

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

Helena, Montana
January 20, 2017

House Chambers
State Capitol

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

Roll Call. All members present, except Representatives Essmann, Fitzgerald, Kipp III, Lavin, Mr. Speaker, Swanson, Welch, excused. Quorum present.

Majority Leader Ehli addressed the House:

Today is a great day in America.

Today we as Americans inaugurated the 45th President of the United States. Today we saw the transition of power in the greatest Nation in the world in a peaceful way.

No matter what side of the political aisle you fall on, we can all agree that this peaceful transition of power and continuity of government in our Nation is one of the many things that make ours the greatest country in the world. We are a beacon of democracy and hope across the world.

As Mr. Trump spoke his first words to the Country as President Trump he said, "This moment is not only about transferring power from one party to another, it's about transferring power from Washington, D.C. to the people of this great Country."

As it is for America, today is a special and important day for Montana.

As leaders of this great State, we have an opportunity to help in this transition of power. Maybe more than that, we have an obligation as leaders to bring all Montanans together.

As in our opening ceremony, let us take our commitment of civility and respect and use it to guide us as leaders of Montana and to bring our communities together and do this part for the peaceful transition of power.

We look forward to the swift confirmation of one of our own as Secretary of the Interior, Representative Ryan Zinke. A man with strong Montana values who knows firsthand how much we treasure our great outdoors and all that they provide for Montana.

President Trump also said, "When America is United, America is totally unstoppable." I say, when Montana is united, Montana is totally unstoppable.

Representative Garner rose on a **Point of Personal Privilege** for the purpose of a correction to his testimony on **HB 93**. He previously stated that a surcharge does not apply to traffic offenses however there are some traffic offenses included in the surcharge for **HB 93**.

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Representative Zolnikov rose on a **Point of Personal Privilege** for the purpose of a correction. Representative Zolnikov previously referenced misdemeanor fees when discussing **HB 93** and wished to correct that to mean criminal fees.

BILLS (Ricci, Chair):

1/20/2017

Correctly printed: **HB 48, HB 53, HB 64, HB 91, HB 107, HB 119, HB 167, HB 191, HB 221, HB 280, HB 281, HB 282, HB 283, HB 284, HB 285.**

Correctly engrossed: **HB 49, HB 104, HB 172, HB 223.**

Transmitted to the Senate: **HB 80, HB 91, HB 191, HB 221.**

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Ballance, Chair):

1/19/2017

HB 106, introduced bill, be amended as follows:

1. Title, page 1, line 10.

Following: "REVOKED;"

Insert: "PROVIDING A STATUTORY APPROPRIATION;"

2. Title, page 1, line 11.

Following: "SECTIONS"

Insert: "17-7-502,"

3. Title, page 1, line 12.

Following: "DATE"

Insert: "AND A TERMINATION DATE"

4. Page 1, line 15.

Insert: "**Section 1.** 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: 2-17-105; 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; 15-70-433; 15-70-601; 16-11-509; 17-3-106; 17-3-112; 17-3-212; 17-3-222; 17-3-241; 17-6-101; 17-7-215; 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; 20-9-517; 20-9-520; 20-9-534; 20-9-622; 20-9-905; 20-26-617; 20-26-1503;

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22-1-327; 22-3-116; 22-3-117; 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; 37-50-209; 37-51-501; [section 2]; 39-71-503; 41-5-2011; 42-2-105; 44-4-1101; 44-12-213; 44-13-102; 50-1-115; 53-1-109; 53-6-1304; 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; [85-25-102]; 87-1-603; 90-1-115; 90-1-205; 90-1-504; 90-3-1003; 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, 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. 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 sec. 5, Ch. 244, L. 2013, the inclusion of 22-1-327 terminates July 1, 2017; pursuant to sec. 27, Ch. 285, L. 2015, and sec. 1, Ch. 292, L. 2015, the inclusion of 53-9-113 terminates June 30, 2021; pursuant to sec. 6, Ch. 291, L. 2015, the inclusion of 50-1-115 terminates June 30, 2021; pursuant to sec. 28, Ch. 368, L. 2015, the inclusion of 53-6-1304 terminates June 30, 2019; pursuant to sec. 5, Ch. 383, L. 2015, the inclusion of 85-25-102 is effective on occurrence of contingency; pursuant to sec. 5, Ch. 422, L. 2015, the inclusion of 17-7-215 terminates June 30, 2021; pursuant to sec. 6, Ch. 423, L. 2015, the inclusion of 22-3-116 and 22-3-117 terminates June 30, 2025; pursuant to sec. 10, Ch. 427, L. 2015, the inclusion of 37-50-209 terminates September 30, 2019; and pursuant to sec. 33, Ch. 457, L. 2015, the inclusion of 20-9-905 terminates December 31, 2023.)"

Insert: "NEW SECTION. Section 2. Registry fees -- statutory appropriation. Registry fees collected under 37-54-105(12) are separate from registration fees provided for elsewhere in this part. Registry fees are statutorily appropriated, as provided in 17-7-502, to the department to transmit to the appraisal subcommittee of the federal financial institutions examination council."

Renumber: subsequent sections

5. Page 4, line 28.

Following: "collect"

Insert: "and transmit"

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6. Page 4, line 30 through page 5, line 2.

Following: "council"

Strike: ". Registry fees collected under this subsection (12) are separate from registration fees provided for elsewhere in this section and must be transmitted to the appraisal subcommittee of the federal financial institutions examination council."

Insert: "; and"

7. Page 6, line 7.

Following: Section 7

Insert: "NEW SECTION. **Section 8. Codification instruction.** [Section 2] is intended to be codified as an integral part of Title 37, chapter 54, part 1, and the provisions of Title 37, chapter 54, part 1, apply to [section 2]."

8. Page 6, line 16.

Following: Section 11

Insert: "NEW SECTION. **Section 12. Termination.** [Section 2] terminates June 30, 2023."

And, as amended, do pass. Report adopted.

FISH, WILDLIFE AND PARKS (Flynn, Chair):

1/19/2017

HB 108, do pass. Report adopted.

HB 128, introduced bill, be amended as follows:

1. Page 1, line 24.

Following: "who takes a"

Insert: "legal ram"

2. Page 1, line 24 through line 25.

Strike: "both" on line 24 through "horns" on line 25

Insert: "at least one horn that is"

3. Page 1, line 25.

Following: "sheep license"

Insert: "or a population management license"

4. Page 1, line 26.

Strike: "as authorized by"

Insert: "issued pursuant to"

And, as amended, do pass. Report adopted.

JUDICIARY (Doane, Chair):

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HB 194, do pass. Report adopted.

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HB 217, do pass. Report adopted.

LOCAL GOVERNMENT (Greef, Chair):

1/19/2017

HB 200, do pass. Report adopted.

TAXATION (Essmann, Chair):

1/20/2017

HB 76, introduced bill, be amended as follows:

1. Page 1, line 13 through line 14.

Strike: "the local" on line 13 through "bodies" on line 14

Insert: "a local government may enter into an agreement to remit"

2. Page 1, line 16 through line 19.

Strike: "A" on line 16 through "levied." on line 19

Insert: "The remittance agreement must:

(a) provide for remittance to each taxing jurisdiction for which the mill rates are included in the calculation of the tax increment as provided in 7-15-4286; and

(b) require that the remittance be proportional to the taxing jurisdiction's share of the total mills levied."

And, as amended, do pass. Report adopted.

HB 156, do pass. Report adopted.

MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence:

1/19/2017

SB 22, introduced by Malek

SB 26, introduced by Malek

SB 28, introduced by Vincent

SB 29, introduced by Sands

SB 52, introduced by Cohenour

SB 81, introduced by Swandal

FIRST READING AND COMMITMENT OF BILLS

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

HB 286, introduced by R. Shaw, D. Ankney, R. Cook, R. Fitzgerald, K. Flynn, W. Galt, F. Garner, B. Harris, J. Keane, C. Knudsen, M. Lang, D. Loge, T. Manzella, D. Mortensen, G. Pierson, A. Redfield, T. Richmond, W. Sales, D. Salomon, G. Vance, S. Vinton, J. Welborn, T. Welch, K. White, referred to Agriculture.

HB 287, introduced by B. Bennett, G. Custer, E. Greef, D. Hayman, G. Hertz, M. Hopkins, K. Kelker, S. Morigeau, J. Trebas, referred to State Administration.

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HB 288, introduced by B. Bennett, B. Beard, G. Custer, F. Garner, E. Greef, A. Hertz, G. Hertz, M. Hopkins, S. Morigeau, J. Trebas, referred to State Administration.

HB 291, introduced by T. Jacobson, referred to Business and Labor.

HB 293, introduced by K. Kelker, J. Bachmeier, L. Bishop, V. Court, A. Curtis, D. Hayman, K. McCarthy, Z. Perry, M. Ryan, C. Schreiner, S. Stewart-Peregoy, referred to Human Services.

HB 297, introduced by A. Hertz, J. Welborn, referred to Energy, Technology, and Federal Relations.

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

SB 22, introduced by S. Malek (by request of the Law and Justice Interim Committee), referred to Judiciary.

SB 26, introduced by S. Malek (by request of the Law and Justice Interim Committee), referred to Judiciary.

SB 29, introduced by D. Sands (by request of the Law and Justice Interim Committee), referred to Judiciary.

SB 52, introduced by J. Cohenour (by request of the Department of Fish, Wildlife, and Parks), referred to Fish, Wildlife and Parks.

SB 81, introduced by N. Swandal, referred to Judiciary.

**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 Glimm in the chair.

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

HB 46 - Representative Dudik moved **HB 46**, second reading copy, be amended as follows:

1. Page 5, line 7.

Strike: "\$60"

Insert: "\$53"

2. Page 5, line 13.

Strike: "\$60"

Insert: "\$53"

3. Page 6, line 11.

Following: "44-4-310"

Strike: " "

4. Page 6, line 12.

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Following: "and"

Insert: "and"

5. Page 6, line 12 through line 13.

Following: "fund" on line 12

Strike: ", and \$7 must be deposited in the civil legal assistance for low-income persons account established in [section 1]"

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, 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, 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 98

Nays: Beard, Rosendale.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 46 - Representative Dudik moved **HB 46** 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, Grubbs, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Vinton, Webb, Webber, Windy Boy, Woods, Zolnikov.

Total 54

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Skees, Staffanson, Trebas, Tschida,

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Usher, Wagoner, Welch, White, Mr. Speaker.

Total 46

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 48 - Representative B. Brown moved **HB 48** 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 53 - Representative Z. Brown moved **HB 53** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, 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 99

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Nays: Cook.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 82 - Representative Bachmeier moved **HB 82** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fleming, Flynn, Funk, Galloway, Galt, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Hopkins, Jacobson, 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, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 90

Nays: Berglee, Doane, Fitzgerald, Garner, Holmlund, Jones, Rosendale, Skees, Tschida, White.

Total 10

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 89 - Representative Dudik moved **HB 89** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, 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 98

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Nays: Bartel, Cook.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 100 - Representative Bennett moved **HB 100** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Noland, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 75

Nays: Ballance, Bartel, Beard, B. Brown, Cuffe, Ehli, Flynn, Glimm, Gunderson, Harris, Hopkins, Lenz, Manzella, Mortensen, O'Hara, Redfield, Rosendale, Skees, Tschida, Usher, Vinton, Wagoner, Webb, White.

Total 24

Excused: None.

Total 0

Absent or not voting: Webber.

Total 1

HB 119 - Representative Berglee moved **HB 119** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, 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, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

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Nays: Brodehl, Burnett.

Total 2

Excused: None.

Total 0

Absent or not voting: Webber.

Total 1

HB 166 - Representative Trebas moved **HB 166** 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, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Webber.

Total 1

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Glimm 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, 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, 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, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Windy Boy, Woods, Zolnikov.

Total 92

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Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Essmann, Fitzgerald, Kipp III, Lavin, Swanson, Webber, Welch, Mr. Speaker.

Total 8

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 80 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Berglee, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fleming, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Trebas, Usher, Vinton, Windy Boy, Woods.

Total 69

Nays: Ballance, Brodehl, B. Brown, Cuffe, Flynn, Glimm, Harris, A Hertz, Hopkins, Lenz, Manzella, O'Hara, Olsen, Redfield, Regier, Rosendale, Skees, Staffanson, Tschida, Wagoner, White, Zolnikov.

Total 22

Excused: None.

Total 0

Absent or not voting: Essmann, Fitzgerald, Kipp III, Lavin, Swanson, Webb, Webber, Welch, Mr. Speaker.

Total 9

HB 91 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, 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, Knokey, Lenz, Loge, Lynch, Manzella,

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McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Windy Boy, Woods.
Total 84

Nays: Cuffe, Hopkins, C Knudsen, Mandeville, Rosendale, Skees, White, Zolnikov.
Total 8

Excused: None.
Total 0

Absent or not voting: Essmann, Fitzgerald, Kipp III, Lavin, Swanson, Webber, Welch, Mr. Speaker.
Total 8

HB 221 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, 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, 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, Trebas, Tschida, Vinton, Wagoner, Webb, White, Windy Boy, Woods, Zolnikov.
Total 91

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Essmann, Fitzgerald, Kipp III, Lavin, Swanson, Usher, Webber, Welch, Mr. Speaker.
Total 9

HB 191 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, 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, Knokey, C Knudsen, Lenz, Loge,

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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, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Windy Boy, Woods, Zolnikov.

Total 92

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Essmann, Fitzgerald, Kipp III, Lavin, Swanson, Webber, Welch, Mr. Speaker.

Total 8

MOTIONS

Representative Ehli moved to re-refer **HB 46** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **HB 89** to the Appropriations Committee. Without objection, so ordered.

UNFINISHED BUSINESS

Mr. Speaker, I move that the following undersigned name be **ADDED** as sponsor to **HJR 3**
Motion carried.

HJR 3 (Z. Brown, Chief Sponsor)
Redfield, Vincent.

Mr. Speaker, I move that the following undersigned name be **ADDED** as sponsor to **HB 176**
Motion carried.

HB 176 (M. Dunwell, Chief Sponsor)
McClafferty.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Monday, January 23, 2017.
Motion carried.

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House adjourned at 2:10 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House