

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

Helena, Montana
January 25, 2017

House Chambers
State Capitol

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

Roll Call. All members present, except Representative Windy Boy, excused. Quorum present.

BILLS (Ricci, Chair): 1/25/2017

Correctly printed: **HB 29, HB 76, HB 79, HB 81, HB 103, HB 106, HB 124, HB 128, HB 186, HB 207, HB 217, HB 237, HB 298, HB 299, HB 303, HB 304, HB 305, HB 306, HB 307, HJR 7, SB 5, SB 70.**

Correctly engrossed: **HB 92, HB 180.**

Transmitted to the Senate: **HB 29, HB 76, HB 79, HB 81, HB 103, HB 106, HB 128, HB 207.**

Delivered to the Governor for approval at 11:52 a.m., January 25, 2017: **HB 1.**

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Ballance, Chair): 1/24/2017
HB 89, do pass. Report adopted.

FISH, WILDLIFE AND PARKS (Flynn, Chair): 1/24/2017
HB 214, do pass. Report adopted.
HB 240, do pass. Report adopted.
SB 84, be concurred in. Report adopted.

JUDICIARY (Doane, Chair): 1/25/2017
HB 202, introduced bill, be amended as follows:

1. Title, page 1, line 5.

Strike: "REQUIRING"

Insert: "ALLOWING"

2. Title, page 1, line 6.

Strike: "THE OFFENSE OF PUBLIC OBSTRUCTION"

Insert: "A CIVIL PENALTY"

3. Title, page 1, line 8.

Following: "LEGISLATOR;"

Insert: "AND"

Following: "PENALTIES"

Strike: ";" through "MCA"

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4. Page 1, line 7.

Strike: "CERTAIN"

5. Page 1, line 11 through line 12.

Strike: "which" on line 11 through "matters" on line 12

Insert: "a matter"

Following: "concern;" on line 12

Insert: "and"

6. Page 1, line 13.

Strike: "reporting" through "matters"

Insert: "discussing a matter"

7. Page 1, line 18.

Strike: "Public obstruction"

Insert: "Obstruction of communication with legislator"

8. Page 1, line 19 through line 20.

Strike: "commits" on line 19 through "takes" on line 20

Insert: "may not intentionally take"

9. Page 1, line 21.

Strike: "possible misconduct, fraud, waste, abuse, or other matters"

Insert: "a matter"

10. Page 1, line 22 through line 23.

Strike: subsection (2) in its entirety

Insert: "(2)(a) A public employee injured by a violation of this section may bring a civil action in a court of competent jurisdiction against the person who intentionally impeded the public employee's communication with a legislator about a matter of public concern. Exhaustion of administrative remedies is not a prerequisite to filing an action under this section.

(b) A person who violates the provisions of this section is liable to the public employee for a civil penalty not to exceed \$5,000 for each violation plus damages, costs, and attorney fees.

(3) This section may not be construed to allow public disclosure of confidential information as that term is defined in 2-6-1002."

Renumber: subsequent subsections

11. Page 1, line 28.

Strike: "Duty"

Insert: "Ability"

12. Page 1, line 29.

Strike: "has an obligation to"

Insert: "may"

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13. Page 1, line 29.

Following: "body"

Insert: ", "

14. Page 1, line 30.

Strike: "or"

Following: "employer"

Insert: ", or legislator"

15. Page 2, line 11 through page 4, line 9.

Strike: sections 3 and 4 in their entirety

Insert: "NEW SECTION. Section 3. Codification instruction. (1) [Sections 1 and 2] are intended to be codified as an integral part of Title 2, chapter 2, and the provisions of Title 2, chapter 2, apply to [sections 1 and 2].

(2) [Sections 1 and 2] are intended to be codified as a new part in Title 2, chapter 2."

And, as amended, do pass. Report adopted.

HB 208, introduced bill, be amended as follows:

1. Title, page 1, line 6 through line 7.

Strike: the second "A" on line 6 through "PENALTY" on line 7

Insert: "FOR CIVIL LIABILITY AND REMEDIES"

2. Page 1, line 11.

Strike: "penalty"

Insert: "civil liability -- remedies -- statute of limitations"

3. Page 1, line 13.

Following: "who"

Insert: ", in good faith,"

4. Page 1, line 15.

Following: "individual"

Insert: ", in good faith,"

5. Page 1, line 22.

Strike: "or"

6. Page 1, line 23.

Following: "benefits"

Insert: "; or

(i) take another adverse personnel action"

7. Page 1, line 24 through line 25.

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Strike: "convicted" on line 24 through "both." on line 25

Insert: "who violates a provision of this section is liable in a civil action in a court of competent jurisdiction. Remedies for a violation may include:

- (a) reinstatement to a lost position;
- (b) compensation for lost benefits, including service credit;
- (c) compensation for lost wages;
- (d) payment of reasonable attorney fees;
- (e) payment of court costs;
- (f) injunctive relief; and
- (g) compensatory damages.

(4) Exhaustion of administrative remedies is not a prerequisite to filing an action under this section.

(5) A lawsuit alleging a violation of this section must be brought within 2 years of the alleged violation.

(6) The commissioner of political practices is not required or authorized to enforce this section."

And, as amended, do pass. Report adopted.

HB 277, do pass. Report adopted.

HB 278, do pass. Report adopted.

STATE ADMINISTRATION (Mandeville, Chair):

1/25/2017

HJR 5, be adopted. Report adopted.

MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence:

1/24/2017

SB 10, introduced by Blasdel

SB 15, introduced by Cohenour

SB 53, introduced by L. Jones

SB 83, introduced by R. Webb

SB 85, introduced by Moe

FIRST READING AND COMMITMENT OF BILLS

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

HB 308, introduced by C. Schreiner, referred to Taxation.

HB 309, introduced by M. Dunwell, M. Caferro, referred to Taxation.

HB 310, introduced by B. Usher, B. Grubbs, D. Kary, D. Loge, D. Mortensen, M. Regier, V. Ricci, S. Staffanson, J. Trebas, K. Wagoner, D. Zolnikov, referred to Taxation.

HB 311, introduced by R. Peppers, D. Bartel, C. Knudsen, J. Trebas, referred to Fish, Wildlife and

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Parks.

HB 312, introduced by R. Peppers, referred to Business and Labor.

HB 313, introduced by B. Usher, referred to Transportation.

HB 315, introduced by J. Essmann, referred to Fish, Wildlife and Parks.

HB 316, introduced by K. Holmlund, referred to Local Government.

HB 317, introduced by W. Sales, referred to Local Government.

HB 318, introduced by S. Lavin, referred to Fish, Wildlife and Parks.

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

SB 10, introduced by M. Blasdel (by request of the Revenue and Transportation Interim Committee), referred to Taxation.

SB 15, introduced by J. Cohenour (by request of the Education and Local Government Interim Committee), referred to Natural Resources.

SB 53, introduced by L. Jones (by request of the Legislative Finance Committee), referred to Taxation.

SB 83, introduced by R. Webb, referred to Human Services.

SB 85, introduced by M. Moe, referred to Taxation.

**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 Hopkins in the chair.

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

HB 50 - Representative McKamey moved **HB 50** do pass. Motion **failed** as follows:

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

Total 47

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 53

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 101 - Representative McKamey moved **HB 101** do pass. Motion carried as follows:

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

Total 84

Nays: Beard, Berglee, B. Brown, Burnett, Doane, Flynn, Galloway, Galt, Glimm, Jones, Lenz, Mortensen, Noland, Rosendale, Tschida, Zolnikov.

Total 16

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 136 - Representative Lenz moved **HB 136**, second reading copy, be amended as follows:

1. Title, page 1, line 6.

Strike: "SECTION"

Insert: "SECTIONS 19-8-502 AND"

2. Page 1.

Following: line 9

Insert: "**Section 1.** Section 19-8-502, MCA, is amended to read:

"19-8-502. Member's contribution. (1) (a) Each Subject to subsection (1)(b), each member's contribution is ~~10.56%~~ 11.00% of the member's compensation.

(b) The member's contribution must be reduced to 10.56% on July 1 following the board's receipt of an actuarial valuation if:

(i) the actuarial valuation determines that the period required to amortize the system's unfunded liabilities, including any benefit adjustments that will become effective after the valuation, is less than 25 years; and

(ii) reducing the member's contribution and terminating the employer's additional

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contribution pursuant to 19-8-504(3) would not cause the amortization period to exceed 25 years.

(2) Each employer, pursuant to section 414(h)(2) of the federal Internal Revenue Code of 1954, as amended and applicable on July 1, 1985, shall pick up and pay the contributions that would be payable by the member under subsection (1) for service rendered after June 30, 1985.

(3) The member's contributions picked up by the employer must be designated for all purposes of the retirement system as the member's contributions, except for the determination of a tax upon a distribution from the retirement system. These contributions must become part of the member's accumulated contributions but must be accounted for separately from those previously accumulated.

(4) The member's contributions picked up by the employer must be payable from the same source as is used to pay compensation to the member and must be included in the member's wages, as defined in 19-1-102, and the member's compensation as used to define the member's highest average compensation in 19-8-101. The employer shall deduct from the member's compensation an amount equal to the amount of the member's contributions picked up by the employer and remit the total of the contributions to the board."

Renumber: subsequent sections

Amendment adopted as follows:

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

Total 54

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

Total 46

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 136 - Representative Custer moved **HB 136** do pass as amended. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs,

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Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Webber, Welch, Windy Boy, Woods.

Total 59

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, G Hertz, Holmlund, Hopkins, Jones, C Knudsen, Mandeville, Manzella, Mortensen, Noland, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 41

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 162 - Representative Peppers moved **HB 162** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, 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, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 90

Nays: Ballance, Brodehl, B. Brown, Burnett, Glimm, Jones, Regier, Rosendale, Zolnikov.

Total 9

Excused: None.

Total 0

Absent or not voting: Hamilton.

Total 1

HB 177 - Representative Ellis moved **HB 177** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Grubbs,

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

Total 94

Nays: Ballance, B. Brown, Galt, G Hertz, Manzella, Skees.

Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 199 - Representative Fern moved **HB 199** do pass. Motion **failed** as follows:

Yeas: Anderson, Berglee, B. Brown, Z. Brown, Essmann, Fitzgerald, Galt, Lavin, Mandeville, Mortensen, Noland, Patelis, Regier, Rosendale, Staffanson, Trebas, Usher, Vinton, Webb, Zolnikov, Mr. Speaker.

Total 21

Nays: Abbott, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Brodehl, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fleming, Flynn, Funk, Galloway, 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, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Tschida, Wagoner, Webber, Welch, White, Windy Boy, Woods.

Total 79

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 223 - Representative Holmlund moved **HB 223**, second reading copy, be amended as follows:

1. Page 6, line 13.

Following: "determined."

Insert: "The title plant records do not have to be physically located in the county."

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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 223 - Representative Custer moved **HB 223** do pass as amended. Motion carried as follows:

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

Total 63

Nays: Ballance, Berglee, Brodehl, B. Brown, Cuffe, Doane, Essmann, Flynn, Galt, Glimm, Harris, G Hertz, Holmlund, Hopkins, C Knudsen, Lavin, Lenz, Manzella, Mortensen, Noland, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 36

Excused: None.

Total 0

Absent or not voting: Knokey.

Total 1

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Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Hopkins 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, Essmann, Fern, Fitzgerald, 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, 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, Woods, Zolnikov, Mr. Speaker.
Total 98

Nays: Hopkins.
Total 1

Excused: None.
Total 0

Absent or not voting: Windy Boy.
Total 1

THIRD READING OF BILLS

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

HB 29 passed as follows:

Yeas: Abbott, Anderson, Ballance, Bartel, Beard, Berglee, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Smith, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Zolnikov, Mr. Speaker.
Total 64

Nays: Bachmeier, Bennett, Bishop, Brodehl, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, A Hertz, Hill-Smith, Karjala, Kelker, Kipp III, Lynch, Mandeville, McCarthy, McConnell, Morigeau, Olsen, Perry, Pierson, Price, Schreiner, Skees, Stewart-Per, Swanson, Woods.
Total 35

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Excused: None.

Total 0

Absent or not voting: Windy Boy.

Total 1

HB 76 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, 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, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Windy Boy.

Total 1

HB 79 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, 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, Hamilton, Hamlett, 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, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 90

Nays: Ballance, Gunderson, Harris, Hopkins, Manzella, Mortensen, Rosendale, Usher, Wagoner.

Total 9

Excused: None.

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Total 0

Absent or not voting: Windy Boy.

Total 1

HB 81 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, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Woods, Zolnikov, Mr. Speaker.

Total 89

Nays: Flynn, Harris, A Hertz, G Hertz, Hopkins, Mortensen, Olsen, Redfield, Rosendale, White.

Total 10

Excused: None.

Total 0

Absent or not voting: Windy Boy.

Total 1

HB 103 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, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, 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, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Woods, Zolnikov, Mr. Speaker.

Total 94

Nays: Doane, Harris, Redfield, Rosendale, White.

Total 5

Excused: None.

Total 0

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Absent or not voting: Windy Boy.
Total 1

HB 106 passed 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, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Noland, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webber, Welch, Woods, Mr. Speaker.
Total 71

Nays: Ballance, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Essmann, Flynn, Galloway, Galt, Glimm, Harris, Hopkins, Knokey, Lenz, Mandeville, Manzella, Mortensen, O'Hara, Redfield, Rosendale, Skees, Staffanson, Tschida, Webb, White, Zolnikov.
Total 28

Excused: None.
Total 0

Absent or not voting: Windy Boy.
Total 1

HB 128 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, 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, Woods, Zolnikov, Mr. Speaker.
Total 99

Nays: None.
Total 0

Excused: None.
Total 0

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Absent or not voting: Windy Boy.

Total 1

HB 186 failed as follows:

Yeas: Ballance, Bartel, Beard, Bennett, Berglee, Brodehl, B. Brown, Burnett, Doane, Ehli, Essmann, Fern, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Gunderson, G Hertz, Holmlund, Hopkins, Knokey, C Knudsen, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 48

Nays: Abbott, Anderson, Bachmeier, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fleming, Funk, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, Hill-Smith, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Lavin, Lenz, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Welch, Woods.

Total 51

Excused: None.

Total 0

Absent or not voting: Windy Boy.

Total 1

HB 207 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, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A 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, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: G Hertz.

Total 1

Excused: None.

Total 0

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Absent or not voting: Windy Boy.

Total 1

MOTIONS

Representative Ehli moved to re-refer **HB 136** to the Appropriations Committee. Without objection, so ordered.

Representative Jacobson moved **HB 289** be moved from the Business and Labor Committee to the Fish, Wildlife and Parks 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., Thursday, January 26, 2017. Motion carried.

House adjourned at 1:36 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House