

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

Helena, Montana  
March 27, 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 Gunderson, excused. Quorum present.

**SPECIAL ORDERS OF THE DAY**

Mr. Speaker moved that the House revert to Order of Business # 11, Special Orders of The Day, for the purpose of the introduction of Miss Montana 2016.

**LEGISLATIVE ADMINISTRATION** (Ricci, Chair):

3/27/2017

MR. SPEAKER:

We, your committee on Legislative Administration recommend that employment of the following pages of the House be ceased as of 5:00 p.m., Friday, March 24, 2017:

Bailey Menahan, Colstrip  
Tara Caplis, Helena  
Katherine Bell, Helena  
Finja Weinert, Billings  
Tatyana Bon, Red Lodge  
Elizabeth Pacella, Eureka  
Uriah Birchmier, Helena

and recommend that the following pages of the House be employed as of 8:00 a.m., Monday, March 27, 2017:

Jordan Straub, Helena  
Emma Sihler, Helena  
Ella Currier, Helena  
Joshua Hamilton, Helena  
Cassidy Lavin, Kalispell  
Colton Barnosky, Sheridan  
Nick Garcia, Helena

Report Adopted.

**BILLS** (Ricci, Chair):

3/27/2017

Correctly printed: **HB 224, HB 585, HB 596, HB 654, HB 655, HB 656, HB 657, HB 658, HB 659, HJR 27, HR 3, SB 17, SB 45, SB 118, SB 167, SB 240, SB 245, SB 274, SB 303.**

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Correctly engrossed: **HB 341, HB 578, HB 586, HB 590, HB 591, HB 605, HB 612, HB 614, HB 623, HB 631, HB 637, HJR 18, HJR 21, SB 270, SB 319.**

Correctly enrolled: **HB 30, HB 62, HB 64, HB 201, HB 273, HB 285, HB 288, HB 316, HB 323, HB 358, HB 388, HB 396, HB 422, HB 447, HB 520.**

Examined by the sponsor and found to be correct: **HB 30, HB 62, HB 64, HB 201, HB 273, HB 285, HB 288, HB 316, HB 323, HB 358, HB 388, HB 396, HB 422, HB 447, HB 520.**

Signed by the Speaker at 7:30 a.m., March 27, 2017: **HB 175, HB 183, HB 307, HB 338, HB 345, HB 350, HB 471, HB 500, HB 509, HB 523.**

Signed by the Chief Clerk of the House at 9:00 a.m., March 27, 2017: **HB 175, HB 183, HB 307, HB 338, HB 345, HB 350, HB 471, HB 500, HB 509, HB 523.**

Signed by the President at 12:54 p.m., March 27, 2017: **HB 175, HB 183, HB 307, HB 338, HB 345, HB 350, HB 471, HB 500, HB 509, HB 523.**

Signed by the President at 12:11 p.m., March 27, 2017: **HB 20, HB 137, HB 297, HB 421, HB 470.**

Delivered to the Governor for approval at 4:05 p.m., March 27, 2017: **HB 20, HB 137, HB 297, HB 421, HB 470.**

Delivered to the Governor for approval at 4:20 p.m., March 27, 2017: **HB 175, HB 183, HB 307, HB 338, HB 345, HB 350, HB 471, HB 500, HB 509, HB 523.**

**REPORTS OF STANDING COMMITTEES**

**AGRICULTURE** (Redfield, Chair): 3/23/2017  
**HB 631**, introduced bill, be amended as follows:

1. Page 1, line 28.

**Strike:** "intends"

**Insert:** "commits"

And, as amended, do pass. Report adopted.

**APPROPRIATIONS** (Ballance, Chair): 3/24/2017  
**HB 365**, do pass. Report adopted.  
**HB 558**, do pass. Report adopted.

**FISH, WILDLIFE AND PARKS** (Flynn, Chair): 3/23/2017  
**HB 623**, introduced bill, be amended as follows:

1. Page 1, line 26 through page 2, line 4.

**Following:** "bonus point for"

**Strike:** "the" on page 1, line 26 through "\$75" on page 2, line 4

**Insert:** "\$25 for each species for which a bonus point is made available by the commission, except that the fee is \$75 for moose, mountain goat, mountain sheep, and wild buffalo or bison"

And, as amended, do pass. Report adopted.

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

3/24/2017

**HB 572**, do pass. Report adopted.

**HB 589**, do pass. Report adopted.

**HB 590**, introduced bill, be amended as follows:

1. Page 2, line 12.

**Following:** "an entity"

**Insert:** "  
(i)"

2. Page 2, line 13.

**Following:** "suicide"

**Insert:** "; and

(ii) must be a health care provider as defined in 50-16-504 or use a health care provider as defined in 50-16-504 to oversee the operation of the grant-funded activity"

And, as amended, do pass. Report adopted.

**HB 612**, do pass. Report adopted.

**HB 637**, introduced bill, be amended as follows:

1. Page 4, line 10 through line 16.

**Strike:** "The" on line 10 through "fund" on line 16

**Insert:** "For the biennium beginning July 1, 2017, there is appropriated \$25,000 from the general fund to the department of public health and human services to fund medicaid services provided by licensed marriage and family therapists."

And, as amended, do pass. Report adopted.

**SB 271**, be amended as follows:

1. Title, page 1, line 5.

**Following:** "CENTER;"

**Insert:** "AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES TO ESTABLISH A 12-BED INTENSIVE BEHAVIOR CENTER AS A COMPONENT OF THE CONTINUUM OF CARE;"

**Following:** "EXTENDING THE"

**Insert:** "CLOSURE"

**Strike:** "BY WHICH"

**Insert:** "FOR"

2. Title, page 1, line 6 through line 13.

**Strike:** "MUST BE CLOSED" on line 6

**Insert:** "; PROVIDING DEFINITIONS; PROVIDING RULEMAKING AUTHORITY"

**Strike:** "EXTENDING THE DATE" on line 6 through "53-20-129, MCA;" on line 12

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**Strike:** ", AND" on line 12 through "444, LAWS OF 2015" on line 13

3. Page 1, line 16 through line 22.

**Strike:** line 16 through line 22 in their entirety

4. Page 1, line 26.

**Strike:** everything after the enacting clause

**Insert:** "NEW SECTION. Section 1. Definitions. As used in [sections 1 through 4], the following definitions apply:

(1) "Center" means the intensive behavior center provided for in [section 2].

(2) "Department" means the department of public health and human services provided for in 2-15-2201.

(3) "Developmental disability" has the meaning provided in 53-20-102."

**Insert:** "NEW SECTION. Section 2. Intensive behavior center -- limitations. (1) The department shall establish a 12-bed intensive behavior center as a new service for individuals with a developmental disability who are in need of intensive treatment because of continuous or repeated behaviors that pose an imminent risk of serious harm to self or others.

(2) The center shall provide a program of active treatment in a secure residential environment. The treatment must:

(a) address the behavioral issues of each resident; and

(b) foster for each resident the transition to and residency in less restrictive service settings.

(3) The center may serve only individuals for whom the department has asked a county attorney to file a petition alleging the individual is in need of the services and secure setting of the center and requesting that the individual be committed to the center for services through imposition of a community treatment plan as provided in 53-20-121."

**Insert:** "NEW SECTION. Section 3. Licensing. The intensive behavior center operated pursuant to [sections 1 through 4] must be licensed as an intermediate care facility for the developmentally disabled in accordance with 50-5-238."

**Insert:** "NEW SECTION. Section 4. Rulemaking authority. The department may adopt rules to carry out [sections 1 through 4], including but not limited to rules for eligibility requirements for admission to the facility."

**Insert:** "**Section 5.** Section 1, Chapter 444, Laws of 2015, is amended to read:

**Section 1. Legislative intent -- direction to department of public health and human services.** It is the intent of the legislature to provide services to individuals with developmental disabilities in the community, as established in 53-20-101 and 53-20-301, and to close the Montana developmental center. To accomplish this purpose, the legislature directs the department of public health and human services to:

(1) ~~in conjunction with the transition planning committee established in [section 2], develop and implement a plan to close the Montana developmental center by June 30, 2017~~ 2019; and

(2) transfer funds as authorized by 17-7-139, 53-20-214, and federal laws and regulations to develop the services needed to move residents out of the Montana developmental center and into community-based services; ~~and~~

~~(3) transition most residents out of the Montana developmental center and into community-based services by December 31, 2016. As part of this transition, the legislature intends for the department~~

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~~of public health and human services to:~~

~~(a) actively pursue the timely discharge of Montana developmental center residents into community-based services; and~~

~~(b) work with community providers to develop necessary services."~~

**Insert:** "NEW SECTION. Section 6. Direction to the department of public health and human services concerning closure of Montana developmental center. The legislature directs the department of public health and human services to continue to actively discharge individuals from the Montana developmental center during the biennium beginning July 1, 2017, and to close the Montana developmental center on or before June 30, 2019."

**Insert:** "NEW SECTION. Section 7. Codification instruction. [Sections 1 through 4] are intended to be codified as an integral part of Title 53, chapter 20, and the provisions of Title 53, chapter 20, apply to [sections 1 through 4]."

**Insert:** "NEW SECTION. Section 8. Effective date. [This act] is effective on passage and approval."

And, as amended, be concurred in. Report adopted.

**NATURAL RESOURCES** (White, Chair):

3/24/2017

**HB 597**, introduced bill, be amended as follows:

1. Title, line 10.

**Strike:** "AND"

**Following:** "17-7-502,"

**Insert:** "AND 87-2-903,"

2. Page 3, line 2.

**Following:** "land."

**Insert:** "The costs must include payments to the owner of private land who allows public access. Grants may not be made to pay costs associated with litigation related to public access."

3. Page 3, line 8.

**Strike:** "10"

**Insert:** "3"

4. Page 12, line 3.

**Following:** line 2

**Insert:** "**Section 7.** Section 87-2-903, MCA, is amended to read:

**"87-2-903. (Temporary) Compensation, fees, and duties of agents -- penalty for late submission of license money.** (1) License agents, except salaried employees of the department, must receive for all services rendered a commission of 50 cents for each transaction, plus any additional amount as determined under subsection (9) and by rules adopted pursuant to subsection (10).

(2) A license agent may charge a convenience fee of up to 3% of the total amount of a transaction if a purchase is made with a credit card or a debit card. A financial institution or credit card company may not prohibit collection of the convenience fee provided for in this subsection.

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(3) Each license agent shall submit to the department the money received from the sale of licenses and donations received pursuant to 87-1-293 and [section 1], less the appropriate commission and convenience fee.

(4) Each license agent shall submit to the department copies of each paper license sold.

(5) The department may charge license agents appointed after March 1, 1998, an electronic license system fee not to exceed actual costs.

(6) The department may designate classes of license agents and may establish a protocol for each class of agent. Each license agent shall keep the license account open at all reasonable hours to inspection by the department, the director, the wardens, or the legislative auditor.

(7) For purposes of this section, the term "transaction" includes the sale of any license or permit, collection of any data or fee, or issuance of any certificate prescribed by the department. The term does not include donations collected pursuant to 87-1-293 and [section 1].

(8) If a license agent fails to submit to the department all money received from the declared sale of licenses and from donations received pursuant to 87-1-293 and [section 1], less the appropriate commission and convenience fee, by the deadline established by the department, an interest charge equal to the rate charged under 15-1-216 may be assessed. Acceptance of late payments with interest does not preclude the department from summarily revoking the appointment of a license agent under 87-2-904.

(9) A license agent, except for an electronic service provider, must receive a commission of 50 cents for each ticket the agent processes for a hunting license lottery held pursuant to 87-1-271.

(10) The department may adopt rules necessary to implement this section. (Terminates June 30, 2019--sec. 7, Ch. 83, L. 2013.)

**87-2-903. (Effective July 1, 2019) Compensation, fees, and duties of agents -- penalty for late submission of license money.** (1) License agents, except salaried employees of the department, must receive for all services rendered a commission of 50 cents for each transaction, plus any additional amount as determined under subsection (9) and by rules adopted pursuant to subsection (10).

(2) A license agent may charge a convenience fee of up to 3% of the total amount of a transaction if a purchase is made with a credit card or a debit card. A financial institution or credit card company may not prohibit collection of the convenience fee provided for in this subsection.

(3) Each license agent shall submit to the department the money received from the sale of licenses and donations received pursuant to [section 1], less the appropriate commission and convenience fee.

(4) Each license agent shall submit to the department copies of each paper license sold.

(5) The department may charge license agents appointed after March 1, 1998, an electronic license system fee not to exceed actual costs.

(6) The department may designate classes of license agents and may establish a protocol for each class of agent. Each license agent shall keep the license account open at all reasonable hours to inspection by the department, the director, the wardens, or the legislative auditor.

(7) For purposes of this section, the term "transaction" includes the sale of any license or permit, collection of any data or fee, or issuance of any certificate prescribed by the department. The term does not include donations collected pursuant to [section 1].

(8) If a license agent fails to submit to the department all money received from the declared

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sale of licenses and from donations received pursuant to [section 1], less the appropriate commission and convenience fee, by the deadline established by the department, an interest charge equal to the rate charged under 15-1-216 may be assessed. Acceptance of late payments with interest does not preclude the department from summarily revoking the appointment of a license agent under 87-2-904.

(9) A license agent, except for an electronic service provider, must receive a commission of 50 cents for each ticket the agent processes for a hunting license lottery held pursuant to 87-1-271.

(10) The department may adopt rules necessary to implement this section."

**Renumber:** subsequent sections

And, as amended, do pass. Report adopted.

**HB 622**, do pass. Report adopted.

**HB 644**, do pass. Report adopted.

**HB 646**, do pass. Report adopted.

**STATE ADMINISTRATION** (Mandeville, Chair):

3/27/2017

**HB 626**, do pass. Report adopted.

**TAXATION** (Essmann, Chair):

3/24/2017

**HB 614**, introduced bill, be amended as follows:

1. Title, page 1, line 5.

**Following:** "DATE"

**Insert:** "AND A TERMINATION DATE"

2. Page 2, line 4.

**Following:** line 3

**Insert:** "(6) "Pulse crops" means dry peas, lentils, chickpeas, and fava beans."

**Renumber:** subsequent subsections

3. Page 2, line 6.

**Following:** "transport"

**Insert:** "within the facility"

4. Page 2, line 10.

**Insert:** "NEW SECTION. Section 3. Termination. [This act] terminates December 31, 2027."

And, as amended, do pass. Report adopted.

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**REPORTS OF SELECT COMMITTEES**

CONFERENCE COMMITTEE  
on Senate Amendments to **House Bill 131**  
Report No. 001, March 24, 2017

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered Senate amendments to **House Bill 131** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **House Bill 131** (reference copy -- salmon) be amended as follows:

1. Title, page 1, line 7.

**Strike:** "80-10-103,"

2. Page 6, line 4 through line 9.

**Strike:** section 5 in its entirety

**Renumber:** subsequent sections

3. Page 9, line 11.

**Strike:** ", SALES BY DISTRIBUTORS FOR FINAL SALE OUT OF STATE,"

4. Page 9, line 29.

**Strike:** ", SALES BY DISTRIBUTORS FOR FINAL SALE OUT OF STATE,"

5. Page 9, line 30.

**Strike:** "MANUFACTURERS"

**Insert:** "them"

6. Page 10, line 3.

**Strike:** "(3) (a)"

7. Page 10.

**Following:** line 9

**Insert:** "(3) (a) (i) Each licensee who distributes a soil amendment or commercial fertilizer, except specialty fertilizer and unmanipulated animal or vegetable manures, to an unlicensed person in this state shall file with the department on forms approved by the department a semiannual tonnage statement for the reporting periods ending June 30 and December 31. This tonnage statement must indicate the number of net tons of each commercial fertilizer and soil amendment distributed in this state during the 6-month period. The tonnage statement is due on or before the 30th day of the month following the close of each period 30 days after the last day of the reporting period. There are no fees associated with the semiannual tonnage statement.

(ii)"



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For the Senate:

Hoven, Chair  
F. Smith

For the House:

Lenz  
Perry

**MESSAGES FROM THE SENATE**

**House amendments to Senate bill** concurred in: 3/24/2017

**SB 65**, introduced by Wolken

**House bills** returned not concurred in: 3/24/2017

**HB 129**, introduced by Hill-Smith

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

3/23/2017

**HB 147**, introduced by Zolnikov

**HB 149**, introduced by Zolnikov

**HB 200**, introduced by Fern

**HB 245**, introduced by Mandeville

**HB 251**, introduced by Wagoner

**HB 328**, introduced by Ehli

**HB 405**, introduced by Cook

**HB 416**, introduced by Greef

**House bills** concurred in and returned to the House: 3/23/2017

**HB 62**, introduced by Brodehl

**HB 64**, introduced by Dudik

**HB 201**, introduced by Cook

**HB 273**, introduced by Usher

**HB 316**, introduced by Holmlund

**HB 358**, introduced by Noland

**HB 422**, introduced by Cook

**HB 520**, introduced by Fitzgerald

**House bills** concurred in and returned to the House: 3/24/2017

**HB 30**, introduced by Essmann

**HB 285**, introduced by McKamey

**HB 288**, introduced by Bennett

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**HB 323**, introduced by Pierson  
**HB 388**, introduced by G. Hertz  
**HB 396**, introduced by Grubbs  
**HB 447**, introduced by Fitzgerald

**Senate bills** passed and transmitted to the House for concurrence: 3/23/2017

**SB 280**, introduced by Malek

**Senate bills** passed and transmitted to the House for concurrence: 3/24/2017

**SB 94**, introduced by K. Regier  
**SB 138**, introduced by Ankney  
**SB 324**, introduced by Tempel

**FIRST READING AND COMMITMENT OF BILLS**

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

**HB 660**, introduced by J. Eck, referred to Appropriations.  
**HB 661**, introduced by N. Ballance, referred to Agriculture.  
**HB 662**, introduced by T. Jacobson, referred to Judiciary.  
**HB 663**, introduced by R. Lynch, referred to Business and Labor.  
**HB 664**, introduced by K. Dudik, referred to Judiciary.  
**HB 665**, introduced by R. Brodehl, referred to Appropriations.

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

**HJR 28**, introduced by L. Bishop, N. McConnell, D. Skees, D. Zolnikov, referred to Energy, Technology, and Federal Relations.

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

**SB 94**, introduced by K. Regier, referred to Taxation.  
**SB 138**, introduced by D. Ankney, referred to Taxation.  
**SB 280**, introduced by S. Malek, referred to Judiciary.  
**SB 324**, introduced by R. Tempel, referred to Taxation.

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**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 A. Hertz in the chair.

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

**SB 64** - Representative Mortensen moved **SB 64** 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, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, 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: Essmann, Hopkins, Rosendale.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 135** - Representative Sheldon-Galloway moved **SB 135** be concurred in. Motion carried as follows:

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

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Total 95

Nays: Brodehl, Burnett, McKamey, Rosendale.

Total 4

Excused: None.

Total 0

Absent or not voting: Hopkins.

Total 1

**SB 139** - Representative Vinton moved **SB 139** 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, 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, 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: Curdy, Ryan.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 163** - Representative Bennett moved **SB 163** 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, 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,

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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: Staffanson.

Total 1

**SB 176** - Representative M. Regier moved **SB 176** be concurred in. 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, Jacobson, Jones, Knokey, 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, Zolnikov, Mr. Speaker.

Total 59

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

Total 40

Excused: None.

Total 0

Absent or not voting: C Knudsen.

Total 1

**SB 224** - Representative Fern moved **SB 224** be concurred in. Motion carried as follows:

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

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Total 94

Nays: Ballance, Gunderson, Rosendale, Staffanson, Tschida, Usher.

Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 231** - Representative Mortensen moved **SB 231** be concurred in. Motion carried as follows:

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

Total 63

Nays: Bachmeier, Bishop, Burnett, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Karjala, Keane, Kelker, Kipp III, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Rosendale, Ryan, Sales, Schreiner, Smith, Stewart-Per, Swanson, Tschida, Webber, Windy Boy, Woods.

Total 37

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 252** - Representative Redfield moved **SB 252** be concurred in. Motion carried as follows:

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

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Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Berglee, Harris.

Total 2

**SB 275** - Representative Vinton moved **SB 275** 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, 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 265** - Representative Dunwell moved **HB 265** do pass. Motion carried as follows:

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

Total 52

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Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Doane, Ehli, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Jones, Knokey, C Knudsen, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Webb, Welch, White, Zolnikov, Mr. Speaker.  
Total 47

Excused: None.  
Total 0

Absent or not voting: Cuffe.  
Total 1

**HB 489** - Representative Noland moved **HB 489** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Beard, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Custer, Dudik, Ehli, Essmann, Fern, Fitzgerald, Fleming, Galloway, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, A Hertz, G Hertz, Hill-Smith, Hopkins, Jacobson, Jones, Karjala, Kelker, Knokey, Lenz, Loge, Manzella, Morigeau, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Ryan, Shaw, Skees, Smith, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov.  
Total 60

Nays: Abbott, Bachmeier, Bartel, Bennett, Berglee, Bishop, Curtis, Doane, Dunwell, Eck, Ellis, Flynn, Funk, Galt, Harris, Hayman, Holmlund, Keane, Kipp III, C Knudsen, Lavin, Lynch, Mandeville, McCarthy, McConnell, McKamey, Olsen, Peppers, Perry, Pierson, Price, Sales, Schreiner, Staffanson, Stewart-Per, Webber, Windy Boy, Woods, Mr. Speaker.  
Total 39

Excused: None.  
Total 0

Absent or not voting: Cuffe.  
Total 1

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair A. Hertz 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, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, 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, Regier, Ricci, Rosendale,



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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 95

Nays: A Hertz, G Hertz, Jones.

Total 3

Excused: None.

Total 0

Absent or not voting: Cuffe, Gunderson.

Total 2

**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:

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

**HB 224** passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lavin, Loge, Lynch, McCarthy, McConnell, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Webber, Welch, White, Windy Boy.

Total 54

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Glimm, Greef, Grubbs, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lenz, Mandeville, Manzella, McKamey, Mortensen, Noland, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, Woods, Zolnikov, Mr. Speaker.

Total 44

Excused: None.

Total 0

Absent or not voting: Cuffe, Gunderson.

Total 2

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**HB 585** passed as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Custer, Doane, Ehli, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 61

Nays: Abbott, Bennett, Bishop, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Kelker, Kipp III, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Price, Ryan, Schreiner, Smith, Staffanson, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 37

Excused: None.

Total 0

Absent or not voting: Cuffe, Gunderson.

Total 2

**MOTIONS**

Representative Ehli moved to re-refer **SB 64** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **SB 139** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **HB 265** to the Appropriations Committee. Without objection, so ordered.

Representative Eck objected to the re-referral of **HB 265**.

House stood at Ease.

Representative Eck withdrew her objection.

Representative White moved to reconsider action on **HB 454** and that **HB 454** be placed on second reading on the 64<sup>th</sup> legislative day.

Mr. Speaker ruled the motion out of order.

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**UNFINISHED BUSINESS**

Mr. Speaker, I move that the following undersigned name be **REMOVED** as sponsor to **HB 609**  
Motion carried.

**HB 609** (C. Glimm, Chief Sponsor)  
Anderson.

**ANNOUNCEMENTS**

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Tuesday, March 28, 2017.  
Motion carried.

House adjourned at 3:03 p.m.

LINDSEY VROEGINDEWEY  
Chief Clerk of the House

AUSTIN KNUDSEN  
Speaker of the House