

**HOUSE JOURNAL
65TH LEGISLATURE
THIRTY-FOURTH LEGISLATIVE DAY**

Helena, Montana
February 16, 2017

House Chambers
State Capitol

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

Roll Call. All members present. Representative Patelis excused. Quorum present.

BILLS (Ricci, Chair):

2/16/2017

Correctly printed: **HB 32, HB 349, HB 350, HB 377, HB 459, HB 460, HB 461, HB 462, HB 463, HB 464, HB 465, HB 466, HB 467, HB 468, SB 39, SB 131.**

Correctly engrossed: **HB 270, HB 329, SB 25.**

Correctly enrolled: **HB 111, HB 207, HB 237, HB 241, HB 246, HB 262, HJR 5.**

Examined by the sponsor and found to be correct: **HB 91, HB 111.**

Signed by the President at 8:30 a.m., February 16, 2017: **HB 67, HB 68, HB 89, HB 105, HB 125, HB 138.**

Delivered to the Governor for approval at 3:24 p.m., February 16, 2017: **HB 67, HB 68, HB 89, HB 105, HB 125, HB 138.**

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Ballance, Chair):

2/15/2017

HB 62, do pass. Report adopted.

HB 77, introduced bill, be amended as follows:

1. Page 21, line 26.

Following: line 25

Insert: "(6) A public defender may not be assigned to act as court-appointed counsel in a proceeding under the Drug Offender Accountability and Treatment Act, Title 46, chapter 1, part 11, or under the Mental Health Treatment Court Act, Title 46, chapter 1, part 12."

2. Page 26, line 22 through line 23.

Strike: "THE CENTRAL" on line 22 through "ARE ELIGIBLE."

And, as amended, do pass. Report adopted.

HB 110, introduced bill, be amended as follows:

1. Title, page 1, line 8.

Following: "85-2-222,"

Insert: "85-2-225,"

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2. Title, page 1, line 9.

Following: "DATE"

Insert: "AND AN APPLICABILITY DATE"

3. Page 4.

Following: line 16

Insert: "**Section 4.** Section 85-2-225, MCA, is amended to read:

"85-2-225. Filing fee -- processing fee for remitted claims. (1) Each claim filed under 85-2-221 ~~or 85-2-222~~ must be accompanied by a filing fee in the amount of \$40, subject to the following exceptions:

(a) the total filing fees for all claims filed by one person in any one water court division may not exceed \$480; and

(b) a filing fee is not required to accompany a claim of an existing right that is included in a decree of a court in the state of Montana and that is accompanied by a copy of that decree or pertinent portion of the decree.

(2) A claim that is exempt from the filing requirements of 85-2-221(1) but that is voluntarily filed must be accompanied by a filing fee in the amount of \$40. Exempt claims for a single development with several uses if filed simultaneously may be accompanied by a filing fee in the amount of \$40.

(3) (a) In addition to the filing fee set forth in subsection (1), each statement of claim filed under 85-2-221(3) must be accompanied by a processing fee in the amount of \$150, which must be deposited in the general fund.

(b) The water judge shall assess against the late claimant all reasonable administrative costs and expenses that may be incurred by the court due to the filing of the late claim and the consideration of the objection, and the assessment must be deposited in the general fund.

(4) Each claim filed under 85-2-222 must be accompanied by a filing fee in the amount of \$130, except that:

(a) the total filing fees for all claims under 85-2-222 filed by one person in any one water court division may not exceed \$960; and

(b) a filing fee is not required to accompany a claim of an existing right that is included in a decree of a court in the state of Montana and that is accompanied by a copy of that decree or pertinent portion of the decree."

Renumber: subsequent sections

4. Page 11.

Following: line 22

Insert: "NEW SECTION. Section 10. Applicability. [This act] applies to a statement of claim for an exempt right filed on or after [the effective date of this act]."

And, as amended, do pass. Report adopted.

HB 126, do pass. Report adopted.

HB 187, do pass. Report adopted.

HB 198, introduced bill, be amended as follows:

1. Title, line 8.

Strike: "REPEALING"

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Insert: "AMENDING"

2. Title, line 6.

Strike: "REMOVING A"

Insert: "EXTENDING THE"

3. Page 2, line 14.

Strike: section 3 in its entirety

Insert: "Section 3. Section 6, Chapter 380, Laws of 2015, is amended to read:

Section 6. Termination. [This act] terminates June 30, ~~2017~~ 2021."

And, as amended, do pass. Report adopted.

HB 205, introduced bill, be amended as follows:

1. Page 34, line 23.

Strike: "\$180"

Insert: "\$95"

Strike: "\$90"

Insert: "\$30"

2. Page 34, line 25.

Strike: "\$6"

Insert: "\$3"

And, as amended, do pass. Report adopted.

HB 257, do pass. Report adopted.

HUMAN SERVICES (Wagoner, Chair):

2/15/2017

HB 323, introduced bill, be amended as follows:

1. Page 2, line 2.

Strike: "In" through "27-1-714, a"

Insert: "A"

And, as amended, do pass. Report adopted.

HB 328, do pass. Report adopted.

HB 333, introduced bill, be amended as follows:

1. Page 6, line 13.

Strike: "In " through "27-1-714, a"

Insert: "A"

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And, as amended, do pass. Report adopted.

HB 334, do pass. Report adopted.

NATURAL RESOURCES (White, Chair):

2/15/2017

HB 344, introduced bill, be amended as follows:

1. Title, page 1, line 4.

Following: "FUNDS"

Insert: "FROM THE ORPHAN SHARE STATE SPECIAL REVENUE ACCOUNT"

2. Page 3, line 11.

Strike: "general fund"

Insert: "orphan share state special revenue account established in 75-10-743"

3. Page 3, line 14.

Strike: "general fund"

Insert: "coal bed methane protection account provided for in 76-15-904"

And, as amended, do pass. Report adopted.

HB 429, introduced bill, be amended as follows:

1. Title, page 1, line 4.

Following: "EXEMPTION FOR"

Insert: "CERTAIN"

2. Title, page 1, line 5.

Following: "OPERATIONS"

Insert: "AND TRAINING"

3. Page 1, line 30.

Strike: "and operational"

4. Page 2, line 1.

Following: "appropriations,"

Insert: ", including for emergency fire training and emergency fire-related operations,"

5. Page 3, line 4.

Strike: "fire training, and general fire operations"

Insert: "emergency fire training, and emergency fire-related operations"

6. Page 5, line 19.

Strike: "and operational"

Following: "appropriations"

Insert: ", including for emergency fire training and emergency fire-related operations,"

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7. Page 6, line 16.

Strike: "and operational"

Following: "appropriations"

Insert: ", including for emergency fire training and emergency fire-related operations,"

8. Page 7, line 16.

Strike: "and operational"

Following: "appropriations"

Insert: ", including for emergency fire training and emergency fire-related operations,"

9. Page 8, line 22.

Strike: "and operational"

Following: "appropriations"

Insert: ", including for emergency fire training and emergency fire-related operations,"

And, as amended, do pass. Report adopted.

STATE ADMINISTRATION (Mandeville, Chair):

2/16/2017

HB 371, do pass. Report adopted.

SB 3, be concurred in. Report adopted.

SB 16, be concurred in. Report adopted.

SB 19, be concurred in. Report adopted.

SB 54, be concurred in. Report adopted.

TAXATION (Essmann, Chair):

2/16/2017

HB 30, do pass. Report adopted.

HB 396, introduced bill, be amended as follows:

1. Title, page 1, line 5.

Strike: "MUNICIPALITIES" through "DISTRICTS"

Insert: "CONSULTATION WITH AFFECTED LOCAL TAXING JURISDICTIONS"

2. Title, page 1, line 6.

Following: "PLAN"

Insert: "OR A TARGETED ECONOMIC DEVELOPMENT DISTRICT COMPREHENSIVE PLAN"

3. Page 1, line 20.

Strike: "must"

Insert: "shall"

4. Page 1, line 22.

Following: "consult"

Insert: "in a public meeting with the opportunity for public comment"

5. Page 2, line 6.

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Following: "(2)"

Insert: "(a)"

Following: "plan"

Insert: "or a comprehensive development plan"

6. Page 2, line 7.

Strike: "must"

Insert: "shall"

Following: "district"

Insert: "or targeted economic development district"

7. Page 2, line 8.

Following: "consult"

Insert: "in a public meeting with the opportunity for public comment"

8. Page 2, line 10.

Following: line 9

Insert: "(b) Before adopting a tax increment financing provision as part of a comprehensive development plan, a county shall provide notice to the school district in which the targeted economic development district is located and provide the school district with the opportunity to meet and consult in a public meeting with the opportunity for public comment regarding the proposed tax increment financing provision and its effect on the school district."

And, as amended, do pass. Report adopted.

TRANSPORTATION (Lavin, Chair):
HB 374, introduced bill, be amended as follows:

2/15/2017

1. Page 2, line 5.

Following: "facilities."

Insert: "The rules must ensure that the nonhighway use of the right-of-way does not affect the department's ability to maintain and operate the highway in a safe manner."

And, as amended, do pass. Report adopted.

REPORTS OF SELECT COMMITTEES

FREE CONFERENCE COMMITTEE

on House Bill 18

Report No. 001, February 15, 2017

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered **House Bill 18** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

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And, recommend that **House Bill 18** (reference copy -- salmon) be amended as follows:

1. Page 14, line 12.

Strike: "SEPTEMBER 30"

Insert: "....."

2. Page 25, line 28.

Strike: "county treasurer"

Insert: "COUNTY TREASURER"

For the Senate:

Blasdel, Chair
McClafferty
Tempel

For the House:

Galt, Vice Chair
Jacobson
Redfield

MESSAGES FROM THE SENATE

HB 146 - The Senate acceded to the request of the House and authorized the President to appoint the following Conference Committee to meet with a like committee from the House to confer on Senate amendments to **HB 146**:

2/15/2017

Senator Vance, Chair
Senator Buttrey
Senator Whitford

Senate bills passed and transmitted to the House for concurrence:

2/14/2017

SB 55, introduced by Salomon
SB 120, introduced by Swandal
SB 153, introduced by MacDonald

House bill concurred in as amended and returned to the House for concurrence in Senate amendments:

HB 26, introduced by Welch
HB 41, introduced by Keane

House bills concurred in and returned to the House:

2/14/2017

HB 92, introduced by Garner
HB 106, introduced by Jacobson
HB 111, introduced by Lynch
HB 241, introduced by Doane

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FIRST READING AND COMMITMENT OF BILLS

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

- HB 469**, introduced by L. Sheldon-Galloway, referred to Human Services.
- HB 470**, introduced by L. Sheldon-Galloway, referred to Business and Labor.
- HB 471**, introduced by K. Flynn, referred to Transportation.
- HB 472**, introduced by W. Galt, referred to Judiciary.
- HB 473**, introduced by F. Garner, L. Jones, referred to Transportation.
- HB 474**, introduced by R. Shaw, J. Keane, C. Knudsen, R. Lynch, referred to Business and Labor.
- HB 475**, introduced by T. Woods, referred to Energy, Technology, and Federal Relations.
- HB 476**, introduced by D. Hayman, referred to Human Services.
- HB 477**, introduced by E. Hill Smith, referred to Judiciary.
- HB 478**, introduced by E. Hill Smith, referred to Judiciary.
- HB 479**, introduced by E. Hill Smith, referred to Judiciary.
- HB 480**, introduced by E. Hill Smith, referred to Judiciary.
- HB 481**, introduced by B. Brown, D. Mortensen, referred to Natural Resources.
- HB 482**, introduced by J. Eck, referred to Judiciary.
- HB 483**, introduced by M. Noland, referred to Business and Labor.
- HB 484**, introduced by V. Court, Z. Brown, B. Hamlett, D. Hayman, M. MacDonald, J. Price, M. Ryan, referred to Transportation.
- HB 485**, introduced by T. Manzella, D. Skees, referred to Transportation.
- HB 486**, introduced by G. Kipp, J. Pomnichowski, referred to Energy, Technology, and Federal Relations.
- HB 487**, introduced by M. Funk, G. Pierson, F. Thomas, referred to Human Services.
- HB 488**, introduced by K. White, referred to Human Services.

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

- SB 55**, introduced by D. Salomon (by request of the Department of Agriculture), referred to Agriculture.
- SB 120**, introduced by N. Swandal, referred to Human Services.
- SB 153**, introduced by M. MacDonald, 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 Jacobson in the chair.

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

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HB 26 - Senate Amendments - Representative Welch moved Senate Amendments to **HB 26** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, 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, Galt, Garner, 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, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 89

Nays: Brodehl, B. Brown, Burnett, Galloway, Glimm, Pierson, Rosendale, Skees, Wagoner, Zolnikov.

Total 10

Excused: None.

Total 0

Absent or not voting: Lenz.

Total 1

HB 41 - Senate Amendments - Representative Keane moved Senate Amendments to **HB 41** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, 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, 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, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Bennett, Hayman, Olsen.

Total 3

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

HB 44 - Representative Essmann moved **HB 44** 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 172 - Senate Amendments - Representative Fitzgerald moved Senate Amendments to **HB 172** be concurred in. Motion carried as follows:

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

Total 78

Nays: Bennett, Bishop, Court, Curdy, Curtis, Dunwell, Eck, Ellis, Hamilton, Hayman, Karjala, Kelker, McConnell, Morigeau, Olsen, Perry, Pierson, Price, Ryan, Smith, Webber, Woods.

Total 22

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

HB 355 - Representative Shaw moved **HB 355** 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 377 - Representative Redfield moved **HB 377** 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, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Windy Boy.

Total 1

Excused: None.

Total 0

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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 Jacobson 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, 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, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, 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 96

Nays: Cook, Jacobson, Skees.

Total 3

Excused: None.

Total 0

Absent or not voting: Patelis.

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 86 passed as follows:

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

Total 53

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Essmann, Fitzgerald, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz,

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Holmlund, Hopkins, Jones, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, Mortensen, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Tschida, Usher, Vinton, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 46

Excused: None.

Total 0

Absent or not voting: Patelis.

Total 1

HB 135, as amended by the Senate, 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, 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: Patelis.

Total 1

HB 184, as amended by the Senate, 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, 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,

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White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Patelis.

Total 1

HB 349 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, 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, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 56

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

Total 43

Excused: None.

Total 0

Absent or not voting: Patelis.

Total 1

HB 350 passed as follows:

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

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Total 79

Nays: Abbott, Bennett, Bishop, Curdy, Dunwell, Eck, Funk, Hayman, Hill-Smith, Karjala, Kipp III, McConnell, Olsen, Peppers, Pierson, Ryan, Schreiner, Webber, Windy Boy, Woods.

Total 20

Excused: None.

Total 0

Absent or not voting: Patelis.

Total 1

SB 39 concurred in 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, 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: Patelis.

Total 1

SB 131 concurred in as follows:

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

Total 65

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Nays: Abbott, Bachmeier, Beard, Bennett, Bishop, B. Brown, Z. Brown, Court, Curdy, Dudik, Eck, Ellis, Fern, Fleming, Funk, Hayman, Hill-Smith, Karjala, Keane, Kelker, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Swanson, Webber, Windy Boy, Woods.

Total 34

Excused: None.

Total 0

Absent or not voting: Patelis.

Total 1

MOTIONS

Representative Ehli moved to re-refer **HB 44** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to appoint a Conference Committee on **HB 172** and request the Senate to appoint a like committee. Motion carried. Speaker Knudsen appointed:

2/16/2017

Representative Fitzgerald
Representative Pierson
Representative Rosendale

Representative P. Webb moved to reconsider action on **HB 348** and that **HB 348** be placed on second reading on the 67th legislative day.

Motion **passed** 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, Jones, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Redfield, Regier, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 56

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

Total 43

Excused: None.

Total 0

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Absent or not voting: Patelis.
Total 1

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

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

House adjourned at 1:42 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House