

**HOUSE JOURNAL  
65TH LEGISLATURE  
TWENTY-THIRD LEGISLATIVE DAY**

Helena, Montana  
February 1, 2017

House Chambers  
State Capitol

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

Roll Call. All members present. Quorum present.

**SPECIAL ORDERS OF THE DAY**

Speaker Knudsen moved that the House revert to Order of Business #11, Special Orders Of The Day, for the purpose of receiving The State of Tribal Nations Address by the Honorable Chairman of The Confederated Salish and Kootenai Tribe. Motion carried.

Majority Leader Ehli moved that Speaker Knudsen be authorized to appoint two committee members to escort Chairman Vernon Finley into the House Chamber. Motion carried.

Speaker Knudsen appointed Representative Peppers and Representative Doane. The Committee was discharged.

Sergeant-at-Arms Murfitt notified Speaker Knudsen that the Confederated Salish and Kootenai Chairman, Vernon Finley was awaiting entrance into the House Chamber.

The Committee escorted Chairman Finley into the Chamber.

Speaker Knudsen introduced the Honorable Vernon Finley of the Confederated Salish and Kootenai Tribe.

I want to say thank you to everyone for this honor today. I am very happy to be here in front of you today, in this place called ka+i+qan+umak?, which is what the Kootenai's called this area many years before settlement for thousands of generations. It was called that because of the many groves of cottonwood trees that were in this area prior to settlement. Thank you Mr. Speaker, thank you to all the distinguished Representatives and Senators from Montana, thank you Governor for being present. I have with us a lot of the representatives from my reservation, I want to thank you for taking the time to come over here today. This week we have the Rocky Mountain Tribal Leaders Council meetings, and last night we went to dinner, and we went to the restaurant and we were waiting to be seated, and the hostess came and took our name, and one of the representatives told her to put it under the name "Warr" with two "R"s. And so we waited our turn, and then when it was our time to be seated, they said "war party of ten." Now the good part was seeing the look on everybody else's faces when the Indians got up and walked back. Thank you Mike Jetty from OPI for that joke.

Montana has always been a place where people have come together; we have been a place of opposites. My grandmother used to tell me "you see those opposites? They're married. And if you

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see one and you don't see the other one it is because you are not looking." Montana has the Montana Free Men, Church Universal and Triumphant, the Unibomber. But it also has Jeannette Rankin -- a lot of the opposites are here and have always come together to create a really good history for this state. Prior to the State of Montana becoming Montana, for thousands of generations, our ancestors lived in this area. And throughout all of those generations, the people received a lot of help -- a lot of spiritual help, a lot of physical help, sustenance, from the earth itself. Thank you, Representative Windy Boy for that beautiful invocation in song, it helped an awful lot to refocus here a little bit. I'll tell you a little story. There was a gentleman, during a period of time of great epidemics that were devastating the people, and a man went to ask for help, and he went to do his asking and his prayers down next to the water, and near the water was a stand of cattails, and a breeze came, and started blowing, and the cattails were brushing against one another, and that sound was there, and as he sat there and listened to that sound of the cattails brushing against one another-- a song came from that. He started to hear a song, a beautiful song, and as he listened to it, and that song came into him, and the cattails told him that you sing this song and you do these things, and it will help your people to restore their health. And so that's what he did. He went back and he became a Healer for the people during a time of epidemics. But prior to that, for thousands of generations, the people practiced the same way. They received songs, they received guidance, they received help from the world around them. And for a thousand generations, when that happens, a certain worldview comes about, where you come to understand and to recognize that you as a human being are the youngest of all of creation, and everything else that was created before you is to be respected and can be there to help you, and it has songs, and it has personality, and there is no such thing as an inanimate object. I tell you these things not to try to convert you, but to help you to understand a little bit about the worldview prior to contact. When those practices took place for thousands of generations, the worldview that came out of it was people who carried themselves on the earth always knowing that you're never alone; you're never alone in your thoughts, in where you're at, there's always someone listening, listening to your words, watching your actions, listening to your thoughts...And that's the way that they carried themselves on this earth. So, when you contrast that to the present day way of viewing things, you see a sharp contrast. In between that time and now there have been many, many things that have happened in our history, in our actions, in our inter-cultural interactions that have changed a lot. There are many among us who are tribal members, who have adjusted quite well to Western Society, who have forgotten the language, who have forgotten the cultural ways, but have done quite well. I remember in High School I had this friend who went away to a summer camp for six weeks in the summer. He went to Texas, and when he came back after six weeks he had a southern drawl. Some people adapt quite easily and quite well. Other folks, not so much. When you try to become something you are not it produces a lot of issues. And we have seen those issues devastate our people for many generations. And it wasn't until the realization of the cultural revival period in the late '60s and early '70s, that the tribal governments themselves came to realize how healing it was to restore the culture, how healing it was to help people find a place where "yes, I know in my heart this is where I belong, this is where I live, this, this fits. " And with that realization came a healing of a lot of social ills.

Right now we are faced with a lot of changing times. On the National level, I don't know how much more unpredictable or "marriage of opposites" we could think about happening - that's what is going on nationally. But I've always been proud to be from Montana, because we always have had that history of connecting, even though we have extreme right and we have extreme left in our

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state. In the final analysis common sense usually prevails. We allow for everybody. There has been throughout the history of the State of Montana a lot of coming together, and in this time, right now on the National level, my plea to you as State Legislators, is to remember that, to keep in mind what Montana has really always been about - the first female, the recognition of and respect for the tribal nations culture and the constitution, the Indian caucus among you, resulting from the redistricting that you did, in order to have a presence of a lot greater voice for the populations in the state. It has always been great. I am really proud to see Governor Bullock here, because Governor Bullock during his campaign vowed to make his staff look like the State of Montana, and he did. There have been more natives appointed on commissions and boards throughout the State of Montana under Governor Bullock's administration than under any Montana governor in history. Thank you, Governor, for the work that you do, the work that you all do. With the infrastructure issues, for reaching across the aisle, for job proposals that are good for all of Montana, and also effect Indian country, but are good for all of Montana. The work that you do with one another, not listening to the extreme one way or the other, "my way or the high way" - It makes me proud of you, it makes me proud to say that you are my representatives. You know the bills that you have coming before you, and like I said, the opposites are always going to be there. The task you have at hand and that is always present when you have this type of a legislative body, the task that is always at hand is to recognize when something is coming forward that is based on something other than the principles that you hold dear, when something is based on race, is based on socioeconomic status, is based on things that really aren't about Montana. That's the task that you have before you, and I'm very proud of you for the stands that you take and the things that you do, to pass the legislation that is good for all of Montana.

For example, there is an education bill that just made it through the House and it's on its way to the Senate I believe, that has to do with making post-secondary education more affordable for all of Montana, and I'm proud to say that it was sponsored by CSKT's own Shane Morigeau.

We have always worked together. I see Attorney General Fox, I know how aware you are that the policies that Attorney General Fox made that had authentic tribal consultation in the Montana Department of Justice, was the first of its kind. So thank you, thank you.

For the most part, when we look at the national scene, and we see the rhetoric, and we see the danger of what is going on, being able to shake hands with one another, and disagree in a healthy way, is a trademark of Montana that I am always proud of. And like I said, you know if the extremes weren't there, it would be a lot easier, but you know, extremes are married. There was a group that wanted to hold an armed rally in Whitefish, and Senator Daines, Senator Tester, Governor Bullock, Attorney General Fox, joined together with us, and the CSKT Council was very proud to join with them in denouncing hate groups, and we are glad that they decided not to hold their rally.

But you couldn't expect anything less from Montana -- that is the way we are, that is the way it is here. So as you continue to go through your business, I would like for you to keep that in mind, that there are opposites married within this Chamber, but as long as you keep the focus on what is best for all of Montana in mind, you'll do fine. We have on the National level Ryan Zinke moving into the Department of Interior which really, as a Cabinet post, is going to be beneficial for the State of Montana. He understands a lot of what the tribal issues are. We disagree on an awful lot of

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issues, but the issues that we agree on, he'll stand up and work hard with us to attain. So I think that Montana has a good representative there that will be moving into the Department of Interior.

So, my plea to you this afternoon, is that you keep that in mind as you move forward and you consider all of the legislation that is coming before you. What are all of these perspectives that are within our State, are they respected with this? Is there some compromise that can be made that would respect everybody? That would respect the other opinions? That isn't based on race or socioeconomic status or gender? That would be my plea. To keep those things in mind as you move forward with all of your actions. I won't take up any more of your time this afternoon, but I wanted to say thank you to all of you for your representation for the State of Montana. Thank you to all of you for what you do for all of us. It is certainly recognized and appreciated, and when we disagree, let's have a healthy disagreement, and shake hands afterwards. So, with that, thank you very much for giving me the time this afternoon. Thank you very much.

Speaker Knudsen thanked Chairman Finley for his remarks and requested the Committee escort Chairman Finley from the Chamber.

Speaker Knudsen requested Sergeant-at-Arms Murfitt escort the honored guests from the House Chamber.

**BILLS** (Ricci, Chair):

2/1/2017

Correctly printed: **HB 64, HB 93, HB 129, HB 175, HB 193, HB 196, HB 233, HB 232, HB 247, HB 251, HB 261, HB 273, HB 343, HB 344, HB 345, HB 346, HB 347, HB 348, HB 349, HB 350, HB 351, HB 352, SB 13.**

Correctly engrossed: **HB 140, HB 205, HB 231.**

Correctly enrolled: **HB 39, HB 42.**

Transmitted to the Senate: **HB 64, HB 93, HB 129, HB 193, HB 233, HB 247, HB 251, HB 273.**

**REPORTS OF STANDING COMMITTEES**

**APPROPRIATIONS** (Ballance, Chair):

1/31/2017

**HB 294**, do pass. Report adopted.

**BUSINESS AND LABOR** (Noland, Chair):

2/1/2017

**SB 77**, be concurred in. Report adopted.

**HUMAN SERVICES** (Wagoner, Chair):

1/25/2017

**HB 95**, introduced bill, be amended as follows:

1. Page 1, line 26.

**Strike:** "encourage"

**Insert:** "provide"

2. Page 1, line 27.

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**Strike:** the first "encouraging"

**Insert:** "increasing"

And, as amended, do pass. Report adopted.

**JUDICIARY** (Doane, Chair):

2/1/2017

**HB 147**, introduced bill, be amended as follows:

1. Title, page 1, line 8.

**Following:** "DEFINITIONS"

**Insert:** "AND EXCEPTIONS"

2. Page 2, line 7.

**Following:** "situation;"

**Insert:** "or"

3. Page 2, line 8 through line 11.

**Strike:** subsection (e) in its entirety

**Renumber:** subsequent subsections

4. Page 2, line 15.

**Following:** line 15

**Insert:** "(4) [Sections 1 through 3] do not apply to motor carrier safety or hazardous materials programs implemented by the department of transportation for purposes of complying with federal motor carrier safety regulations."

And, as amended, do pass. Report adopted.

**HB 148**, introduced bill, be amended as follows:

1. Page 3, line 25.

**Following:** line 25

**Insert:** "(3)(a) A warrant under [section 2] may be served only on a provider of an electronic communication that is a domestic entity or a company or entity otherwise doing business in this state under a contract or a terms of service agreement with a resident of this state if any part of that contract or agreement is to be performed in this state.

(b) The provider of an electronic communication shall produce all electronic customer data, contents of communications, and other information sought by the governmental entity, regardless of where the information is held."

And, as amended, do pass. Report adopted.

**HB 236**, introduced bill, be amended as follows:

1. Title, line 6.

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**Following:** "INFORMATION;"

**Insert:** "LIMITING DISSEMINATION OF BOOKING PHOTOGRAPHS;"

**Strike:** "SECTION"

**Insert:** "SECTIONS"

**Following:** "44-5-103"

**Insert:** "AND 44-5-301"

2. Page 4.

**Following:** line 19

**Insert:** "**Section 2.** Section 44-5-301, MCA, is amended to read:

**"44-5-301. Dissemination of public criminal justice information.** (1) There Except as provided in subsection (3), there are no restrictions on the dissemination of public criminal justice information.

(2) All public criminal justice information is available from the department or the agency that is the source of the original documents and that is authorized to maintain the documents according to applicable law. These documents must be open, subject to the restrictions in this section, during the normal business hours of the agency. A reasonable charge may be made by a criminal justice agency for providing a copy of public criminal justice information.

(3) Booking photographs may not be disseminated to the public unless:

(a) a district court considers dissemination necessary;

(b) the information is disseminated with the consent or at the request of the individual about whom it relates; or

(c) upon conviction of the individual."

And, as amended, do pass. Report adopted.

**TAXATION** (Essmann, Chair):

1/31/2017

**HJR 4**, introduced joint resolution, be amended as follows:

1. Page 1, line 23.

**Following:** "fund"

**Insert:** "and whether the Legislature should revisit the current allocations and uses of the fund, including the principal"

2. Page 1, line 24 through line 25.

**Strike:** subsection (2) in its entirety

**Renumber:** subsequent subsections

3. Page 1, line 27.

**Following:** "fund;"

**Insert:** "and "

4. Page 1, line 29.

**Strike:** "; and"

**Insert:** "."

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

**Strike:** subsection (5) in its entirety

And, as amended, do pass. Report adopted.

**MESSAGES FROM THE SENATE**

**House bills** concurred in and returned to the House: 1/30/2017

**HB 39**, introduced by Bachmeier

**HB 42**, introduced by Abbott

**Senate bills** passed and transmitted to the House for concurrence: 1/30/2017

**SB 67**, introduced by Wolken

**SB 71**, introduced by Gross

**SB 82**, introduced by Olszewski

**SB 100**, introduced by C. Smith

**SB 107**, introduced by Kary

**Senate joint resolution** passed and transmitted to the House for concurrence: 1/30/2017

**SJR 3**, introduced by Wolken

**FIRST READING AND COMMITMENT OF BILLS**

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

**HB 314**, introduced by N. McConnell, referred to Judiciary.

**HB 353**, introduced by A. Redfield, referred to Fish, Wildlife and Parks.

**HB 354**, introduced by J. Keane, referred to Business and Labor.

**HB 355**, introduced by R. Shaw, J. Welborn, referred to Transportation.

**HB 356**, introduced by J. Price, K. Abbott, B. Bennett, M. Dunwell, D. Fern, D. Hayman, A. Olsen, Z. Perry, S. Webber, referred to Human Services.

**HB 357**, introduced by D. Skees, S. Berglee, R. Brodehl, B. Brown, R. Fitzgerald, W. Galt, M. Hopkins, C. Knudsen, D. Mortensen, V. Ricci, S. Staffanson, referred to State Administration.

**HB 358**, introduced by M. Noland, referred to Business and Labor.

**HB 359**, introduced by T. Burnett, referred to Taxation.

**HB 360**, introduced by B. Hamlett, B. Brown, Z. Brown, P. Connell, C. Glimm, S. Stewart-Peregoy, C. Vincent, G. Vuckovich, J. Welborn, referred to Natural Resources.

**HB 361**, introduced by T. Burnett, referred to Human Services.

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

**SB 67**, introduced by C. Wolken (by request of the Commission on Sentencing), referred to Judiciary.

**SB 71**, introduced by J. Gross (by request of the Department of Corrections), referred to Judiciary.

**SB 82**, introduced by A. Olszewski, referred to Human Services.

**SB 100**, introduced by C. Smith, referred to Human Services.

**SB 107**, introduced by D. Kary, referred to Judiciary.

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

**SJR 3**, introduced by C. Wolken (by request of the Commission on Sentencing), 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 Tschida in the chair.

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

**HB 22** - Representative Keane moved **HB 22** 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, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Burnett, Stewart-Per.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0



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**HB 61** - Representative Olsen moved **HB 61**, second reading copy, be amended as follows:

1. Title, page 1, line 8.

**Strike:** "LIMITING PROVIDERS' LIABILITY;"

2. Page 10, line 27 through page 11, line 4.

**Strike:** section 14 in its entirety

**Renumber:** subsequent sections

3. Page 23, line 19.

**Strike:** "AND [SECTION 14]"

4. Page 23, line 21.

**Strike:** "AND [SECTION 14]"

5. Page 24, line 4.

**Strike:** "18, 22, AND 24"

**Insert:** "17, 21, AND 23"

Amendment **not** adopted as follows:

Yeas: 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, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Staffanson, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 41

Nays: 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, McCarthy, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 59

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 61** - Representative Garner moved **HB 61** 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,

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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, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Burnett, Hopkins, Regier.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 71** - Representative McKamey moved **HB 71** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Ballance, Bartel, 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, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 87

Nays: Beard, Brodehl, B. Brown, Burnett, Galloway, C Knudsen, Manzella, Mortensen, Redfield, Regier, Rosendale, Staffanson.

Total 12

Excused: None.

Total 0

Absent or not voting: Bachmeier.

Total 1

**HB 232** - Representative Holmlund moved **HB 232** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop,

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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 261** - Representative Garner moved **HB 261** 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, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, 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, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 94

Nays: Burnett, Essmann, A Hertz, Rosendale, Usher, White.

Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 56** - Representative Pierson moved **SB 56** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Z. Brown, Cook,

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Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, 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, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 85

Nays: Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Galt, A Hertz, Mortensen, Redfield, Rosendale, Skees, Staffanson, Usher, Zolnikov.

Total 15

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 84** - Representative Doane moved **SB 84** be concurred in. 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, 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: Ellis.

Total 1

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

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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, 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: Staffanson.  
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 64** 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, Windy Boy, Woods, Zolnikov, Mr. Speaker.  
Total 100

Nays: None.  
Total 0

Excused: None.  
Total 0

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Absent or not voting: None.

Total 0

**HB 93** passed as follows:

Yeas: Anderson, Ballance, Beard, Berglee, Cook, Cuffe, Curdy, Custer, Doane, Dudik, Ehli, Essmann, Fern, Fitzgerald, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Holmlund, Jacobson, Jones, Karjala, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McKamey, Morigeau, Mortensen, O'Hara, Patelis, Peppers, Perry, Pierson, Ricci, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Mr. Speaker.

Total 66

Nays: Abbott, Bachmeier, Bartel, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Court, Curtis, Dunwell, Eck, Ellis, Fleming, Flynn, Funk, Glimm, Hill-Smith, Hopkins, Kelker, McConnell, Noland, Olsen, Price, Redfield, Regier, Rosendale, Ryan, Smith, Trebas, Webber, Woods, Zolnikov.

Total 34

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 129** passed as follows:

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

Total 95

Nays: Ballance, B. Brown, Doane, Manzella, White.

Total 5

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

**HB 193** passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garner, Grubbs, Gunderson, Hamilton, Hayman, A Hertz, G Hertz, Hill-Smith, Hopkins, Jacobson, Karjala, Kelker, Kipp III, C Knudsen, Mandeville, Manzella, McCarthy, McConnell, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Rosendale, Ryan, Sales, Schreiner, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Webber, Welch, Woods, Zolnikov.

Total 68

Nays: Berglee, Brodehl, B. Brown, Cuffe, Custer, Doane, Flynn, Glimm, Greef, Hamlett, Harris, Holmlund, Jones, Keane, Knokey, Lavin, Lenz, Loge, Lynch, McKamey, Noland, Redfield, Regier, Ricci, Shaw, Skees, Usher, Wagoner, Webb, White, Windy Boy, Mr. Speaker.

Total 32

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 233** 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, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

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Total 0

**HB 247** 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, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 251** passed as follows:

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

Total 73

Nays: Abbott, Bachmeier, Bishop, Court, Curdy, Dunwell, Eck, Ellis, Fleming, Funk, Hamilton, Hayman, Karjala, Keane, Kelker, Lynch, McConnell, Olsen, Peppers, Price, Ryan, Schreiner, Smith, Swanson, Webber, Windy Boy, Woods.

Total 27

Excused: None.

Total 0

Absent or not voting: None.



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Total 0

**HB 273** 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, 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, 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: Kipp III, Ryan.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 13** concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. 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, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 95

Nays: Z. Brown, Cook, Mortensen, Redfield, Usher.

Total 5

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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**MOTIONS**

Representative Ehli moved to re-refer **HB 22** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **HB 61** to the Appropriations Committee. Without objection. So ordered.

**UNFINISHED BUSINESS**

Mr. Speaker, I move that the following undersigned names be **ADDED** as sponsors to **HB 285**  
Motion carried.

**HB 285** (W. McKamey, Chief Sponsor)  
Anderson, Fitzpatrick, D. Jones, Karjala, Kelker, Knokey, Lavin, Pierson, Price, F. Smith,  
Treas, and Windy Boy.

**ANNOUNCEMENTS**

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Thursday, February 2, 2017.  
Motion carried.

House adjourned at 2:29 p.m.

LINDSEY VROEGINDEWEY  
Chief Clerk of the House

AUSTIN KNUDSEN  
Speaker of the House