

**HOUSE JOURNAL
65TH LEGISLATURE
ELEVENTH LEGISLATIVE DAY**

Helena, Montana
January 16, 2017

House Chambers
State Capitol

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

Roll Call. All members present, except Representatives Essmann, Lavin, Jones, excused. Quorum present.

SPECIAL ORDERS OF THE DAY

Speaker Knudsen moved that the House move to Order of Business #11, Special Orders Of The Day, for the purpose of receiving an address by the Honorable Senator for the State of Montana, Jon Tester. Motion carried.

Majority Leader Ehli moved that Speaker Knudsen be authorized to appoint two committee members to escort the United States Senator into the House Chamber. Motion carried.

Speaker Knudsen appointed Representative Custer and Representative Swanson. The Committee was discharged.

Sergeant-at-Arms Murfitt notified Speaker Knudsen that the United States Senator Jon Tester was awaiting entrance into the House Chamber.

The Committee escorted the Senator into the Chamber.

Speaker Knudsen introduced the Honorable Jon Tester, Senator for the State of Montana.

Speaker Knudsen, Majority Leader Ehli, Minority Leader Eck, honored guests, members of the House: It is truly an honor to be here.

I'd be remiss if I didn't acknowledge that today is Martin Luther King Day, a day that celebrates a man who saw injustice in this country and worked to change it. It is a great reminder of the impact a citizen can have on our government if we work together.

This tradition of inviting the members of our Congressional Delegation to address this body reminds us: we are Montanans first.

Twelve years ago when I was Senate President, we made time for these addresses because it is a way to align Montana's priorities at a state and federal level.

Montanans look to our elected officials for leadership and a spirit of cooperation.

I'll admit, it's disappointing the current Montana Senate President chose to abandon the smart tradition of joint addresses to the Legislature, especially early in the session when there's a little more time to do so.

Speaker Knudsen, thank you for doing your part to honor this tradition.

But first, I'd like to take a moment and thank the men and women who have made our country the leader of the free world for so many generations: our veterans.

HOUSE JOURNAL
ELEVENTH LEGISLATIVE DAY - JANUARY 16, 2017

Would all of the fine folks who served our country please stand to be recognized. Thank you for your service to our country. As the incoming Ranking Member of the VA Committee, I promise we do not take our responsibility to you lightly. Whether it's getting the Southwest Vets Home in Butte built or holding the VA accountable for long wait times, we will work together to do right by our veterans.

As a citizen legislature, we have veterans, farmers, teachers, small business men and women. And for 90 days or so you come to Helena to represent your district, vote your conscience, and make Montana proud. Our state's founders knew that whether you are a rancher from Bloomfield or a teacher from Helena, for these ninety days, your priority would be to your constituents and our great state. Despite our differences we have a common goal, to ensure Montana continues to be the Last Best Place for generations to come.

We know Montana is already a great place. With Glacier and Yellowstone parks, world class hunting and fishing, and the best agriculture products in the world, folks from all over come to our state to experience a little slice of the paradise we get to call home. From Sidney to St. Regis and everywhere in between Montana is full of the hardest working people in the nation. I hope to work with you to create good paying jobs across Montana. Today I will present a thoughtful, common sense, Montana focused plan to strengthen our economy and create high paying jobs. I'm calling it Employ Montana. Employ Montana will rebuild our infrastructure, create a marketplace for our products, pave the way for innovation, invest in our workforce, and responsibly develop our resources. This will let folks know Montana is open for business. But in order to compete in a global marketplace Montana needs more than scenery and a dedicated workforce.

My first objective, as part of Employ Montana, is to invest in our infrastructure. Together we can ensure folks have an infrastructure that allows them to get to work during the week, play on the weekend, and that businesses big and small can get their products to market. That's why I worked to pass a long term highway bill that ensures Montanans gets more bang for their buck. Thanks to the highway bill, for every dollar that hardworking Montanans contribute to the federal Highway Trust Fund, our state gets about two-and-a-half bucks back. This year, that's about \$424 million for our roads, bridges, and highways. But we only get that funding if the state agrees to put up a certain amount as well. The Governor provided a temporary fix that ensures we get that funding this year. But this is still a systemic issue that we must address in the future. Montanans need you to ensure the tens of millions of dollars that Montana families pay into the Highway Trust Fund don't get sent to New York, California, or Alabama instead. Our construction workers, contractors, and middle class families cannot afford to see money left on the table because their politicians can't agree. I've seen this body rise to the challenge time and time again and I know you will not disappoint.

HOUSE JOURNAL
ELEVENTH LEGISLATIVE DAY - JANUARY 16, 2017

Montana's infrastructure needs go beyond our bridges, streets, and water systems. That's why Employ Montana will also prepare our state for the 21st century economy by ensuring responsible investments in rural broadband.

In 2015, the second phase of the Connect America Fund delivered nearly \$100 million to two broadband companies that serve Montana. I want to see that money resulting in fiber being laid down across this state as soon as possible.

That's why I plan to hold CenturyLink and Frontier's feet to the fire and find out what progress they are making.

We've invested in them, and it is time to find out what kind of return we are receiving.

Strong connectivity across Montana will attract businesses to our state and allow for our Montana made companies to market their product worldwide.

Companies like Kracklin Kamut-a healthy wheat based snack food. I am pleased to have Thomas joined by his wife Heather and daughter Grace who just moved to Big Sandy to work for Kracklin Kamut. Thomas, please stand.

An innovative start-up like Kracklin Kamut brought Thomas and his family to Big Sandy to work and with stronger broadband, Kracklin Kamut can be sold in even the biggest markets which could bring more jobs and more families to the community.

In Montana we know whether it's snack food or textiles, we make a superior product and we are proud to see "Made in America" slapped on the label.

It is time that we make sure our taxpayer dollars are being used to support American workers, not lining the pockets of foreign corporations.

Through my Employ Montana plan I will introduce the Berry Amendment Extension Act which would require the Department of Homeland Security to purchase their supplies from American companies. I think of Bozeman's own Mystery Ranch, which could provide the folks on the border with their quality multi-purpose backpacks.

This is a common sense solution that will create jobs here in Montana and keep our taxpayer dollars within our own borders.

Whether Montanans produce backpacks, airplane parts, beef, or wheat we are competing in a global marketplace.

President-elect Trump and I agree: we need to ensure America has fair trade, not free trade.

And as part of my Employ Montana plan I look forward to working with the President-elect to develop trade policies that ensure Montana producers get a fair shake while protecting American workers.

My friends from the forested counties can agree: it's time to negotiate a new softwood lumber agreement.

I will work with the new Administration to create a fair, effective, and sustainable softwood lumber agreement.

This will help our timber industry get the certainty they need to responsibly cut trees and help get our mills back to work.

Our timber industry is not the only one suffering from unfair trade practices.

Farmers across Montana continue to feel the consequence of unfair wheat grading by the Canadian government.

There is many a company that gets stopped at the border because of unfair trade practices.

Montana farmers produce the best product. To see it immediately downgraded to feed grade at

HOUSE JOURNAL
ELEVENTH LEGISLATIVE DAY - JANUARY 16, 2017

the border is unacceptable.

I'll do my part, and I want the Trump administration to do their part to ensure Montana farmers can be competitive in the global marketplace.

This will create a strong market for Montana's farmers, putting more money into the hands of our farmers, more money that they can spend on Montana products.

I believe the best way to create jobs is by building an economy that empowers innovators.

Often times creative Montanans lack the access to capital in order to start their business.

A large part of my Employ Montana plan is dedicated to ensuring Montana innovators have access to capital and the means to develop private partnerships.

Programs like the Small Business Innovation Research Program provide grant money to companies to help them get off the ground.

I am pleased to have one of those innovators, Stan Abel, of SiteOne Therapeutics, in the gallery today joined by his wife Stacey. Stan please stand.

Stan saw the opioid crisis ravaging our country and worked with scientist to try and find a better, less addictive, way to manage pain.

With the help of SBIR grants Stan was able to get his business started and went on to secure private investment from Montana's first successful Venture Capital firm Next Frontier.

SiteOne will continue to grow and employ more and more people in Montana because of Stan's ability to see a problem and think of an innovative solution to solve that problem.

A Montana business supported by Montana capital makes SiteOne a model for our state and we need to look to spread their success statewide.

With increased SBIR grants, we will have more innovators like Stan leading the way.

Small business grants are only one piece of the puzzle. The next part of my Employ Montana plan is to cut red tape and increase access to capital for community banks.

I am pleased to have Bob Nystuen [Nice-Tune] and his wife Kim in the gallery today as well. Bob is President of Glacier Bank in Kalispell. Bob and Kim please stand.

He has worked for community banks from Miles City to Kalispell and tells me that Montana is bursting with new ideas and is ripe for a growing business climate.

But our community banks are hampered by regulation that was meant to police the big guys, not the small credit unions and community banks that serve rural America and Main Street. All you have to do is spend five minutes with Bob to understand the differences between him and a Wall Street banker.

As a member of the Banking Committee, I will work with Democrats and Republicans to provide responsible reforms to Dodd-Frank, to cut red tape for Bob and other Montana banks that are the cornerstone of our rural communities.

With regulatory relief our businesses will have better access to capital and be able to invest in their product, hire more workers, and expand their markets.

Luckily for our businesses Montana's workforce is second to none.

My Employ Montana plan includes lean and mean investment in our workforce-an investment that is designed to meet the needs of the community.

In the gallery today we have Mike Robbins, the Chairman of the Board of Montana Precision Products. Mike please stand.

Montana Precision Products builds components for GE Aviation.

HOUSE JOURNAL
ELEVENTH LEGISLATIVE DAY - JANUARY 16, 2017

This company needs welders and has plans to hire eighty to one-hundred people by 2020. And that's why they've partnered with the Anaconda Job Corps to build a skilled pipeline of employees.

The Employ Montana plan proposes to boost our Job Corps programs in order to meet the needs of Montana businesses.

So folks like Ray Ryan, the Site Manager for Anaconda Job Corps, can train up the next generation of skilled workers.

People like Megan Widmer and Katie Barker. These two young ladies are active in the Anaconda Job Corps and they are here today with Ray. Ray, Megan, and Katie please stand.

I want to thank them for their dedication to Montana.

With additional resources we can ensure the Anaconda Job Corps and programs like it expand, create good paying jobs, and meet the needs of local industry with well-trained local workers.

But these types of community partnerships should not just be limited to Job Corps—we need to look at our education system and ensure it is creating a workforce that meets Montana's needs.

Our two year colleges are the key. That's why as part of Employ Montana, we need to give our community colleges the resources they need to develop the talent our employers are asking for.

Because of our investment in education:

A kid from Columbia Falls can go down to Flathead Community College, join its culinary program, and start a restaurant in Whitefish.

A young woman from Terry can travel southwest to Miles City Community College, enroll in its Commercial Driver's License course, and learn to drive and 18-wheeler hauling grain up to the Port of Raymond.

We can work together to build on the success of our community colleges and expand our job training programs so that our workforce is ready to answer the call.

Investing in our education is an investment in Montana's future.

Developing our human resources is critically important to a strong economy. But in Montana we have an incredible supply of natural resources as well.

Included in Employ Montana is a plan to responsibly develop an all-of-the-above energy strategy. I plan to introduce the Carbon Capture Utilization and Storage Act which will incentivize investment in the use of carbon capture technology.

This legislation will provide tax credits to allow for Montana companies to burn coal cleaner and create good paying jobs.

But we can't ignore the fact that our climate is changing.

RIFF ABOUT CHANGES ON YOUR FARM.

This isn't a tree hugging issue. It's a jobs issue. And it's a food security issue.

Montana's number one industry, agriculture, will lose profits and be more dependent on the federal government to pay the bills if we don't start taking proactive steps to protect our clean air and water.

This is Montana's Constitutional right.

So I hope you will join me in supporting Employ Montana.

From stronger infrastructure, to better broadband, increased start up grants and access to capital. From strengthening workforce programs and tapping our energy economy—Employ Montana will create high paying jobs and an economy we are proud of.

HOUSE JOURNAL
ELEVENTH LEGISLATIVE DAY - JANUARY 16, 2017

Now I would be remiss if I didn't take the last few minutes to talk about health care. It's a pressing issue and one that both Congress and the Montana Legislature will have to grapple with.

Thanks to your good work last session Montana expanded Medicaid to over 60,000 hardworking people.

For the first time in their lives these people were able to afford health coverage, you should be commended for that.

Repeal. Delay. Replace. Repeal and replace. Repeal and Delay. Obamacare. Trumpcare.

Here are the facts:

The health care industry accounts for over fifty-two thousand jobs in Montana.

Health care in Montana is a \$4 billion industry

If Congress repeals the Affordable Care Act:

Coverage would be ripped away from the sixty thousand folks you gave hope to just two years ago.

Montana's economy would lose \$3.1 Billion-with a B-between 2019 and 2023.

It would add \$350 Billion to the deficit.

We would lose eight thousand two-hundred jobs in 2019 alone.

And rural areas would feel it the most, hospitals in towns like Culbertson, Hamilton, and my home town of Big Sandy would potentially have to board up their doors.

Working together to fix the Affordable Care Act is just good business.

I've been around the state and the message is clear:

People don't want Congress taking away their health care.

Right now we have an incredible opportunity to find bipartisan solutions that can make health care more affordable for middle class families.

But instead of having that important conversation, Congress is on the cusp of repealing all the progress we've made.

I want to be clear. I know premiums are rising. We cannot settle for any situation where middle class families cannot afford health insurance. I know that.

But let's work together to keep the accountability up, and the costs down.

Repealing the A-C-A without a plan for what comes next will not lower costs.

Our families' health care is too important to throw it into chaos.

We need to look before we leap. And we can't throw the baby out with the bath water.

We need to be working to provide affordability to families and certainty to the rural communities that rely on our hospitals.

I know we can find common ground to deliver that to Montana.

In Montana, there is far more that unites us than divides us.

We can all agree that Montana raises the best ag products in the world.

We can all agree that on a summer afternoon we'd rather be on the river than cooped up in an office.

And we can all agree that Montana is home to the hardest working men and women in the world.

We owe it to these hardworking men and women to come together to build a stronger Montana.

Together, we can build stronger roads and bridges.

We can build a 21st Century infrastructure.

We can build the quality products to supply folks at home and abroad.

We can build a business friendly environment that encourages innovation and investment.

We can build a more efficient workforce to meet the needs of our changing economy.

HOUSE JOURNAL
ELEVENTH LEGISLATIVE DAY - JANUARY 16, 2017

We can build an energy sector that doesn't mortgage our future for today's profits.
We can build a health care system that works for everyone, not just big insurance or drug companies.
And we can build a stronger, better Montana for our next generation.
Good luck in the coming weeks.
God bless you, God bless Montana, and God bless this great country.

Speaker Knudsen thanked Senator Tester for his remarks and requested the Committee escort Senator Tester from the Chamber.

Sergeant-at-Arms Murfitt escorted the guests from the House Chamber.

BILLS (Ricci, Chair): 1/16/2017

Correctly printed: **HB 29, HB 38, HB 39, HB 40, HB 42, HB 63, HB 67, HB 74, HB 102, HB 106, HB 111, HB 150, HB 159, HB 184, HB 191, HB 197, HB 233, HB 234, HB 236, HB 237, HB 238.**

Correctly engrossed: **HB 18, HB 43, HB 68, HB 83, HB 98, HB 115, HB 117, HB 118, HB 120.**
Transmitted to the Senate: **HB 38, HB 184, HB 197.**

LEGISLATIVE ADMINISTRATION (Ricci, Chair): 1/16/2017

MR. SPEAKER:

We, your committee on Legislative Administration recommend that employment of the following pages of the House be ceased as of 5:00 p.m., Friday, January 13, 2017:

Brett Kipp, Browning
Keely Baker, Browning
Abraham Osmundson, Buffalo

and recommend that the following pages of the House be employed as of 1:00 p.m., Monday, January 16, 2017:

Tori Farr, Lewistown
Jamie Hotaling, Billings
Allison Johnson, Billings

Report Adopted.

REPORTS OF STANDING COMMITTEES

AGRICULTURE (Redfield, Chair): 1/12/2017
HB 130, do pass. Report adopted.

HOUSE JOURNAL
ELEVENTH LEGISLATIVE DAY - JANUARY 16, 2017

HB 131, do pass. Report adopted.

HUMAN SERVICES (Wagoner, Chair):

1/13/2017

HB 45, do pass. Report adopted.

HB 105, introduced bill, be amended as follows:

1. Title, page 1, line 7.

Strike: "LIMITING GOVERNMENTAL AND COMMISSION LIABILITY;"

2. Page 2, line 4.

Strike: "Section"

3. Page 2, line 5.

Following: "1211"

Insert: "or on full-time National Guard duty pursuant to 32 U.S.C 520(f)"

4. Page 6, line 28.

Strike: subsection (c) in its entirety

5. Page 10, line 21 through line 27.

Strike: subsection (7)(a) in its entirety

6. Page 10, line 28.

Strike: "(b)"

Insert: "(7)(a)"

Renumber: subsequent subsection

7. Page 11, line 2.

Strike: "(7)(b)"

Insert: "(7)(a)"

8. Page 17, line 21 through line 24.

Strike: section 4 in its entirety

Renumber: subsequent section

And, as amended, do pass. Report adopted.

MESSAGES FROM THE SENATE

Senate joint resolution passed and transmitted to the House for concurrence:

1/13/2017

SJ 1, introduced by Thomas

HOUSE JOURNAL
ELEVENTH LEGISLATIVE DAY - JANUARY 16, 2017

FIRST READING AND COMMITMENT OF BILLS

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

HB 230, introduced by D. Jones, R. Brodehl, F. Garner, T. Gauthier, E. Greef, K. Holmlund, D. Mortensen, T. Richmond, R. Shaw, referred to Judiciary.

HB 235, introduced by D. Jones, A. Olszewski, referred to Human Services.

HB 239, introduced by B. Harris, referred to Taxation.

HB 240, introduced by K. White, referred to Fish, Wildlife and Parks.

HB 241, introduced by A. Doane, K. Abbott, F. Anderson, J. Bachmeier, N. Ballance, D. Bartel, B. Beard, B. Bennett, S. Berglee, L. Bishop, R. Brodehl, B. Brown, Z. Brown, T. Burnett, V. Court, W. Curdy, A. Curtis, G. Custer, K. Dudik, M. Dunwell, J. Eck, J. Ellis, J. Essmann, D. Fern, R. Fitzgerald, J. Fleming, K. Flynn, M. Funk, W. Galt, F. Garner, C. Glimm, E. Greef, B. Grubbs, J. Hamilton, B. Hamlett, B. Harris, D. Hayman, A. Hertz, G. Hertz, E. Hill Smith, K. Holmlund, M. Hopkins, T. Jacobson, D. Jones, J. Karjala, J. Keane, K. Kelker, G. Kipp, J. Knokey, A. Knudsen, C. Knudsen, S. Lavin, D. Lenz, D. Loge, R. Lynch, F. Mandeville, T. Manzella, K. McCarthy, N. McConnell, W. McKamey, S. Morigeau, D. Mortensen, M. Noland, J. O'Hara, A. Olsen, J. Patelis, R. Peppers, Z. Perry, G. Pierson, J. Price, A. Redfield, K. Regier, M. Regier, V. Ricci, A. Rosendale, M. Ryan, W. Sales, C. Schreiner, R. Shaw, L. Sheldon-Galloway, D. Skees, B. Smith, S. Staffanson, S. Stewart-Peregoy, K. Swanson, J. Trebas, B. Tschida, B. Usher, S. Vinton, K. Wagoner, P. Webb, S. Webber, T. Welch, K. White, J. Windy Boy, T. Woods, D. Zolnikov, referred to Transportation.

HB 242, introduced by T. Jacobson, K. McCarthy, D. Zolnikov, referred to Taxation.

HB 243, introduced by T. Jacobson, referred to Fish, Wildlife and Parks.

HB 244, introduced by T. Jacobson, K. Dudik, J. Essmann, K. McCarthy, L. Sheldon-Galloway, B. Usher, referred to Human Services.

HB 245, introduced by F. Mandeville, referred to Local Government.

HB 246, introduced by R. Brodehl, N. Ballance, D. Bartel, B. Brown, R. Ehli, D. Fern, C. Glimm, B. Grubbs, B. Hamlett, B. Harris, G. Hertz, K. Holmlund, M. Hopkins, D. Jones, J. Patelis, B. Tschida, referred to Judiciary.

HB 247, introduced by K. Dudik, B. Bennett, R. Brodehl, B. Brown, M. Hopkins, T. Jacobson, C. Knudsen, R. Lynch, R. Osmundson, G. Pierson, referred to Judiciary.

HB 248, introduced by K. Dudik, B. Bennett, referred to Education.

HB 249, introduced by K. Dudik, B. Bennett, G. Pierson, referred to Taxation.

HB 250, introduced by B. Grubbs, F. Anderson, J. Essmann, D. Fern, D. Hayman, T. Manzella, W. Sales, S. Vinton, referred to Local Government.

HB 251, introduced by K. Wagoner, referred to Judiciary.

HB 253, introduced by M. Funk, J. Cohenour, K. Kelker, C. Wolken, referred to Education.

HB 254, introduced by B. Tschida, S. Berglee, K. Dudik, T. Jacobson, F. Mandeville, referred to Taxation.

HB 255, introduced by B. Tschida, A. Doane, A. Hertz, D. Jones, C. Knudsen, R. Osmundson, M. Regier, D. Skees, F. Thomas, S. Vinton, R. Webb, referred to State Administration.

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

HOUSE JOURNAL
ELEVENTH LEGISLATIVE DAY - JANUARY 16, 2017

SJR 1, introduced by F. Thomas, referred to Rules.

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

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

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

HB 114 - Representative Cuffe moved **HB 114**, second reading copy, be amended as follows:

1. Page 1, line 21.

Strike: "religious"

Insert: "ceremonial"

Strike: "religions"

Insert: "ceremonies"

2. Page 1, following line 23.

Insert: "(iii) The term does not include a fish or wildlife species or any portion of a fish or wildlife species legally taken pursuant to the laws of this state, any other state, the United States, or any federally recognized Indian tribe."

Amendment adopted as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 60

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 40

Excused: None.

Total 0

HOUSE JOURNAL
ELEVENTH LEGISLATIVE DAY - JANUARY 16, 2017

Absent or not voting: None.

Total 0

HB 114 - Representative Burnett moved **HB 114**, second reading copy, be amended as follows:

1. Page 1, line 23.

Following: "include"

Strike: "a"

Insert: "land, water, or any other"

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 114 - Representative Kipp III moved **HB 114** do pass as amended. Motion carried as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 55

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Doane, Ehli,

HOUSE JOURNAL
ELEVENTH LEGISLATIVE DAY - JANUARY 16, 2017

Essmann, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, C Knudsen, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Regier, Rosendale, Sales, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 45

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 29 - Representative Ehli moved consideration of **HB 29** be passed for the day. Motion carried.

HB 39 - Representative Bachmeier moved **HB 39** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 40 - Representative Abbott moved **HB 40** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch,

HOUSE JOURNAL
ELEVENTH LEGISLATIVE DAY - JANUARY 16, 2017

Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 94

Nays: Essmann, Flynn, Gunderson, Hopkins, Tschida, Wagoner.

Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 42 - Representative Abbott moved **HB 42** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 87

Nays: Berglee, Brodehl, B. Brown, Essmann, Fitzgerald, Hopkins, Manzella, Mortensen, Rosendale, Skees, Tschida, Wagoner, White.

Total 13

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 63 - Representative Hamilton moved **HB 63** do pass. Motion carried as follows:

Yeas: Abbott, Bachmeier, Bartel, Beard, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fleming, Flynn, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers,

HOUSE JOURNAL
ELEVENTH LEGISLATIVE DAY - JANUARY 16, 2017

Perry, Pierson, Price, Redfield, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 70

Nays: Anderson, Ballance, Berglee, Brodehl, B. Brown, Cuffe, Fitzgerald, Galloway, Glimm, Hopkins, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov.

Total 30

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 67 - Representative Ryan moved **HB 67** do pass. Motion carried as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Vinton, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 62

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, A Hertz, C Knudsen, Lenz, Loge, Manzella, Mortensen, Noland, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Wagoner, Webb, White, Zolnikov.

Total 38

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 74 - Representative G. Hertz moved **HB 74** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen,

HOUSE JOURNAL
ELEVENTH LEGISLATIVE DAY - JANUARY 16, 2017

Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Essmann, Staffanson.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 102 - Representative Karjala moved **HB 102** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Vinton, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 78

Nays: Berglee, Brodehl, B. Brown, Cuffe, Doane, Essmann, Flynn, Glimm, Hopkins, Lenz, Mortensen, Noland, Patelis, Redfield, Rosendale, Skees, Staffanson, Tschida, Usher, Wagoner, White, Zolnikov.

Total 22

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 106 - Representative Jacobson moved **HB 106** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lavin,

HOUSE JOURNAL
ELEVENTH LEGISLATIVE DAY - JANUARY 16, 2017

Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Noland, Olsen, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Webber, Windy Boy, Woods.

Total 69

Nays: Ballance, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Essmann, Flynn, Galt, Glimm, Harris, Hopkins, Knokey, Lenz, Mandeville, Manzella, Mortensen, O'Hara, Patelis, Redfield, Regier, Rosendale, Skees, Tschida, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 31

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 111 - Representative Lynch moved **HB 111** do pass. Motion carried as follows:

Yeas: Abbott, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 94

Nays: Anderson, Cook, Essmann, Galt, Garner, Tschida.

Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 150 - Representative White moved **HB 150** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G

HOUSE JOURNAL
ELEVENTH LEGISLATIVE DAY - JANUARY 16, 2017

Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: Karjala.

Total 1

Excused: None.

Total 0

Absent or not voting: Essmann, Jones, Lavin.

Total 3

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:

HOUSE JOURNAL
ELEVENTH LEGISLATIVE DAY - JANUARY 16, 2017

HB 38 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Essmann, Jones, Lavin.

Total 3

HB 184 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Essmann, Jones, Lavin.

Total 3

HOUSE JOURNAL
ELEVENTH LEGISLATIVE DAY - JANUARY 16, 2017

HB 197 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 88

Nays: Berglee, Brodehl, Cuffe, Hopkins, C Knudsen, Redfield, Staffanson, Usher, Wagoner.

Total 9

Excused: None.

Total 0

Absent or not voting: Essmann, Jones, Lavin.

Total 3

MOTIONS

Representative Ehli moved to re-refer **HB 106** to the Appropriations Committee. Without objection, so ordered.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Tuesday, January 17, 2017. Motion carried.

House adjourned at 2:53 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

HOUSE JOURNAL
ELEVENTH LEGISLATIVE DAY - JANUARY 16, 2017