

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

Helena, Montana
January 26, 2017

House Chambers
State Capitol

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

Roll Call. All members present, except Representative Sheldon-Galloway, excused. Quorum present.

BILLS (Ricci, Chair):

1/26/2017

Correctly printed: **HB 89, HB 101, HB 162, HB 177, HB 214, HB 240, HB 277, HB 278, HB 308, HB 309, HB 310, HB 311, HB 312, HB 313, HB 315, HB 316, HB 317, HB 318, HJR 5, SB 84.**

Correctly engrossed: **HB 136, HB 202, HB 208, HB 223.**

Transmitted to the Senate: **HB 89, HB 101, HB 162, HB 177.**

REPORTS OF STANDING COMMITTEES

EDUCATION (Berglee, Chair):

1/25/2017

HJR 1, do pass. Report adopted.

HB 185, introduced bill, be amended as follows:

1. Page 1, line 30 through page 2, line 1.

Strike: "no" on page 1, line 30 through "time" on page 2, line 1

2. Page 2, line 10.

Strike: "and"

Insert: ", "

3. Page 2, line 11.

Strike: "2.5"

Insert: "2.7, and contributing a minimum of 8 hours of community service each semester"

4. Page 2, line 13.

Strike: "\$50"

Insert: "\$75"

5. Page 2, line 17.

Following: "grants"

Insert: "based on:

(a) financial need; and

(b) recency of graduation from high school or completion of secondary education equivalency certification"

HOUSE JOURNAL
NINETEENTH LEGISLATIVE DAY - JANUARY 26, 2017

6. Page 2, line 19.

Strike: "\$2 million"

Insert: "\$1"

And, as amended, do pass. Report adopted.

HB 190, do pass. Report adopted.

JUDICIARY (Doane, Chair):

1/25/2017

HB 231, introduced bill, be amended as follows:

1. Title, page 1, line 7.

Following: "UNAUTHORIZED;"

Insert: "REMOVING THE REQUIREMENT TO POST NOTICE DENYING ENTRY ONTO PRIVATE LAND;"

2. Page 1, line 16.

Strike: "either"

3. Page 1, line 17 through line 18.

Following: the first "person" on line 17

Strike: "or" on line 17 through "land" on line 18

4. Page 1, line 21 through page 2, line 9.

Strike: subsections (2), (3), and (4) in their entirety

Renumber: subsequent subsections

5. Page 2, line 15 through line 16.

Following: "signs" on line 15

Strike: "that" on line 15 through "(3)" on line 16

6. Page 2, line 20.

Strike: "posting as provided in subsection (2) is not required and"

7. Page 2, line 22.

Following: "If a person"

Insert: "is asked to leave the property or"

Following: "property"

Insert: ", "

8. Page 2, line 23.

Following: "If the person"

Insert: "does not leave or"

9. Page 2, line 26.

HOUSE JOURNAL
NINETEENTH LEGISLATIVE DAY - JANUARY 26, 2017

Strike: "(8)"

Insert: "(5)"

And, as amended, do pass. Report adopted.

TRANSPORTATION (Lavin, Chair):

1/25/2017

HB 152, do pass. Report adopted.

HB 196, introduced bill, be amended as follows:

1. Title, page 1, line 7.

Strike: "SECTION"

Insert: "SECTIONS 15-1-122 AND"

2. Page 1, line 13.

Following: "fire districts"

Insert: ", fire service areas,"

3. Page 1, line 14.

Following: "fire district"

Insert: ", fire service area,"

4. Page 1, line 16.

Following: "fire district"

Insert: "or fire service area"

5. Page 1, line 17.

Following: "part 21"

Insert: "or 24"

6. Page 1, line 18.

Strike: "20"

Insert: "10"

Strike: "city or town"

Insert: "municipality"

7. Page 1, line 22 through line 23.

Strike: "20" on line 22

Insert: "10"

Strike: "city" on line 22 through "town" on line 23

Insert: "municipality"

8. Page 1, line 25.

Following: "fire district,"

Insert: "a fire service area,"

HOUSE JOURNAL
NINETEENTH LEGISLATIVE DAY - JANUARY 26, 2017

9. Page 1, line 27 through line 28.

Strike: "calculate the amount" on line 27 through "disburse the amount" on line 28

Insert: "distribute money transferred into the special revenue account"

Following: "fire districts"

Insert: ", fire service areas,"

10. Page 1, line 29.

Strike: "in each region"

11. Page 2, line 1.

Following: "fire district"

Insert: "or fire service area"

12. Page 2, line 2.

Following: "district"

Insert: "or the fire service area"

13. Page 2, line 10.

Following: "fire districts"

Insert: ", fire service areas,"

14. Page 2, line 17 through line 19.

Strike: subsection (2) in its entirety

Insert: "(2) Each fiscal year, the amount provided in 15-1-122(3)(f) is transferred into the account from the state general fund."

15. Page 2.

Following: line 24

Insert: "**Section 3.** Section 15-1-122, MCA, is amended to read:

"15-1-122. (Bracketed language effective July 1, 2021) Fund transfers. (1) There is transferred from the state general fund to the adoption services account, provided for in 42-2-105, a base amount of \$59,209, and the amount of the transfer must be increased by 10% in each succeeding fiscal year.

(2) For fiscal years 2016 through 2019, there is transferred \$1.275 million on an annual basis from the state general fund to the research and commercialization state special revenue account provided for in 90-3-1002.

(3) For each fiscal year, there is transferred from the state general fund to the accounts, entities, or recipients indicated the following amounts:

(a) to the motor vehicle recycling and disposal program provided for in Title 75, chapter 10, part 5, 1.48% of the motor vehicle revenue deposited in the state general fund in each fiscal year. The amount of 9.48% of the allocation in each fiscal year must be used for the purpose of reimbursing the hired removal of abandoned vehicles. Any portion of the allocation not used for abandoned vehicle removal reimbursement must be used as provided in 75-10-532.

(b) to the noxious weed state special revenue account provided for in 80-7-816, 1.50% of the motor vehicle revenue deposited in the state general fund in each fiscal year;

HOUSE JOURNAL
NINETEENTH LEGISLATIVE DAY - JANUARY 26, 2017

- (c) to the department of fish, wildlife, and parks:
- (i) 0.46% of the motor vehicle revenue deposited in the state general fund, with the applicable percentage to be:
- (A) used to:
- (I) acquire and maintain pumpout equipment and other boat facilities, 4.8% in each fiscal year;
- (II) administer and enforce the provisions of Title 23, chapter 2, part 5, 19.1% in each fiscal year;
- (III) enforce the provisions of 23-2-804, 11.1% in each fiscal year; and
- (IV) develop and implement a comprehensive program and to plan appropriate off-highway vehicle recreational use, 16.7% in each fiscal year; and
- (B) deposited in the state special revenue fund established in 23-1-105 in an amount equal to 48.3% in each fiscal year;
- (ii) 0.10% of the motor vehicle revenue deposited in the state general fund in each fiscal year, with 50% of the amount to be used for enforcing the purposes of Title 23, chapter 2, part 6, and 50% of the amount designated for use in the development, maintenance, and operation of snowmobile facilities; and
- (iii) 0.16% of the motor vehicle revenue deposited in the state general fund in each fiscal year to be deposited in the motorboat account to be used as provided in 23-2-533;
- (d) 0.81% of the motor vehicle revenue deposited in the state general fund in each fiscal year, with 24.55% to be deposited in the state veterans' cemetery account provided for in 10-2-603 and with 75.45% to be deposited in the veterans' services account provided for in 10-2-112(1); and
- (e) to the search and rescue account provided for in 10-3-801, 0.04% of the motor vehicle revenue deposited in the state general fund in each fiscal year;
- (f) to the volunteer emergency medical services special revenue account provided for in [section 2], 1.6% of the motor vehicle revenue deposited into the state general fund in each fiscal year.
- (4) The amount of \$200,000 is transferred from the state general fund to the livestock loss [reduction and] mitigation restricted state special revenue account provided for in 81-1-112 in each fiscal year.
- (5) For the purposes of this section, "motor vehicle revenue deposited in the state general fund" means revenue received from:
- (a) fees for issuing a motor vehicle title paid pursuant to 61-3-203;
- (b) fees, fees in lieu of taxes, and taxes for vehicles, vessels, and snowmobiles registered or reregistered pursuant to 61-3-321 and 61-3-562;
- (c) GVW fees for vehicles registered for licensing pursuant to Title 61, chapter 3, part 3; and
- (d) all money collected pursuant to 15-1-504(3).
- (6) Except as provided in subsection (2), the amounts transferred from the general fund to the designated recipient must be appropriated as state special revenue in the general appropriations act for the designated purposes. (Bracketed language in subsection (4) effective July 1, 2021--sec. 8, Ch. 349, L. 2015.)"

Renumber: subsequent sections

16. Page 3, line 3.

HOUSE JOURNAL
NINETEENTH LEGISLATIVE DAY - JANUARY 26, 2017

Strike: "\$217"

Insert: "\$219"

17. Page 3, line 4.

Strike: "\$87"

Insert: "\$89"

18. Page 3, line 5.

Strike: "\$28"

Insert: "\$30"

19. Page 3, line 16.

Strike: "\$22.75"

Insert: "\$24.75"

20. Page 3, line 18.

Strike: "\$282.50"

Insert: "\$284.50"

21. Page 3, line 19.

Strike: "\$224.25"

Insert: "\$226.25"

22. Page 3, line 20.

Strike: "\$132.50"

Insert: "\$134.50"

23. Page 3, line 21.

Strike: "\$97.50"

Insert: "\$99.50"

24. Page 3, line 24.

Strike: "\$237.50"

Insert: "\$239.50"

25. Page 6, line 15 through line 17.

Strike: subsection (21) in its entirety

Renumber: subsequent subsection

26. Page 6, line 28.

Following: "fire districts"

Insert: ", fire service areas,"

And, as amended, do pass. Report adopted.

HOUSE JOURNAL
NINETEENTH LEGISLATIVE DAY - JANUARY 26, 2017

HB 205, introduced bill, be amended as follows:

1. Title, page 1, line 9 through line 10.

Strike: "PROVIDING" on line 9 through "MAINTENANCE;" on line 10

2. Title, line 10.

Strike: "10-3-1307,"

3. Title, page 1, line 12.

Strike: "23-1-105,"

4. Title, page 1, line 13.

Strike: "61-3-312,"

Following: "61-3-537,"

Insert: "AND"

Strike: "AND 61-6-158,"

5. Page 1, line 18 through page 2, line 10.

Strike: section 1 in its entirety

Renumber: subsequent sections

6. Page 17, line 26 through page 18, line 28.

Strike: section 20 in its entirety

Renumber: subsequent sections

7. Page 33, line 17 through page 34, line 10.

Strike: section 22 in its entirety

Renumber: subsequent sections

8. Page 34, line 16.

Following: "and"

Insert: "and"

Strike: ", and bicycles"

Strike: "(21)"

Insert: "(20)"

9. Page 34, line 24.

Following: "61-3-562."

Insert: "The additional fee will increase \$6 for every cent the gasoline tax in 15-70-403(1)(a) increases over 27 cents for each gallon of gasoline distributed by the distributor within the state."

10. Page 34, line 27.

Strike: "(16)"

Insert: "(15)"

HOUSE JOURNAL
NINETEENTH LEGISLATIVE DAY - JANUARY 26, 2017

11. Page 35, line 1.

Strike: "(16)"

Insert: "(15)"

12. Page 35, line 5.

Strike: "(16)"

Insert: "(15)"

13. Page 35, line 21.

Strike: "(16)"

Insert: "(15)"

14. Page 35, line 26.

Strike: "(16)"

Insert: "(15)"

15. Page 35, line 30.

Strike: "(16)"

Insert: "(15)"

16. Page 36, line 7.

Strike: "(16)"

Insert: "(15)"

17. Page 36, line 21 through line 24.

Strike: subsection (13) in its entirety

Renumber: subsequent subsections

18. Page 36, line 25.

Strike: "(14)(b)"

Insert: "(13)(b)"

19. Page 37, line 3.

Strike: "(14)"

Insert: "(13)"

20. Page 37, line 4.

Strike: "(14)(a)"

Insert: "(13)(a)"

21. Page 37, line 22.

Strike: "(20)(b) or (20)(c)"

Insert: "(19)(b) or (19)(c)"

22. Page 38, line 1.

HOUSE JOURNAL
NINETEENTH LEGISLATIVE DAY - JANUARY 26, 2017

Strike: "(20)(a)"

Insert: "(19)(a)"

23. Page 38, line 5.

Strike: "(20)(a)"

Insert: "(19)(a)"

24. Page 40, line 25 through page 41, line 4.

Strike: section 27 in its entirety

Renumber: subsequent sections

And, as amended, do pass. Report adopted.

HB 241, do pass. Report adopted.

HB 267, do pass. Report adopted.

MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence:

1/25/2017

SB 32, introduced by K. Regier

SB 36, introduced by Ankney

SB 39, introduced by Richmond

SB 101, introduced by Richmond

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

1/25/2017

SJR 2, introduced by Connell

FIRST READING AND COMMITMENT OF BILLS

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

HB 320, introduced by M. Regier, referred to Judiciary.

HB 321, introduced by J. Bachmeier, referred to Judiciary.

HB 322, introduced by B. Smith, referred to State Administration.

HB 323, introduced by G. Pierson, J. Bachmeier, B. Beard, B. Bennett, M. Blasdel, E. Buttrey, M. Caferro, R. Cook, A. Curtis, K. Dudik, J. Essmann, J. Fleming, M. Funk, B. Grubbs, T. Jacobson, J. Karjala, C. Knudsen, M. Lang, A. Olszewski, R. Peppers, Z. Perry, A. Redfield, V. Ricci, D. Salomon, R. Shaw, S. Stewart-Peregoy, F. Thomas, referred to Human Services.

HB 324, introduced by B. Hamlett, B. Brown, P. Connell, A. Hertz, G. Hertz, T. Jacobson, J. Keane, M. Lang, J. Price, D. Salomon, B. Smith, S. Stewart-Peregoy, F. Thomas, B. Usher, C. Vincent, G. Vuckovich, K. White, referred to Fish, Wildlife and Parks.

HB 325, introduced by N. Ballance, referred to Agriculture.

HOUSE JOURNAL
NINETEENTH LEGISLATIVE DAY - JANUARY 26, 2017

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

SB 32, introduced by K. Regier (by request of the Public Service Commission), referred to Energy, Technology, and Federal Relations.

SB 36, introduced by D. Ankney (by request of the Energy and Telecommunications Interim Committee), referred to Energy, Technology, and Federal Relations.

SB 39, introduced by T. Richmond (by request of the Department of Natural Resources and Conservation), referred to Local Government.

SB 101, introduced by T. Richmond, referred to Energy, Technology, and Federal Relations.

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

SJR 2, introduced by P. Connell (by request of the Energy and Telecommunications Interim Committee), referred to Energy, Technology, and Federal Relations.

**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 Doane in the chair.

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

HB 24 - Representative Ehli moved **HB 24** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, 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 98

Nays: Ballance, Cook.

Total 2

Excused: None.

Total 0

HOUSE JOURNAL
NINETEENTH LEGISLATIVE DAY - JANUARY 26, 2017

Absent or not voting: None.

Total 0

HB 92 - Representative Garner moved **HB 92** 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 124 - Representative Stewart-Peregoy moved **HB 124** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, 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, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Brodehl, Skees.

Total 2

Excused: None.

Total 0

HOUSE JOURNAL
NINETEENTH LEGISLATIVE DAY - JANUARY 26, 2017

Absent or not voting: None.

Total 0

HB 165 - Representative G. Hertz moved **HB 165** do pass. Motion carried 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, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, 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, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Woods.

Total 40

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 180 - Representative B. Brown moved **HB 180**, second reading copy, be amended as follows:

1. Title, page 1, line 5.

Following: "DEFINITIONS;"

Insert: "AND"

2. Title, page 1, line 6.

Strike: "; AND AMENDING SECTION 61-8-715, MCA"

3. Page 1, line 21.

Strike: "61-8-715"

Insert: "61-8-711"

4. Page 2, line 3 through line 14.

Strike: section 2 in its entirety

Renumber: subsequent sections

Amendment adopted as follows:

HOUSE JOURNAL
NINETEENTH LEGISLATIVE DAY - JANUARY 26, 2017

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, 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

Nays: Ballance.

Total 1

Excused: None.

Total 0

Absent or not voting: Grubbs.

Total 1

HB 180 - Representative Loge moved **HB 180** do pass as amended. Motion carried as follows:

Yeas: Bachmeier, Bartel, Bennett, Bishop, B. Brown, Z. Brown, Cook, Court, Curdy, Custer, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Patelis, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Swanson, Trebas, Vinton, Welch, Woods.

Total 52

Nays: Abbott, Anderson, Ballance, Beard, Berglee, Brodehl, Burnett, Cuffe, Curtis, Doane, Dudik, Ehli, Flynn, Galt, Glimm, Greef, Harris, A Hertz, G Hertz, Hopkins, Jacobson, Jones, C Knudsen, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Olsen, Peppers, Perry, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Stewart-Per, Tschida, Usher, Wagoner, Webb, Webber, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 48

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HOUSE JOURNAL
NINETEENTH LEGISLATIVE DAY - JANUARY 26, 2017

HB 237 - Representative Ehli moved **HB 237** do pass. Motion carried as follows:

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

Total 99

Nays: Burnett.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 240 - Representative White moved **HB 240** 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, 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

Nays: Mandeville.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HOUSE JOURNAL
NINETEENTH LEGISLATIVE DAY - JANUARY 26, 2017

HB 277 - Representative M. Regier moved **HB 277** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Bennett, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Custer, Doane, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Mortensen, O'Hara, Patelis, Perry, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.
Total 75

Nays: Abbott, Bachmeier, Beard, Bishop, Curdy, Curtis, Dudik, Dunwell, Eck, Funk, Hopkins, Karjala, Keane, Kelker, Lynch, Morigeau, Olsen, Peppers, Pierson, Price, Schreiner, Webber, Windy Boy, Woods.
Total 24

Excused: None.
Total 0

Absent or not voting: Noland.
Total 1

HB 278 - Representative M. Regier moved **HB 278** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, 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, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.
Total 98

Nays: Burnett, Windy Boy.
Total 2

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HOUSE JOURNAL
NINETEENTH LEGISLATIVE DAY - JANUARY 26, 2017

HJR 5 - Representative McCarthy moved **HJR 5** be adopted. 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

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Hamilton 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, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, 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

Nays: Doane.

Total 1

Excused: None.

Total 0

HOUSE JOURNAL
NINETEENTH LEGISLATIVE DAY - JANUARY 26, 2017

Absent or not voting: Galloway.

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 89 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, 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

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Galloway.

Total 1

HB 101 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Bishop, Brodehl, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, 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, Peppers, Perry, Pierson, Price, 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 79

Nays: Beard, Berglee, B. Brown, Burnett, Cuffe, Doane, Flynn, Galt, Glimm, A Hertz, G Hertz, Jones, Lenz, Mortensen, Noland, Patelis, Redfield, Rosendale, Tschida, Zolnikov.

HOUSE JOURNAL
NINETEENTH LEGISLATIVE DAY - JANUARY 26, 2017

Total 20

Excused: None.

Total 0

Absent or not voting: Galloway.

Total 1

HB 162 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Beard, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, 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, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, 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, Bartel, Brodehl, B. Brown, Burnett, Glimm, Jones, Regier, Zolnikov.

Total 9

Excused: None.

Total 0

Absent or not voting: Galloway.

Total 1

HB 177 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, 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, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 89

Nays: Ballance, B. Brown, Cuffe, Galt, G Hertz, Manzella, O'Hara, Skees, Tschida, Zolnikov.

Total 10

HOUSE JOURNAL
NINETEENTH LEGISLATIVE DAY - JANUARY 26, 2017

Excused: None.
Total 0

Absent or not voting: Galloway.
Total 1

MOTIONS

Representative Hamilton moved to change his vote on **HB 162** from Abstain to Yes. Without objection, so ordered.

UNFINISHED BUSINESS

Mr. Speaker, I move that the following undersigned name be **ADDED** as sponsor to **HB 185**
Motion carried.

HB 185 (S. Morigeau, Chief Sponsor)
Bachmeier.

ANNOUNCEMENTS

Representative Essmann rose on a **Point of Personal Privilege** to report that he is a member of the Montana Bar and he only practices law before the Rules Committee.

Mr. Speaker spoke on a **Point of Personal Privilege** to extend an apology to Representative Essmann for not recognizing him as a member of the Montana Bar during discussion of **HB 165**.

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Friday, January 27, 2017.
Motion carried.

House adjourned at 2:43 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House