

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

Helena, Montana  
March 28, 2017

House Chambers  
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Ricci. 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 receiving entertainment by The Great Falls Junior Symphony String Quartet.

**BILLS** (Ricci, Chair): 3/28/2017

Correctly printed: **HB 265, HB 365, HB 489, HB 558, HB 572, HB 589, HB 622, HB 626, HB 644, HB 646, HB 660, HB 661, HB 662, HB 663, HB 664, HB 665, HJR 28, SB 64, SB 135, SB 139, SB 163, SB 176, SB 224, SB 231, SB 252, SB 275.**

Correctly engrossed: **HB 239, HB 591, HB 597, HB 602, HB 604, HB 617, HB 629, HB 638, HB 649, HB 652, SB 44, SB 271.**

Correctly enrolled: **HB 209, HB 362, HB 367.**

Examined by the sponsor and found to be correct: **HB 209, HB 362, HB 367.**

Signed by the Speaker at 4:30 p.m., March 28, 2017: **HB 30, HB 62, HB 64, HB 201, HB 209, HB 273, HB 285, HB 288, HB 316, HB 323, HB 358, HB 362, HB 367, HB 388, HB 396, HB 422, HB 447, HB 520.**

Signed by the Chief Clerk of the House at 5:20 p.m., March 28, 2017: **HB 30, HB 62, HB 64, HB 201, HB 209, HB 273, HB 285, HB 288, HB 316, HB 323, HB 358, HB 362, HB 367, HB 388, HB 396, HB 422, HB 447, HB 520.**

**REPORTS OF STANDING COMMITTEES**

**APPROPRIATIONS** (Ballance, Chair): 3/27/2017

**HB 46**, do pass. Report adopted.

**HB 107**, do pass. Report adopted.

**HB 473**, do pass. Report adopted.

**HB 511**, do pass. Report adopted.

**HB 550**, do pass. Report adopted.

**HB 618**, do pass. Report adopted.

**HB 638**, introduced bill, be amended as follows:

1. Page 1, line 25.

**Following:** "benefits"

**Strike:** "or a lump-sum payment"

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And, as amended, do pass. Report adopted.

**HB 639**, do pass. Report adopted.

**HB 642**, do pass. Report adopted.

**HB 650**, do pass. Report adopted.

**HB 652**, introduced bill, be amended as follows:

1. Title, page 1, line 10.

**Following:** "DATES"

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

2. Page 1, line 12 through line 16.

**Strike:** line 12 through line 16 in their entirety

3. Page 1, line 28.

**Strike:** "(1)"

4. Page 2, line 4 through page 6.

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

5. Page 3, line 27.

**Insert:** "NEW SECTION. Section 9. Termination. [This act] terminates June 30, 2023."

And, as amended, do pass. Report adopted.

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

3/28/2017

**SB 44**, be amended as follows:

1. Page 2, line 24 through line 26.

**Strike:** "UNLESS THE" on line 24 through "33-18-232" on line 26

2. Page 3, line 2.

**Following:** "or"

**Insert:** "or"

3. Page 3, line 4 through line 11.

**Strike:** "OR" on line 4 through "5 YEARS" on line 11

4. Page 3, line 17 through line 18.

**Strike:** "BUT THE TIMELY" on line 17 through "[SECTION 4]" on line 18

5. Page 4, line 17.

**Strike:** "-- INCENTIVES"

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6. Page 4, line 27 through page 5, line 8.

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

**Renumber:** subsequent subsection

7. Page 10, line 27 through line 30.

**Strike:** section 11 in its entirety

**Renumber:** subsequent sections

8. Page 11, line 9 through line 10.

**Strike:** subsection (4) in its entirety

9. Page 11, line 16 through line 17.

**Following:** "INVALID,"

**Strike:** "ONLY [SECTION 2(1)]" through "INVALID PART AND" on line 17

**Insert:** "all valid parts that are severable from the invalid part"

**Following:** "EFFECT." on line 17

**Insert:** "If a part of [this act] is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications."

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

**ENERGY, TECHNOLOGY, AND FEDERAL RELATIONS** (Zolnikov, Chair):  
**HB 604**, introduced bill, be amended as follows:

3/27/2017

1. Title, page 1, line 18.

**Following:** "ACCOUNT;"

**Insert:** "PROVIDING A FIRSTNET EXEMPTION;"

2. Page 2, line 4.

**Strike:** "8"

**Insert:** "9"

3. Page 2, line 10.

**Strike:** "8"

**Insert:** "9"

4. Page 2, line 14.

**Following:** "system,"

**Insert:** "to"

5. Page 3, line 3.

**Strike:** "8"

**Insert:** "9"

6. Page 3.

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**Following:** line 7

**Insert:** "(3) "FirstNet" means a radio access network planned in connection with a first responder network authority's nationwide public safety broadband network for the purpose of supporting public safety voice and data communications."

**Renumber:** subsequent subsections

7. Page 3, line 8.

**Strike:** "(a)"

8. Page 3, line 11.

**Strike:** "(i)"

**Insert:** "(a)"

9. Page 3, line 12.

**Strike:** "(ii)"

**Insert:** "(b)"

10. Page 3, line 13.

**Strike:** "(iii)"

**Insert:** "(c)"

11. Page 3, line 15.

**Strike:** "(iv)"

**Insert:** "(d)"

**Strike:** "governmental owned"

12. Page 3, line 17 through line 18.

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

13. Page 3, line 30.

**Strike:** "local governments; and"

**Insert:** "a municipality, designated by the Montana league of cities and towns;

(g) a representative of county government, designated by the Montana association of counties;

(h) a representative of the association of public-safety communications officials, designated by the Montana chapter of the association of public-safety communications officials; and"

**Renumber:** subsequent subsection

14. Page 4, line 29 through page 5, line 1.

**Strike:** "salary" on page 4, line 29 through "2-18-503" on page 5, line 1

**Insert:** "compensation"

15. Page 5, line 24.

**Strike:** "8"

**Insert:** "9"

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16. Page 6, line 4.

**Following:** "(1)"

**Insert:** "(a)"

**Strike:** "There"

**Insert:** "Except as provided in subsection (1)(b), there"

17. Page 6.

**Following:** line 5

**Insert:** "(b) The department of natural resources and conservation may opt out of the public safety communications system."

18. Page 6, line 26.

**Strike:** "7"

**Insert:** "9"

19. Page 7, line 14.

**Strike:** "8"

**Insert:** "9"

20. Page 7, line 17.

**Strike:** "8"

**Insert:** "9"

21. Page 7, line 25.

**Strike:** "8"

**Insert:** "9"

22. Page 7, line 28.

**Strike:** "8"

**Insert:** "9"

23. Page 8, line 1.

**Strike:** "8"

**Insert:** "9"

24. Page 8, line 3.

**Strike:** "8"

**Insert:** "9"

25. Page 8.

**Following:** line 3

**Insert:** "NEW SECTION. Section 8. FirstNet exemption. [Sections 1 through 7] and rules adopted in accordance with [sections 1 through 7] do not affect:

(1) the state's ability to use FirstNet, including new services and applications available with FirstNet; or

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(2) any obligations or responsibilities related to FirstNet in accordance with federal statute."

**Renumber:** subsequent sections

26. Page 8, line 6.

**Strike:** "7"

**Insert:** "8"

27. Page 8, line 7.

**Strike:** "7"

**Insert:** "8"

28. Page 8, line 9.

**Strike:** "7"

**Insert:** "8"

29. Page 8, line 17.

**Strike:** "8"

**Insert:** "9"

30. Page 8, line 18.

**Strike:** "8"

**Insert:** "9"

And, as amended, do pass. Report adopted.

**SB 7**, be concurred in. Report adopted.

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

3/27/2017

**HB 617**, introduced bill, be amended as follows:

1. Page 1, line 16.

**Strike:** "children and adults"

**Insert:** "youth"

2. Page 1, line 29 and 30.

**Following:** "intervention to" on line 29

**Strike:** "an" on line 29 through "individual" on line 30

**Insert:** "a youth"

3. Page 2, line 5.

**Strike:** "children, young adults, and adults"

**Insert:** "youth"

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3.5 Page 2, line 6.

**Strike:** "an individuals"

**Insert:** "a youth's"

4. Page 2, line 8.

**Strike:** "an individual's"

**Insert:** "a youth's"

5. Page 2, line 9 through line 10.

**Following:** "needs" on line 9

**Strike:** "and in order to" on line 9 through "life" on line 10

6. Page 2, line 11.

**Strike:** "individuals"

**Insert:** "youth"

7. Page 2, line 12.

**Strike:** "an individual"

**Insert:** "a youth"

8. Page 2, line 15.

**Strike:** "individual"

**Insert:** "youth"

9. Page 2, line 17.

**Strike:** "individuals"

**Insert:** "youth"

10. Page 2, line 19.

**Strike:** "an individual"

**Insert:** "a youth"

11. Page 2, line 20.

**Strike:** "individual"

**Insert:** "youth"

12. Page 2, line 22.

**Strike:** "an individual's"

**Insert:** "a youth's"

13. Page 2, line 23.

**Strike:** "individual"

**Insert:** "youth"

**Strike:** "individual's"

**Insert:** "youth's"

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14. Page 2, line 24.

**Strike:** "individual"

**Insert:** "youth"

15. Page 2, line 25.

**Strike:** "individual"

**Insert:** "youth"

16. Page 2.

**Following:** line 26

**Insert:** "(6) "Youth" means an individual enrolled in a K-12 school."

17. Page 2, line 29.

**Following:** "adopt"

**Insert:** ": (a)"

18. Page 2, line 30.

**Following:** "psychology"

**Strike:** "and"

**Insert:** "; (b) rules that establish that the primary focus of the practice of educational psychology involves services to youth; and  
(c) "

19. Page 4, line 6.

**Strike:** "individuals"

**Insert:** "youth"

And, as amended, do pass. Report adopted.

**HB 649**, introduced bill, be amended as follows:

3/24/2017

1. Page 1.

**Following:** line 28

**Insert:** "(b) A violation under this section constitutes an unfair or deceptive trade practice under Title 30, chapter 14, part 1, and is subject to the penalties under 30-14-142."

**Renumber:** subsequent subsection

2. Page 1, line 29.

**Following:** "penalties"

**Insert:** "under subsection (4)(a)"

3. Page 1, line 30.

**Following:** "services."

**Insert:** "The fine and penalties issued under Title 30, chapter 14, part 1, must be deposited in a state special revenue account as provided for in 30-14-143."



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And, as amended, do pass. Report adopted.

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

3/27/2017

**HB 629**, introduced bill, be amended as follows:

1. Title, line 4 through line 7.

**Strike:** "LIMITING" on line 4 through "RIGHTS;" on line 7

2. Title, line 7 through line 8.

**Strike:** "COMPLIANCE" on line 7 through "ACT"

**Insert:** "ISSUES RELATED TO WATER RIGHTS"

3. Title, line 8 through line 9.

**Strike:** "AMENDING" on line 8 through "MCA;" on line 9

4. Title, line 9 through line 10.

**Strike:** "AND AN APPLICABILITY" on line 9 through "DATE" on line 10

5. Page 2, line 16 through page 3, line 2.

**Strike:** section 1 through section 3 in their entirety

**Renumber:** subsequent sections

6. Page 3, line 5 through line 6.

**Strike:** "provisions" on line 5 through "[this act]." on line 6

**Insert:** "jurisdiction over water resources purchased or reserved by the federal government, federal laws or regulations that affect the state's ownership of water or the state's ability to manage water, and any agreements or authority to enter into agreements that diminishes the authority of the state to own, manage, administer, or protect its water resources for the benefit of its citizens.

(2) The study must examine the legality of the state co-owning water rights in relation to all administrative functions governing water rights, including adjudication, changes of water rights, and enforcement."

**Renumber:** subsequent subsection

7. Page 3, line 11 through page 12, line 2.

**Strike:** section 5 through section 10 in their entirety

**Renumber:** subsequent sections

8. Page 12, line 4.

**Strike:** "\$25,000"

**Insert:** "\$15,000"

9. Page 12, line 6.

**Strike:** "[section 4]"

**Insert:** "[section 1]"

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10. Page 12, line 8 through line 12.

**Strike:** section 12 in its entirety

**Renumber:** subsequent sections

11. Page 12, line 16 through line 20.

**Strike:** section 14 in its entirety

And, as amended, do pass. Report adopted.

**SB 281**, be concurred in. Report adopted.

**TAXATION** (Essmann, Chair):

3/28/2017

**HB 239**, introduced bill, be amended as follows:

1. Title, page 1, line 7.

**Following:** line 6

**Insert:** "PROVIDING A PHASE-IN FOR THE TAX CREDITS;"

2. Title, page 1, line 9.

**Strike:** "UNEMPLOYMENT INSURANCE AND"

3. Title, page 1, line 10 through line 11.

**Strike:** ", " on line 10 through "39-51-201," on line 11

4. Title, page 1, line 11.

**Strike:** "IMMEDIATE" through "RETROACTIVE"

5. Page 1, line 25.

**Following:** "(2)"

**Insert:** "(a)"

**Strike:** "25%"

**Insert:** "equal to the percentage provided in subsection (2)(b)"

6. Page 1, line 27.

**Following:** line 26

**Insert:** "(b) The percentage of the amount paid by an employer and excluded from gross income in subsection (2)(a) is phased in as follows:

(i) for the tax year beginning January 1, 2018, the amount is 10%;

(ii) for the tax year beginning January 1, 2019, the amount is 18%; and

(iii) for the tax year beginning January 1, 2020, and thereafter, the amount is 25%."

7. Page 2, line 16.

**Following:** "(1)"

**Insert:** "(a)"

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8. Page 2, line 18.

**Strike:** "the amount of 25%"

**Insert:** "an amount equal to the percentage provided in subsection (1)(b)"

9. Page 2, line 22.

**Following:** line 21

**Insert:** "(b) The percentage of the credit an employer is allowed in subsection (1)(a) is phased in as follows:

(i) for the tax year beginning January 1, 2018, the amount is 10%;

(ii) for the tax year beginning January 1, 2019, the amount is 18%; and

(iii) for the tax year beginning January 1, 2020, and thereafter, the amount is 25%."

10. Page 9, line 26 through page 15, line 7.

**Strike:** section 6 in its entirety

**Renumber:** subsequent sections

11. Page 17, line 13.

**Strike:** section 9 in its entirety

**Renumber:** subsequent section

12. Page 17, line 15.

**Strike:** "Retroactive applicability"

**Insert:** "Applicability"

13. Page 17, line 15 through line 16.

**Strike:** "retroactively," on line 15 through "1-2-109," on line 16

14. Page 17, line 16.

**Strike:** "2016"

**Insert:** "2017"

And, as amended, do pass. Report adopted.

**HB 602**, do pass. Report adopted.

**TRANSPORTATION** (Lavin, Chair):

3/27/2017

**HB 621**, do pass. Report adopted.

**HB 627**, do pass. Report adopted.

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**MESSAGES FROM THE SENATE**

**Senate bills** passed and transmitted to the House for concurrence: 3/25/2017

**SB 185**, introduced by Kary  
**SB 329**, introduced by K. Regier  
**SB 340**, introduced by C. Smith  
**SB 344**, introduced by Moore

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

3/25/2017

**HB 22**, introduced by Keane  
**HB 103**, introduced by Custer  
**HB 198**, introduced by Wagoner  
**HB 266**, introduced by Ballance  
**HB 496**, introduced by Ricci

**House bills** concurred in and returned to the House:

3/25/2017

**HB 209**, introduced by Usher  
**HB 362**, introduced by Hill Smith  
**HB 367**, introduced by Beard

**MESSAGES FROM THE GOVERNOR**

March 27, 2017

Representative Austin Knudsen, Speaker  
Montana House of Representatives  
Capitol Building  
Helena, MT 59601

Dear Speaker Knudsen:

On Monday, March 27, 2017, I signed the following bills:

HB 95 - G. Pierson  
HB 102 - J. Karjala  
HB 211 - B. Hamlett  
HB 213 - J. Essmann  
HB 214 - B. Brown  
HB 271 - R. Cook  
HB 279 - A. Rosendale

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Sincerely,

STEVE BULLOCK  
Governor

**FIRST READING AND COMMITMENT OF BILLS**

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

**SB 185**, introduced by D. Kary, referred to Fish, Wildlife and Parks.

**SB 329**, introduced by K. Regier, referred to Judiciary.

**SB 340**, introduced by C. Smith, referred to Human Services.

**SB 344**, introduced by F. Moore, referred to Business and Labor.

**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 Mandeville in the chair.

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

**HB 646** - Representative Ehli moved consideration of **HB 646** be passed for the day. Motion carried.

**HB 341** - Representative Custer moved **HB 341**, second reading copy, be amended as follows:

1. Title, page 1, line 5.

**Following:** "EMPLOYEES TO"

**Insert:** "A PERCENTAGE OF"

2. Page 1, line 24.

**Following:** "not exceed"

**Insert:** "75% of"

3. Page 1, line 25.

**Following:** "per meal"

**Insert:** ", rounded up to the nearest dollar"

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern,

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Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 80

Nays: Bartel, B. Brown, Burnett, Essmann, Galloway, Glimm, Gunderson, Holmlund, Hopkins, Manzella, Mortensen, Noland, Redfield, Rosendale, Skees, Staffanson, Tschida, Usher, White, Zolnikov.

Total 20

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 341** - Representative Dunwell moved **HB 341** do pass as amended. Motion **failed** as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Garner, 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 44

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, 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 56

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 410** - Representative Shaw moved **HB 410** do pass. Motion carried as follows:

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Yeas: Abbott, Anderson, Bachmeier, Bartel, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Welch, Windy Boy, Woods.  
Total 63

Nays: Ballance, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Galloway, Glimm, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Lenz, Mandeville, Mortensen, Noland, O'Hara, Regier, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.  
Total 37

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 568** - Representative White moved **HB 568** do pass. Motion **failed** as follows:

Yeas: Anderson, Ballance, Bartel, Berglee, B. Brown, Custer, Doane, Fitzgerald, Flynn, Galt, Greef, Gunderson, Harris, G Hertz, Holmlund, Hopkins, Jones, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.  
Total 46

Nays: Abbott, Bachmeier, Beard, Bennett, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fleming, Funk, Galloway, Garner, Glimm, Grubbs, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ricci, Ryan, Schreiner, Stewart-Per, Swanson, Webber, Windy Boy, Woods.  
Total 54

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 623** - Representative White moved **HB 623** do pass. Motion carried as follows:

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Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, 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 96

Nays: Brodehl, Olsen, Price, Ryan.  
Total 4

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 578** - Representative Galt moved **HB 578** do pass. Motion carried as follows:

Yeas: Ballance, Bartel, Bennett, Berglee, B. Brown, Z. Brown, Cook, Cuffe, Curtis, Doane, Ehli, Essmann, Fitzgerald, Galt, Garner, Glimm, Grubbs, Gunderson, Hamilton, Hamlett, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Kipp III, Knokey, C Knudsen, Lavin, Loge, Mandeville, Manzella, Morigeau, Mortensen, O'Hara, Patelis, Peppers, Pierson, Redfield, Regier, Rosendale, Shaw, Skees, Smith, Stewart-Per, Tschida, Usher, Vinton, Wagoner, Webb, Webber, White, Windy Boy, Zolnikov, Mr. Speaker.  
Total 55

Nays: Abbott, Anderson, Bachmeier, Beard, Bishop, Brodehl, Burnett, Court, Curdy, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Flynn, Funk, Galloway, Greef, Harris, Hayman, Jacobson, Jones, Karjala, Keane, Kelker, Lenz, Lynch, McCarthy, McConnell, McKamey, Noland, Olsen, Perry, Price, Ricci, Ryan, Sales, Schreiner, Staffanson, Swanson, Trebas, Welch, Woods.  
Total 45

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0



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**HB 589** - Representative Lenz moved **HB 589** do pass. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Redfield, Regier, Ricci, Sales, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Mr. Speaker.

Total 71

Nays: Abbott, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Karjala, Kelker, McCarthy, McConnell, Morigeau, Olsen, Pierson, Price, Rosendale, Ryan, Schreiner, Smith, Swanson, Webber, Woods, Zolnikov.

Total 29

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 590** - Representative Lenz moved **HB 590**, second reading copy, be amended as follows:

1. Page 2, line 12.

**Following:** "this section"

**Insert:** "and in accordance with the requirements in Article XII, section 4, of the Montana constitution and 17-6-603(3) that interest income on the tobacco settlement trust fund be used for benefits, services, or coverage related to the health care needs of Montanans. To fulfill the requirements of those provisions, grant funds must be used for health care as defined in 50-4-504(4), and the services must be provided by a health care provider as defined in 50-16-504(7)"

2. Page 2, line 13 through line 14.

**Strike:** "(2)(a)" on line 13 through "shall" on line 14

**Insert:** "(2)(a) The department may grant funds under this section only to a health care provider as defined in 50-16-504(7) that is able to"

3. Page 2, line 15 through line 17.

**Strike:** "; AND" on line 15 through "ACTIVITY" on line 17

4. Page 3.

**Following:** line 4

**Insert:** "(3) A grant-funded activity must be provided directly by a health care provider as defined in 50-16-504(7)."

**Renumber:** subsequent subsections

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Amendment adopted as follows:

Yeas: Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Ehli, Ellis, Essmann, Fern, Fitzgerald, 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, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 89

Nays: Abbott, Bartel, Dunwell, Eck, Fleming, Kipp III, Morigeau, Olsen, Price, Schreiner, Stewart-Per.

Total 11

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 590** - Representative Karjala moved **HB 590** do pass as amended. Motion carried as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Usher, Vinton, Wagoner, Webber, Welch, Windy Boy, Woods.

Total 68

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Flynn, Galt, Glimm, Gunderson, Holmlund, Jones, C Knudsen, Lenz, Loge, Manzella, Mortensen, Noland, Redfield, Regier, Rosendale, Skees, Trebas, Tschida, Webb, White, Zolnikov, Mr. Speaker.

Total 32

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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**HB 591** - Representative McConnell moved **HB 591**, second reading copy, be amended as follows:

1. Page 2, line 7.

**Strike:** "or private"

Amendment adopted as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ricci, Ryan, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Welch, Windy Boy, Woods.  
Total 51

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Custer, Doane, Ehli, Flynn, Galloway, Galt, Glimm, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Rosendale, Sales, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.  
Total 49

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 591** - Representative Z. Brown moved **HB 591** do pass as amended. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Webber, Welch, Windy Boy, Woods.  
Total 53

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

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise, report progress, and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Mandeville moved the Committee of the Whole report be adopted. Report adopted unanimously.

**MOTIONS**

Representative Ehli moved to re-refer **HB 623** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to amend the record and re-refer **HB 410** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to amend the record and re-refer **HB 578** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to amend the record and re-refer **HB 590** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to amend the record and re-refer **HB 591** to the Appropriations Committee. Without objection, so ordered.

**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 Mandeville in the chair.

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

**HB 596** - Representative McKamey moved **HB 596** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lavin, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas,

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Usher, Vinton, Wagoner, Webber, Welch, Windy Boy, Woods.

Total 72

Nays: Berglee, Brodehl, B. Brown, Burnett, Cuffe, Essmann, Flynn, Galloway, Galt, Glimm, Gunderson, Jones, Knokey, Lenz, Mandeville, Noland, Redfield, Regier, Ricci, Rosendale, Sales, Skees, Staffanson, Tschida, Webb, White, Zolnikov, Mr. Speaker.

Total 28

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 597** - Representative Doane moved **HB 597** 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, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Karjala, C Knudsen.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 605** - Representative G. Hertz moved **HB 605**, second reading copy, be amended as follows:

1. Page 1, line 16.

**Strike:** "There"

**Insert:** "For tax years 2019 through 2024, there"

2. Page 1, line 21.

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**Strike:** "There"

**Insert:** "For tax years 2019 through 2024, there"

3. Page 2, line 12.

**Strike:** "2018"

**Insert:** "2019"

**Strike:** "2028"

**Insert:** "2024"

4. Page 6, line 9.

**Strike:** section 9 in its entirety

**Insert:** "NEW SECTION. Section 9. Termination. [Sections 1 through 3] terminate December 31, 2031."

Amendment adopted as follows:

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

Total 90

Nays: Bartel, Berglee, Z. Brown, Curtis, Galt, Harris, Keane, Lenz, Schreiner, Zolnikov.

Total 10

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Berglee expressed a conflict of interest and abstained from voting.

Representative Vinton expressed a conflict of interest and abstained from voting.

Representative McCarthy rose on a **Point of Personal Privilege** to say that he lives within ten miles of an Indian Reservation.

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**HB 605** - Representative G. Hertz moved **HB 605** do pass as amended. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Beard, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.  
Total 85

Nays: Ballance, Bartel, Brodehl, B. Brown, Glimm, Jones, Manzella, Mortensen, Noland, Regier, Skees, Usher, Zolnikov.  
Total 13

Excused: None.  
Total 0

Absent or not voting: Berglee, Vinton.  
Total 2

**HB 612** - Representative Hopkins moved **HB 612** 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, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kipp III, Knokey, C Knudsen, Lavin, 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, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.  
Total 94

Nays: Burnett, Gunderson, Kelker, Lenz, Regier, Usher.  
Total 6

Excused: None.  
Total 0

Absent or not voting: None.

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Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Mandeville 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, Cook, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, 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, 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, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 93

Nays: Essmann, Mandeville, Zolnikov.

Total 3

Excused: None.

Total 0

Absent or not voting: Burnett, Court, Gunderson, Swanson.

Total 4

**REPORTS OF STANDING COMMITTEES**

**AGRICULTURE** (Redfield, Chair): 3/28/2017  
**SJR 19**, be concurred in. Report adopted.

**APPROPRIATIONS** (Ballance, Chair): 3/28/2017  
**HB 118**, do pass. Report adopted.  
**HB 136**, introduced bill, be amended as follows:

1. Title, page 1, line 5.  
**Following:** "FUNDING"  
**Insert:** "AND BENEFIT"

2. Title, page 1, line 6.  
**Following:** "SYSTEM;"  
**Insert:** "PROVIDING AN APPROPRIATION;"

3. Title, page 1, line 6.  
**Following:** "19-8-502"



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**Strike:** "AND"

**Insert:** ", "

**Following:** "19-8-504,"

**Insert:** "19-8-601, AND 19-8-701,"

4. Page 2.

**Following:** line 21

**Insert:** "**Section 3.** Section 19-8-601, MCA, is amended to read:

**"19-8-601. Time of retirement.** (1) Subject to a member's right to a refund of the member's accumulated contributions under Title 19, chapter 2, part 6, ~~the following members are:~~

(a) a vested member hired before July 1, 2017, is eligible to receive a nonforfeitable service retirement benefit under 19-8-603 if:

~~(a)(i) a the member who~~ has completed at least 20 years of membership service, reached 50 years of age, and files a written application with the board; or

~~(b)(ii) a vested the member who~~ terminated service before completing 20 years of membership service and applies to begin receiving a service retirement benefit upon reaching 55 years of age;

(b) a vested member hired on or after July 1, 2017, is eligible to receive a nonforfeitable service retirement benefit under 19-8-603 if:

(i) the member has completed at least 25 years of membership service, reached 50 years of age, and files a written application with the board; or

(ii) the member terminated service before completing 25 years of membership service and applies to begin receiving a service retirement benefit upon reaching 55 years of age.

(2) For purposes of compliance with section 411 of the Internal Revenue Code, 26 U.S.C. 411, a member described in subsection (1)(a)(i) or (1)(b)(i) is treated as having attained normal retirement age and has a nonforfeitable right to the member's service retirement."

**Insert:** "**Section 4.** Section 19-8-701, MCA, is amended to read:

**"19-8-701. Disability retirement benefit.** (1) Except as provided in subsection (2), a vested member who becomes disabled must be granted a disability retirement benefit that is the actuarial equivalent of the service retirement benefit under 19-8-603 standing to the member's credit at the time of the member's disability retirement.

(2) (a) A vested member hired before July 1, 2017, who becomes disabled as a direct result of the member's service in the line of duty:

~~(a)(i)~~ before completing 20 years of membership service must receive a disability retirement benefit equal to one-half the member's highest average compensation; or

~~(b)(ii)~~ after completing 20 years or more of membership service must receive a disability retirement benefit equal to 2.5% of the member's highest average compensation for each year of service credit.

(b) A vested member hired on or after July 1, 2017, who becomes disabled as a direct result of the member's service in the line of duty:

(i) before completing 25 years of membership service must receive a disability retirement benefit equal to one-half the member's highest average compensation; or

(ii) after completing 25 years or more of membership service must receive a disability retirement benefit equal to 2.5% of the member's highest average compensation for each year

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of service credit.'"'

**Insert:** "NEW SECTION. Section 5. Appropriation. There is appropriated \$7 from the general fund to the Montana public employees' retirement board for the fiscal year beginning July 1, 2018, for actuarial service pursuant to [this act]."

**Renumber:** subsequent section

And, as amended, do pass. Report adopted.

**HB 578**, do pass. Report adopted.

**HB 623**, do pass. Report adopted.

**HB 645**, do pass. Report adopted.

**HB 660**, do pass. Report adopted.

**JUDICIARY** (Doane, Chair):

3/28/2017

**HB 595**, do pass. Report adopted.

**HB 600**, introduced bill, be amended as follows:

1. Page 1, line 12 through page 4, line 30.

**Strike:** everything after the enacting clause

**Insert:** "NEW SECTION. Section 1. Enforcement of victim's rights. (1) (a) A peace officer shall make a reasonable attempt to give a victim's rights card to a person who is known to be a victim of a crime. A victim who receives a victim's rights card and is given contact information for a peace officer is presumed to have asserted the victim's rights provided in Article II, section 36, of the Montana constitution.

(b) Any other victim, a victim's attorney, or a victim's legal representative who is unknown to a peace officer or a prosecutor may assert and seek enforcement of the rights provided in Article II, section 36, of the Montana constitution.

(c) The rights enumerated in Article II, section 36, of the Montana constitution may be asserted or waived by the victim any time after victimization occurs.

(2) With regard to implementation of Article II, section 36, of the Montana constitution:

(a) "delinquency", "felony", and "misdemeanor" refer to offenses under Title 30, Title 41, Title 45, Title 49, and Title 52;

(b) "person" means an individual, a human being, or a natural person and also includes a corporation, organization, or other legal entity;

(c) "proceeding" means a proceeding that is heard or that may be heard before a judicial or other governmental agency or by an official authorized to take evidence under oath, including any referee, hearings examiner, commissioner, or other person taking testimony or a deposition in connection with the proceeding; and

(d) "victim's rights card" means a card, also known as a Marsy's card, that informs a crime victim of the rights enumerated in Article II, section 36, of the Montana constitution."

**Insert:** "NEW SECTION. Section 2. Victim's rights card. The attorney general shall develop a model form of the victim's rights card as provided in Article II, section 36, of the Montana constitution. Each local law enforcement agency shall pay a fee of \$25 to the department of justice to receive the requirements of the model form of the victim's rights card. In addition to the requirements of the card and as provided in Article II, section 36, of the

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Montana constitution, a local law enforcement agency may provide additional information."

**Insert:** "NEW SECTION. Section 3. Information sharing. (1) Article II, section 36(1)(e), of the Montana constitution, does not prohibit the sharing of victim information:

(a) with a domestic violence shelter, crisis line, victim's services provider, or a multidisciplinary team tasked with responding to issues of domestic and sexual violence; or  
(b) pursuant to a court order.

(2) A victim may request that the victim's information not be shared under subsection (1)(a) with a domestic violence shelter, crisis line, victim's services provider, or multidisciplinary team tasked with responding to issues of domestic and sexual violence."

**Insert: "Section 4.** Section 53-1-203, MCA, is amended to read:

**"53-1-203. Powers and duties of department of corrections.** (1) The department of corrections shall:

(a) subject to subsection (6), adopt rules necessary:  
(i) to carry out the purposes of 41-5-125;  
(ii) for the siting, establishment, and expansion of prerelease centers;  
(iii) for the expansion of treatment facilities or programs previously established by contract through a competitive procurement process;  
(iv) for the establishment and maintenance of residential methamphetamine treatment programs; **and**

(v) for the admission, custody, transfer, and release of persons in department programs except as otherwise provided by law; **and**

(vi) to carry out the purposes of Article II, section 36, of the Montana constitution;  
(b) subject to the functions of the department of administration, lease or purchase lands for use by correctional facilities and classify those lands to determine those that may be most profitably used for agricultural purposes, taking into consideration the needs of all correctional facilities for the food products that can be grown or produced on the lands and the relative value of agricultural programs in the treatment or rehabilitation of the persons confined in correctional facilities;

(c) contract with private, nonprofit Montana corporations or, pursuant to the Montana Community Corrections Act, with community corrections facilities or programs or local or tribal governments to establish and maintain:

(i) prerelease centers for purposes of preparing inmates of a Montana prison who are approaching parole eligibility or discharge for release into the community, providing an alternative placement for offenders who have violated parole or probation, and providing a sentencing option for felony offenders pursuant to 46-18-201. The centers shall provide a less restrictive environment than the prison while maintaining adequate security. The centers must be operated in coordination with other department correctional programs. This subsection does not affect the department's authority to operate and maintain prerelease centers.

(ii) residential methamphetamine treatment programs for the purpose of alternative sentencing as provided for in 45-9-102, 46-18-201, 46-18-202, and any other sections relating to alternative sentences for persons convicted of possession of methamphetamine. The department shall issue a request for proposals using a competitive process and shall follow the applicable contract and procurement procedures in Title 18.

(d) use the staff and services of other state agencies and units of the Montana university system, within their respective statutory functions, to carry out its functions under this

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title;

(e) propose programs to the legislature to meet the projected long-range needs of corrections, including programs and facilities for the custody, supervision, treatment, parole, and skill development of persons placed in correctional facilities or programs;

(f) encourage the establishment of programs at the local and state level for the rehabilitation and education of felony offenders;

(g) administer all state and federal funds allocated to the department for delinquent youth, as defined in 41-5-103;

(h) collect and disseminate information relating to youth who are committed to the department for placement in a state youth correctional facility;

(i) maintain adequate data on placements that it funds in order to keep the legislature properly informed of the specific information, by category, related to delinquent youth in out-of-home care facilities;

(j) provide funding for youth who are committed to the department for placement in a state youth correctional facility;

(k) administer youth correctional facilities;

(l) provide supervision, care, and control of youth released from a state youth correctional facility; and

(m) use to maximum efficiency the resources of state government in a coordinated effort to:

(i) provide for delinquent youth committed to the department; and

(ii) coordinate and apply the principles of modern correctional administration to the facilities and programs administered by the department.

(2) The department may contract with private, nonprofit or for-profit Montana corporations to establish and maintain a residential sexual offender treatment program. If the department intends to contract for that purpose, the department shall adopt rules for the establishment and maintenance of that program.

(3) The department and a private, nonprofit or for-profit Montana corporation may not enter into a contract under subsection (1)(c) or (2) for a period that exceeds 20 years. The provisions of 18-4-313 that limit the term of a contract do not apply to a contract authorized by subsection (1)(c) or (2). Prior to entering into a contract for a period of 20 years, the department shall submit the proposed contract to the legislative audit committee. The legislative audit division shall review the contract and make recommendations or comments to the legislative audit committee. The committee may make recommendations or comments to the department. The department shall respond to the committee, accepting or rejecting the committee recommendations or comments prior to entering into the contract.

(4) The department of corrections may enter into contracts with nonprofit corporations or associations or private organizations to provide substitute care for delinquent youth in state youth correctional facilities or on juvenile parole supervision.

(5) The department may contract with Montana corporations to operate a day reporting program as an alternate sentencing option as provided in 46-18-201 and 46-18-225 and as a sanction option under 46-23-1015. The department shall adopt by rule the requirements for a day reporting program, including but not limited to requirements for daily check-in, participation in programs to develop life skills, and the monitoring of compliance with any conditions of probation, such as drug testing.

(6) Rules adopted by the department pursuant to subsection (1)(a) may not amend or

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alter the statutory powers and duties of the state board of pardons and parole. The rules for the siting, establishment, and expansion of prerelease centers must state that the siting is subject to any existing conditions, covenants, restrictions of record, and zoning regulations. The rules must provide that a prerelease center may not be sited at any location without community support. The prerelease siting, establishment, and expansion must be subject to, and the rules must include, a reasonable mechanism for a determination of community support for or objection to the siting of a prerelease center in the area determined to be impacted. The prerelease siting, establishment, and expansion rules must provide for a public hearing conducted pursuant to Title 2, chapter 3."

**Insert:** "NEW SECTION. Section 5. Codification instruction. [Sections 1 through 3] are intended to be codified as an integral part of Title 46, chapter 24, and the provisions of Title 46, chapter 24, apply to [sections 1 through 3]."

**Insert:** "NEW SECTION. Section 6. Effective date. [This act] is effective July 1, 2017."

**Insert:** "NEW SECTION. Section 7. Applicability. [This act] applies to victimizations occurring on or after [the effective date of this act]."

And, as amended, do pass. Report adopted.

**HB 611**, do pass. Report adopted.

**LEGISLATIVE ADMINISTRATION** (Ricci, Chair):  
**HB 576**, introduced bill, be amended as follows:

3/28/2017

1. Page 2, line 9 through line 11.

**Strike:** line 9 through line 11 in their entirety

**Renumber:** subsequent subsection

2. Page 2, line 17 through line 19.

**Following:** "5-2-302." on line 17

**Strike:** remainder of line 17 through "2-18-503." on line 19

3. Page 2, line 12.

**Strike:** "shall be"

**Insert:** "is"

4. Page 2, line 16.

**Strike:** "shall"

**Insert:** "must"

And, as amended, do pass. Report adopted.

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

Total 98

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Burnett, Gunderson.

Total 2

**HB 489** passed as follows:

Yeas: Ballance, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Ehli, Essmann, Fern, Fitzgerald, Fleming, Galloway, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Hopkins, Jacobson, Jones, Knokey, C Knudsen, Lenz, Loge, Manzella, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Regier, Ricci, Rosendale, Ryan, Shaw, Skees, Smith, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov.

Total 60

Nays: Abbott, Anderson, Bachmeier, Bartel, Bennett, Bishop, Curtis, Dunwell, Eck, Ellis, Flynn, Funk, Galt, Harris, Holmlund, Karjala, Keane, Kelker, Kipp III, Lavin, Lynch, Mandeville, McCarthy, McConnell, Olsen, Peppers, Perry, Pierson, Price, Redfield, Sales, Schreiner, Staffanson, Stewart-Per, Swanson, Webber, Woods, Mr. Speaker.

Total 38

Excused: None.

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Total 0

Absent or not voting: Burnett, Gunderson.

Total 2

**HB 558** passed as follows:

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

Total 61

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

Total 37

Excused: None.

Total 0

Absent or not voting: Burnett, Gunderson.

Total 2

**HB 586** passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, 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, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 94

Nays: Curtis, Hamilton, Smith, Windy Boy.

Total 4

Excused: None.

Total 0

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Absent or not voting: Burnett, Gunderson.

Total 2

**SB 135** concurred in 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, 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, 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, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 93

Nays: Brodehl, B. Brown, Rosendale.

Total 3

Excused: None.

Total 0

Absent or not voting: Burnett, Gunderson, Olsen, Welch.

Total 4

**SB 163** concurred in 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, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: None.

Total 0

Excused: None.

Total 0



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Absent or not voting: Burnett, Gunderson.

Total 2

**SB 176** concurred in 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, Harris, A Hertz, G Hertz, Holmlund, Jacobson, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 57

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Hopkins, 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 41

Excused: None.

Total 0

Absent or not voting: Burnett, Gunderson.

Total 2

**SB 224** concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, 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, 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, Staffanson, Stewart-Per, Swanson, Trebas, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 92

Nays: Ballance, Beard, Brodehl, Rosendale, Tschida, Usher.

Total 6

Excused: None.

Total 0

Absent or not voting: Burnett, Gunderson.

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Total 2

**SB 231** concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, 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, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, 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 64

Nays: Bishop, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, 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 34

Excused: None.

Total 0

Absent or not voting: Burnett, Gunderson.

Total 2

**SB 252** concurred in 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, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: None.

Total 0

Excused: None.

Total 0

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Absent or not voting: Burnett, Gunderson.

Total 2

**SB 275** concurred in 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, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Burnett, Gunderson.

Total 2

**MOTIONS**

Representative Ehli moved to re-refer **HB 596** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **HB 597** to the Appropriations Committee. Without objection, so ordered.

Representative Pierson moved that **HB 630** be taken from the Transportation Committee and placed on second reading on the 65<sup>th</sup> legislative day.

Motion **failed** as follows:

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

Total 54

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Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Cuffe, Doane, Ehli, Flynn, Galloway, Galt, Glimm, A Hertz, G Hertz, Holmlund, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Mr. Speaker.  
Total 44

Excused: None.  
Total 0

Absent or not voting: Burnett, Gunderson.  
Total 2

Representative Ricci moved to change his vote on **HB 568** from Yes to No. Without objection, so ordered.

**ANNOUNCEMENTS**

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 6:38 p.m., Wednesday, March 29, 2017. Motion carried.

House adjourned at 6:38 p.m.

LINDSEY VROEGINDEWEY  
Chief Clerk of the House

AUSTIN KNUDSEN  
Speaker of the House