (1) For the biennium beginning July 1, 2015, the department of administration shall transfer \$51.2 million from the general fund to the local infrastructure grant program account provided for in [section 1(1)].

(2) If the certified unaudited general fund revenue, including transfers in, received in fiscal year 2015 as determined on August 1, 2015, by the state treasurer exceeds \$2.152 billion by at least \$30 million but no more than \$60 million, there is transferred an additional \$23.1 million from the general fund to the local infrastructure grant program account provided for in [section 1(1)]."

Insert: "NEW SECTION. Section 13. Authorization of bonds --conditions -- transfers. (1) If the certified unaudited general fund revenue, including transfers in, received in fiscal year 2015 as determined on August 1, 2015, by the state treasurer exceeds \$2.152 billion by \$60 million or more, 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 purpose of funding capital projects as set forth in [sections 9 and 14] 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) The department of administration shall deposit \$18,300,000 of the bond proceeds into the long-range building program account for the projects set forth in [section 14] and

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deposit \$1,700,000 to the account established in [section 1(1)] for reclamation and development grants as set forth in [section 9]."

Insert: "NEW SECTION. Section 14. Appropriations and authorizations of projects. (1) If bonds are issued pursuant to [section 13], the following projects, pursuant to 18-2-102, are authorized and approved:

DEPARTMENT OF ADMINISTRATION

State Veterans' Home in Southwestern Montana

\$10,000,000 (LRBP)

MONTANA UNIVERSITY SYSTEM

Library Renovation - MSU Billings

\$2,650,000 (LRBP)

Land acquisition - Great Falls College-MSU

\$750,000 (LRBP) \$750,000 (Total)

DEPARTMENT OF FISH, WILDLIFE, & PARKS

Lewis & Clark Caverns SP Electrical Upgrades \$2,000,000 (LRBP)

Nevada and Virginia Cities \$900,000 (LRBP)

(2) The funding for Great Falls College-MSU constitutes authority only for purposes of section 4, Chapter 381, Laws of 2013."

Insert: "NEW SECTION. Section 15. Interim study regarding impacts of closure of Montana developmental center -- appropriation. (1) In the biennium beginning July 1, 2015, a subcommittee shall convene to study the impacts of a closure of the Montana developmental center and present its findings to the children, families, health, and human services interim committee by August 1, 2016.

(2) The subcommittee is composed of six members as follows:

(a) two members appointed by the house minority leader; (b) one member appointed by the speaker of the house of representatives;

(c) two members appointed by the president of the senate; and

(d) one member appointed by the senate minority leader.

(3) The personnel, data, and facilities of the legislative services division and other appropriate legislative entities must be made available to the subcommittee.

(4) In the biennium beginning July 1, 2015, there is appropriated \$25,000 from the general fund to the legislative services division to conduct the study authorized in this section."

Insert: "COORDINATION SECTION. Section 16. Coordination instruction. If House Bill No. 512 is not passed and approved or is passed and approved without an appropriation, the \$1.5 million in general fund is appropriated to the department of justice for a crime lab branch in Billings and the amount of the appropriation in [section 1] for grants for the purposes set forth in [section 7] is reduced from \$27.5 million to \$26 million and the transfer authorized in [section 12] is reduced from \$51.2 million to \$49.7 million."

Insert: "NEW SECTION. Section 17. Creation of state debt. Because [section 13] 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."

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Insert: "NEW SECTION. Section 18. Effective date. [This act] is effective on passage and approval."

Amendment not adopted as follows:

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

Nays: B. Bennett, Berry, Z. Brown, Clark, Cook, Court, Curdy, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fiscus, Funk, Hayman, Hill, Hollandsworth, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McConnell, Mehlhoff, Moore, Noonan, Olsen, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Richmond, Salomon, Schreiner, Shaw, Smith, Steenberg, Swanson, Tropila, Webber, Welborn, Williams, Wilson, Woods, Mr. Speaker.
Total 55

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. Title, page 1, line 13.
Following: "AUTHORITY;"
Insert: "PROVIDING A STATUTORY APPROPRIATION;"
Following: "15-10-420"
Insert: ", "
Strike: "AND"
Following: "16-11-119,"
Insert: "AND 17-7-502,"

2. Page 2, line 22.
Following: "ARE"
Insert: "statutorily"
Following: "APPROPRIATED"
Insert: ", AS PROVIDED IN 17-7-502,"

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3. Page 3, line 4.

Strike: "19"

Insert: "20"

4. Page 3, line 7.

Strike: "19"

Insert: "20"

5. Page 8, line 16.

Strike: "19"

Insert: "20"

6. Page 13, line 4.

Insert: "**Section 17.** Section 17-7-502, MCA, is amended to read:

"17-7-502. Statutory appropriations -- definition -- requisites for validity. (1) A statutory appropriation is an appropriation made by permanent law that authorizes spending by a state agency without the need for a biennial legislative appropriation or budget amendment.

(2) Except as provided in subsection (4), to be effective, a statutory appropriation must comply with both of the following provisions:

(a) The law containing the statutory authority must be listed in subsection (3).

(b) The law or portion of the law making a statutory appropriation must specifically state that a statutory appropriation is made as provided in this section.

(3) The following laws are the only laws containing statutory appropriations: 2-15-247; 2-17-105; 5-11-120; 5-11-407; 5-13-403; 7-4-2502; 10-1-108; 10-1-1202; 10-1-1303; 10-2-603; 10-3-203; 10-3-310; 10-3-312; 10-3-314; 10-4-301; 15-1-121; 15-1-218; 15-35-108; 15-36-332; 15-37-117; 15-39-110; 15-65-121; 15-70-101; 15-70-369; 15-70-601; 16-11-509; 17-3-106; 17-3-112; 17-3-212; 17-3-222; 17-3-241; 17-6-101; 18-11-112; 19-3-319; 19-6-404; 19-6-410; 19-9-702; 19-13-604; 19-17-301; 19-18-512; 19-19-305; 19-19-506; 19-20-604; 19-20-607; 19-21-203; 20-8-107; 20-9-534; 20-9-622; 20-26-1503; 22-1-327; 22-3-1004; 23-4-105; 23-5-306; 23-5-409; 23-5-612; 23-7-301; 23-7-402; 30-10-1004; 37-43-204; 37-51-501; 39-1-105; 39-71-503; 41-5-2011; 42-2-105; 44-4-1101; 44-12-206; 44-13-102; 53-1-109; 53-1-215; 53-2-208; 53-9-113; 53-24-108; 53-24-206; 60-11-115; 61-3-415; 69-3-870; 75-1-1101; 75-5-1108; 75-6-214; 75-11-313; 76-13-150; 76-13-416; 77-1-108; 77-2-362; 80-2-222; 80-4-416; 80-11-518; 81-1-112; 81-7-106; 81-10-103; 82-11-161; 85-20-1504; 85-20-1505; 87-1-603; 90-1-115; 90-1-205; 90-1-504; 90-3-1003; [section 2]; 90-6-331; and 90-9-306.

(4) There is a statutory appropriation to pay the principal, interest, premiums, and costs of issuing, paying, and securing all bonds, notes, or other obligations, as due, that have been authorized and issued pursuant to the laws of Montana. Agencies that have entered into agreements authorized by the laws of Montana to pay the state treasurer, for deposit in accordance with 17-2-101 through 17-2-107, as determined by the state treasurer, an amount sufficient to pay the principal and interest as due on the bonds or notes have statutory appropriation authority for the payments. (In subsection (3): pursuant to sec. 10, Ch. 360, L. 1999, the inclusion of 19-20-604 terminates contingently when the amortization period for the teachers' retirement system's unfunded liability is 10 years or less; pursuant to sec. 10, Ch. 10,

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Sp. L. May 2000, secs. 3 and 6, Ch. 481, L. 2003, and sec. 2, Ch. 459, L. 2009, the inclusion of 15-35-108 terminates June 30, 2019; pursuant to sec. 73, Ch. 44, L. 2007, the inclusion of 19-6-410 terminates contingently upon the death of the last recipient eligible under 19-6-709(2) for the supplemental benefit provided by 19-6-709; pursuant to sec. 14, Ch. 374, L. 2009, the inclusion of 53-9-113 terminates June 30, 2015; pursuant to sec. 5, Ch. 442, L. 2009, the inclusion of 90-6-331 terminates June 30, 2019; pursuant to sec. 16, Ch. 58, L. 2011, the inclusion of 30-10-1004 terminates June 30, 2017; pursuant to sec. 6, Ch. 61, L. 2011, the inclusion of 76-13-416 terminates June 30, 2019; pursuant to sec. 13, Ch. 339, L. 2011, the inclusion of 81-1-112 and 81-7-106 terminates June 30, 2017; pursuant to sec. 11(2), Ch. 17, L. 2013, the inclusion of 17-3-112 terminates on occurrence of contingency; pursuant to secs. 3 and 5, Ch. 244, L. 2013, the inclusion of 22-1-327 is effective July 1, 2015, and terminates July 1, 2017; and pursuant to sec. 10, Ch. 413, L. 2013, the inclusion of 2-15-247, 39-1-105, 53-1-215, and 53-2-208 terminates June 30, 2015.)"

Renumber: subsequent sections

Amendment adopted as follows:

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

Total 86

Nays: Ballance, J. Bennett, Glimm, Harris, Hertz, Lamm, Manzella, Monforton, Olszewski, Regier, Schwaderer, White, Wittich, Zolnikov.

Total 14

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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, Hayman, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Karjala, Kelker, Kipp III, Lang, Lieser, Lynch, MacDonald,

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Mandeville, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Moore, Mortensen, Noonan, Olsen, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, Pope, Price, Ricci, Richmond, Salomon, Schreiner, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Webber, Welborn, Williams, Wilson, Woods, Mr. Speaker.

Total 67

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

Total 32

Excused: None.

Total 0

Absent or not voting: Hagstrom.

Total 1

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

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

Total 79

Nays: J. Bennett, Berglee, Brodehl, B. Brown, Flynn, Glimm, Harris, Hertz, Lamm, Laszloffy, Manzella, Noland, Olszewski, Pinocci, Regier, Schwaderer, Tschida, Wagoner, White, Wittich, Zolnikov.

Total 21

Excused: None.

Total 0

Absent or not voting: None.

Total 0

House in Recess
House Reconvened

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

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

HB 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, 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, Tschida, Webber, Welborn, Williams, Wilson, Woods, Mr. Speaker.
Total 91

Nays: B. Brown, Burnett, Monforton, Olszewski, Schwaderer, Wagoner, White, Wittich, Zolnikov.
Total 9

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

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

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Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Shaw, Smith, Steenberg, Swanson, Tropila, Tschida, Wagoner, Webber, Welborn, White, Williams, Wilson, Wittich, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: Harris, Lamm, Schwaderer, Staffanson.

Total 4

Excused: None.

Total 0

Absent or not voting: None.

Total 0

THIRD READING OF BILLS

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

HB 2 passed as follows:

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

Total 81

Nays: J. Bennett, Berglee, B. Brown, Doane, Essmann, Fitzpatrick, Hertz, Lamm, Laszloffy, Miller, Monforton, Mortensen, Randall, Schwaderer, Staffanson, Wagoner, White, Wittich, Zolnikov.

Total 19

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 6 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, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Hagstrom, Harris, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kipp III, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, 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, Wagoner, Webber, Welborn, Williams, Wilson, Woods, Mr. Speaker.
Total 92

Nays: Burnett, Essmann, Lamm, Monforton, Schwaderer, White, Wittich, Zolnikov.
Total 8

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 10 passed as follows:

Yeas: 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, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kipp III, Lang, 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, Ricci, Richmond, Salomon, Schreiner, Shaw, Smith, Staffanson, Steenberg, Swanson, Tropila, Wagoner, Webber, Williams, Wilson, Wittich, Woods, Mr. Speaker.
Total 80

Nays: Ballance, J. Bennett, B. Brown, Essmann, Fitzpatrick, Glimm, Lamm, Laszloffy, Manzella, Monforton, Noland, Olszewski, Pinocci, Redfield, Regier, Schwaderer, Tschida, Welborn, White, Zolnikov.
Total 20

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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SB 260 concurred in as follows:

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

Total 62

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

Total 38

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 416 failed (due to 2/3 vote requirement) as follows:

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

Total 64

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

Total 36

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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SB 418 concurred in as follows:

Yeas: Ballance, B. Bennett, Berglee, Berry, Brodehl, Z. Brown, Clark, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Hagstrom, Harris, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kipp III, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, 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 89

Nays: J. Bennett, B. Brown, Burnett, Lamm, Monforton, Olszewski, Schwaderer, Tschida, White, Wittich, Zolnikov.

Total 11

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 512 concurred in 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, Greef, Hagstrom, Harris, Hayman, Hertz, Hess, Hill, Hollandsworth, Holmlund, Hunter, Jacobson, Jones, Karjala, Kelker, Kipp III, Lang, Laszloffy, Lavin, Lieser, Lynch, MacDonald, Mandeville, Manzella, McCarthy, McClafferty, McConnell, McKamey, Mehlhoff, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Noonan, Olsen, Olszewski, Osmundson, Pease-Lopez, Peppers, Perry, Person, Pierson, 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: Burnett, Glimm, Lamm, Pinocci.

Total 4

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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SB 171 concurred in as follows:

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

Total 52

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

Total 48

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 410 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, 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

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SB 353 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, McCarthy, McKamey, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Olszewski, Osmundson, Pinocci, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schwaderer, Shaw, Staffanson, Tschida, Wagoner, Welborn, White, Wittich, Mr. Speaker.
Total 59

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: None.
Total 0

SB 138 concurred in as follows:

Yeas: J. Bennett, Berglee, Berry, Brodehl, Z. Brown, Burnett, Clark, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fiscus, Fitzpatrick, Flynn, Funk, Garner, Glimm, Greef, Hagstrom, Harris, Hertz, Hess, Hollandsworth, Holmlund, Jacobson, Jones, Lang, Lavin, Lynch, Mandeville, McKamey, Mehlhoff, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Olszewski, Osmundson, Peppers, Person, Price, Randall, Redfield, Regier, Ricci, Richmond, Salomon, Schreiner, Schwaderer, Shaw, Smith, Staffanson, Tropila, Tschida, Wagoner, Webber, Welborn, White, Williams, Mr. Speaker.
Total 64

Nays: Ballance, B. Bennett, B. Brown, Court, Curdy, Dudik, Dunwell, Eck, Ellis, Hayman, Hill, Hunter, Karjala, Kelker, Kipp III, Lamm, Laszloffy, Lieser, MacDonald, Manzella, McCarthy, McClafferty, McConnell, Noonan, Olsen, Pease-Lopez, Perry, Pierson, Pinocci, Pope, Steenberg, Swanson, Wilson, Wittich, Woods, Zolnikov.
Total 36

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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SB 336 concurred in as follows:

Yeas: Ballance, B. Bennett, J. Bennett, Berglee, Berry, B. Brown, Z. Brown, Burnett, Clark, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzpatrick, Flynn, Garner, Glimm, Greef, Hagstrom, Hayman, Hertz, Hess, Hollandsworth, Holmlund, Jacobson, Karjala, Lang, Laszloffy, Lavin, Lieser, Lynch, Mandeville, Manzella, McCarthy, McConnell, Meyers, Miller, Monforton, Moore, Mortensen, Noland, Noonan, Olszewski, Osmundson, Peppers, Perry, Pierson, Pinocci, Randall, Regier, Ricci, Richmond, Salomon, Schwaderer, Shaw, Smith, Staffanson, Tropila, Tschida, Welborn, White, Williams, Wittich, Zolnikov, Mr. Speaker.

Total 67

Nays: Brodehl, Court, Curdy, Dudik, Dunwell, Eck, Ellis, Fiscus, Funk, Harris, Hill, Hunter, Jones, Kelker, Kipp III, Lamm, MacDonald, McClafferty, McKamey, Mehlhoff, Olsen, Pease-Lopez, Person, Pope, Price, Redfield, Schreiner, Steenberg, Swanson, Wagoner, Webber, Wilson, Woods.

Total 33

Excused: None.

Total 0

Absent or not voting: None.

Total 0

MOTIONS

Minority Leader Hunter moved to suspend the Rules to allow **SB 416** be put on third reading, this same day, April 24, 2015.

Motion **failed** as follows:

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

Total 65

Nays: Ballance, J. Bennett, Berglee, Brodehl, B. Brown, Burnett, Ehli, Fiscus, Flynn, Glimm, Greef, Harris, Hertz, Lamm, Lang, Laszloffy, Lavin, Manzella, McKamey, Meyers, Miller, Monforton, Mortensen, Noland, Olszewski, Pinocci, Redfield, Regier, Ricci, Schwaderer, Staffanson, Wagoner, White, Wittich, Zolnikov.

Total 35

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

SPECIAL ORDERS OF THE DAY

Representative Redfield thanked the pages for their service.

Majority Leader Regier presented Speaker Knudsen and Chief Clerk Grovom with plaques and thanked them for their service.

Speaker Knudsen presented Majority Leader Regier with a plaque in thanks for his service to the Majority Caucus.

Representative Doane and Representative Court honored Representative Jerry Bennett as Legislator and Chairman of the Year for the 64th Legislative Session.

ANNOUNCEMENTS

Majority Leader Regier moved that the House adjourn until 8:00 a.m., Saturday, April 25, 2015. Motion carried.

House adjourned at 2:41 p.m.

LINDSEY GROVOM
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House