

**SENATE JOURNAL
65TH LEGISLATURE
EIGHTIETH LEGISLATIVE DAY**

Helena, Montana
April 19, 2017

Senate Chambers
State Capitol

Senate convened at 10:00 a.m. President Sales presiding. Invocation by Senator Whitford. Pledge of Allegiance to the Flag.

Roll Call. Forty-eight members present, Senators Gross and Olszewski excused. Quorum present.

BILLS AND JOURNALS (Keenan, Chair): 4/19/2017

Correctly printed: **SR 67, HB 17, HB 110, HB 193, HB 261, HB 308, HB 391, HB 597, HB 638, HB 644.**

Correctly engrossed: **SR 64, HB 261, HB 511, HB 558.**

Correctly enrolled: **SB 21, SB 245, SB 315, SB 352, SR 62.**

Transmitted to the House: **HB 17, HB 110, HB 193, HB 261, HB 308, HB 391, HB 511, HB 558, HB 597, HB 638, HB 644.**

Signed by the President at 2:20 p.m., April 19, 2017: **SB 25, SB 29, SB 197, SB 241, SB 299, SB 344, SR 39, SR 45, SR 51, SR 58, SR 63, SR 66.**

Signed by the Secretary of the Senate at 2:53 p.m., April 19, 2017: **SB 25, SB 29, SB 197, SB 241, SB 299, SB 344, SR 39, SR 45, SR 51, SR 58, SR 63, SR 66.**

Signed by the Speaker at 8:45 a.m., April 19, 2017: **SB 44.**

Delivered to the Governor at 9:36 a.m., April 19, 2017: **SB 44.**

REPORTS OF STANDING COMMITTEES

FINANCE AND CLAIMS (Jones, Chair): 4/19/2017

HB 17, be concurred in.

HB 261, be amended as follows:

1. Page 1.

Following: line 12

"NEW SECTION. Section 2. Contingent voidness. (1) If the certified unaudited general fund revenue and transfers into the general fund received in fiscal year 2017 are less than \$2,213,000,000, the statutory appropriation in 22-1-327 for fiscal year 2018 is void.

(2) If the certified unaudited general fund revenue and transfers into the general fund received in fiscal year 2018 are less than \$2,360,000,000, the statutory appropriation in 22-1-327 for fiscal year 2019 is void."

Renumber: subsequent sections

And, as amended, be concurred in.

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FISH AND GAME (Fielder, Chair):
SR 64, introduced resolution, be amended as follows:

4/18/2017

1. Title, line 5.

Strike: "APPOINTMENTS"

Insert: "APPOINTMENT"

2. Page 1, line 8.

Strike: "appointments"

Insert: "appointment"

3. Page 1, line 9.

Strike: "have"

Insert: "has"

4. Page 1, line 10.

Strike: "members"

Insert: "a member"

5. Page 1, line 11.

Strike: line 11 in its entirety

6. Page 1, line 13.

Strike: line 13 in its entirety

7. Page 1, line 14.

Strike: line 14 in its entirety

8. Page 1, line 18.

Strike: "appointments"

Insert: "appointment"

And, as amended, be adopted.

Without objection, committee reports were adopted.

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MESSAGES FROM THE GOVERNOR

April 13, 2017

Senator Scott Sales, President
Montana Senate
Capitol Building
Helena, MT 59601

Dear President Sales:

On Thursday, April 13, 2017, I signed the following bills:

SB 135 - E. McClafferty

SB 180 - M. Lang

SB 231 - R. Webb

SB 275 - E. Buttrey

Sincerely,

STEVE BULLOCK
Governor

April 14, 2017

Senator Scott Sales, President
Montana Senate
Capitol Building
Helena, MT 59601

Dear President Sales:

On Friday, April 14, 2017, I signed the following bill:

SB 60 - C. Wolken

I am also returning **Senate Bill 184** - F. Moore, with amendments.

I have vetoed **Senate Bill 7** - P. Connell.

Sincerely,

STEVE BULLOCK
Governor

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April 18, 2017

Senator Scott Sales, President
Montana Senate
Capitol Building
Helena, MT 59601

Dear President Sales:

On Tuesday, April 18, 2017, I signed the following bill:

SB 139 - D. Ankney

Sincerely,

STEVE BULLOCK
Governor

MESSAGES FROM THE OTHER HOUSE

Senate bills concurred in as amended and returned to the Senate for concurrence in House amendments: 4/18/2017

SB 333, introduced by M. Caferro
SB 366, introduced by J. Cohenour

House bills passed and transmitted to the Senate for concurrence: 4/18/2017

HB 661, introduced by N. Ballance
HB 664, introduced by K. Dudik

House joint resolutions passed and transmitted to the Senate for concurrence: 4/18/2017

HJ 16, introduced by S. Morigeau
HJ 17, introduced by J. Windy Boy
HJ 18, introduced by A. Hertz
HJ 20, introduced by K. Kelker
HJ 22, introduced by J. Essmann
HJ 24, introduced by J. Hamilton
HJ 25, introduced by A. Hertz
HJ 28, introduced by L. Bishop
HJ 29, introduced by K. Kelker
HJ 30, introduced by D. Mortensen

SB 94 - The House acceded to the request of the Senate and authorized the Speaker to appoint

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the following Conference Committee to meet with a like committee from the Senate to confer on House amendments to **SB 94**: 4/18/2017

Representative Abbott
Representative G. Hertz
Representative Noland

HB 123 - The House failed to concur in Senate amendments to **HB 123**, authorized the Speaker to appoint the following Conference Committee, and requested that the Senate appoint a like committee to confer on Senate amendments to **HB 123**: 4/18/2017

Representative Curtis
Representative G. Hertz
Representative Mandeville

HB 462 - The House failed to concur in Senate amendments to **HB 462**, authorized the Speaker to appoint the following Conference Committee, and requested that the Senate appoint a like committee to confer on Senate amendments to **HB 462**: 4/18/2017

Representative Garner
Representative D. Jones
Representative McCarthy

FIRST READING AND COMMITMENT OF BILLS

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

HB 661, introduced by N. Ballance, referred to Agriculture, Livestock and Irrigation.
HB 664, introduced by K. Dudik, referred to Judiciary.

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

HJ 16, introduced by S. Morigeau, B. Bennett, Z. Brown, V. Court, W. Curdy, A. Curtis, K. Dudik, M. Dunwell, J. Eck, D. Fern, J. Fleming, F. Garner, J. Hamilton, B. Hamlett, J. Karjala, K. Kelker, G. Kipp, R. Lynch, K. McCarthy, A. Olsen, J. Patelis, R. Peppers, M. Ryan, S. Stewart-Peregoy, K. Swanson, T. Woods, Bishop, Ellis, and McConnell, referred to Public Health, Welfare and Safety.

HJ 17, introduced by J. Windy Boy, M. Caferro, J. Karjala, A. Olszewski, J. Price, referred to Public Health, Welfare and Safety.

HJ 18, introduced by A. Hertz, D. Fern, referred to Local Government.

HJ 20, introduced by K. Kelker, referred to Public Health, Welfare and Safety.

HJ 22, introduced by J. Essmann, referred to Taxation.

HJ 24, introduced by J. Hamilton, Sands, referred to Public Health, Welfare and Safety.

HJ 25, introduced by A. Hertz, A. Curtis, referred to Local Government.

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HJ 28, introduced by L. Bishop, N. McConnell, D. Skees, D. Zolnikov, referred to Energy and Telecommunications.

HJ 29, introduced by K. Kelker, referred to Judiciary.

HJ 30, introduced by D. Mortensen, D. Bartel, B. Beard, B. Bennett, B. Brown, Z. Brown, E. Buttrey, G. Custer, W. Galt, B. Hamlett, B. Harris, G. Hertz, S. Hinebauch, K. Holmlund, J. O'Hara, A. Redfield, T. Richmond, W. Sales, S. Staffanson, N. Swandal, B. Usher, P. Webb, R. Webb, D. Zolnikov, referred to Agriculture, Livestock and Irrigation.

MOTIONS

Majority Leader Thomas moved the Senate accede to the request of the House and appoint a Conference Committee on **HB 123**. Without objection, so ordered. President Sales appointed Senator C. Smith, chair, and Senators Caferro and Howard.

Majority Leader Thomas moved the Senate reconsider its action on **HB 511**, amended on second reading the previous legislative day, and place **HB 511** on second reading this date. Without objection, so ordered.

Senator Gross present at this time.

Majority Leader Thomas moved the Senate **suspend rule S50-190**, third reading procedure, to allow bills considered on second reading to be placed on third reading this date. Motion carried as follows:

Yeas: Ankney, Barrett, Blasdel, Boland, Brown, Buttrey, Caferro, Cohenour, Connell, Facey, Fielder, Fitzpatrick, Gauthier, Gross, Hinebauch, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McNally, Moore, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Swandal, Tempel, Thomas, Vance, Vincent, Vuckovich, Webb, Welborn, Whitford, Wolken, Mr.President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Olszewski.

Total 1

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

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Majority Leader Thomas moved the Senate recess until 1:00 p.m. this date. Motion carried. Senate recessed at 10:10 a.m.

Senate reconvened at 1:00 p.m. Fifty members present. President Sales presiding.

REPORTS OF SELECT COMMITTEES

CONFERENCE COMMITTEE
on House Amendments to **Senate Bill 94**
Report No. 001, April 19, 2017

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered House amendments to **Senate Bill 94** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **Senate Bill 94** (reference copy -- salmon) be amended as follows:

1. Title, page 1, line 7.

Strike: "PROVIDING" through "INCOME;"

2. Page 1, line 24.

Strike: "200%"

Insert: "150%"

3. Page 1, line 25 through line 26.

Strike: "OR" on line 25 through "(3)" on line 26

4. Page 2, line 2 through page 2, line 17.

Strike: subsection (3) in its entirety

Insert: "(3) Subject to subsection (6), if the total appraised value of the land is greater than 150% of the appraised value of the primary residence and improvements situated on the land, then the land is valued at 150% of the appraised value of the primary residence and improvements situated on the land, subject to the minimum equalization of value requirement in subsection (4), and the remainder of the land value is exempt from taxation."

5. Page 2, line 27 through line 29.

Strike: "A TAXPAYER" on line 27 through "PART 3." on line 29

6. Page 3, line 2.

Strike: "AND"

7. Page 3, line 5.

Following: "(II)"

Insert: "an affirmation that the land has been owned by the applicant or a family member of the

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applicant within the third degree of consanguinity for at least 30 consecutive years; and (iii)"

8. Page 3, line 15 through line 17.

Strike: subsection (A) in its entirety

Renumber: subsequent subsections

9. Page 3, line 23.

Strike: "~~(7)(B)(I)~~"

Insert: "(7)(b)(i)"

10. Page 3, line 29 through page 4, line 1.

Strike: subsection (c) through subsection (d) in their entirety

Renumber: subsequent subsections

For the Senate:

K. Regier, Chair
Blasdel
Caferro

For the House:

G. Hertz, Vice Chair
Abbott
Noland

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Thomas moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Sands in the chair.

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

SR 64 - Senator Fielder moved that the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 64**.

SR 64 - Senator Facey moved **SR 64**, second reading copy, be amended as follows:

1. Title, line 5.

Strike: "APPOINTMENT"

Insert: "APPOINTMENTS"

2. Page 1, line 9.

Strike: "APPOINTMENT"

Insert: "appointments"

3. Page 1, line 10.

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Strike: "HAS"

Insert: "have"

4. Page 1, line 11.

Strike: "A MEMBER"

Insert: "members"

5. Page 1, line 13.

Following: line 12

Insert: "Logan Brower, Scobey, Montana, appointed to a term ending January 1, 2019."

6. Page 1, line 19.

Strike: "APPOINTMENT"

Insert: "appointments"

Amendment **adopted** as follows:

Yeas: Ankney, Barrett, Blasdel, Boland, Brown, Buttrey, Caferro, Cohenour, Connell, Facey, Fielder, Fitzpatrick, Gauthier, Gross, Hinebauch, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McNally, Moore, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Swandal, Tempel, Thomas, Vance, Vincent, Vuckovich, Webb, Welborn, Whitford, Wolken, Mr.President.
Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SR 64 - Resolution, as amended, adopted as follows:

Yeas: Ankney, Barrett, Blasdel, Boland, Brown, Buttrey, Caferro, Cohenour, Connell, Facey, Fielder, Fitzpatrick, Gauthier, Gross, Hinebauch, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McNally, Moore, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Swandal, Tempel, Thomas, Vance, Vincent, Vuckovich, Webb, Welborn, Whitford, Wolken, Mr.President.
Total 50

Nays: None.

Total 0

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Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 111 - Conference Committee Report No. 1 - Senator K. Regier moved the Conference Committee report to **SB 111** be adopted. Motion carried as follows:

Yeas: Ankney, Barrett, Blasdel, Boland, Brown, Buttrey, Caferro, Cohenour, Connell, Facey, Fielder, Fitzpatrick, Gauthier, Gross, Hinebauch, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McNally, Moore, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Swandal, Tempel, Thomas, Vance, Vincent, Vuckovich, Webb, Welborn, Whitford, Wolken, Mr. President.

Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 333 - House Amendments - Senator Caferro moved House amendments to **SB 333** be not concurred in. Motion carried as follows:

Yeas: Ankney, Barrett, Blasdel, Boland, Buttrey, Caferro, Cohenour, Connell, Facey, Fitzpatrick, Gauthier, Gross, Hoven, Jones, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McNally, Moore, Olszewski, Osmundson, Phillips, Pomnichowski, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Swandal, Tempel, Thomas, Vance, Vincent, Vuckovich, Webb, Welborn, Whitford, Wolken, Mr. President.

Total 44

Nays: Brown, Fielder, Hinebauch, Hinkle, Howard, Regier.

Total 6

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 363 - House Amendments - Senator Vincent moved House amendments to **SB 363** be not

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concurring in. Motion carried as follows:

Yeas: Ankney, Barrett, Blasdel, Boland, Buttrey, Caferro, Cohenour, Connell, Facey, Fielder, Fitzpatrick, Gauthier, Gross, Hinebauch, Hinkle, Hoven, Howard, Jones, Kary, Keenan, MacDonald, Malek, McClafferty, McNally, Moore, Olszewski, Osmundson, Phillips, Pomnichowski, Salomon, Sands, Sesso, Small, Smith C, Smith F, Swandal, Tempel, Thomas, Vance, Vincent, Vuckovich, Webb, Welborn, Whitford, Wolken, Mr. President.

Total 46

Nays: Brown, Lang, Regier, Richmond.

Total 4

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 366 - House Amendments - Senator Cohenour moved House amendments to **SB 366** be **not** concurring in. Motion carried as follows:

Yeas: Ankney, Barrett, Boland, Brown, Buttrey, Caferro, Cohenour, Connell, Facey, Fitzpatrick, Gauthier, Gross, Hoven, Howard, Jones, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McNally, Moore, Osmundson, Phillips, Pomnichowski, Richmond, Salomon, Sands, Sesso, Small, Smith F, Swandal, Tempel, Thomas, Vance, Vincent, Vuckovich, Welborn, Whitford, Wolken, Mr. President.

Total 42

Nays: Blasdel, Fielder, Hinebauch, Hinkle, Olszewski, Regier, Smith C, Webb.

Total 8

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 17 - Senator Caferro moved **HB 17** be concurring in. Motion carried as follows:

Yeas: Ankney, Barrett, Blasdel, Boland, Buttrey, Caferro, Cohenour, Connell, Facey, Fielder, Fitzpatrick, Gauthier, Gross, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McNally, Moore, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Swandal, Tempel, Thomas, Vuckovich, Webb, Welborn, Whitford, Wolken.

Total 45

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Nays: Brown, Hinebauch, Vance, Vincent, Mr.President.

Total 5

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 261 - Senator Welborn moved **HB 261** be concurred in. Motion carried as follows:

Yeas: Ankney, Barrett, Blasdel, Boland, Brown, Buttrey, Caferro, Cohenour, Connell, Facey, Fielder, Fitzpatrick, Gauthier, Gross, Hinebauch, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McNally, Moore, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Swandal, Tempel, Thomas, Vincent, Vuckovich, Webb, Welborn, Whitford, Wolken.

Total 48

Nays: Vance, Mr.President.

Total 2

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 511 - Senator Thomas moved **HB 511** be concurred in.

HB 511 - Senator Thomas moved **HB 511**, second reading copy, be amended as follows:

1. Page 26, line 20 through line 21.

Strike: section 15 in its entirety

Renumber: subsequent sections

Amendment **adopted** as follows:

Yeas: Ankney, Barrett, Boland, Buttrey, Caferro, Cohenour, Connell, Facey, Fitzpatrick, Gauthier, Gross, Hinebauch, Hoven, Jones, Lang, MacDonald, Malek, McClafferty, McNally, Moore, Osmundson, Phillips, Pomnichowski, Richmond, Sands, Sesso, Small, Smith F, Tempel, Thomas, Vincent, Vuckovich, Whitford, Wolken.

Total 34

Nays: Blasdel, Brown, Fielder, Hinkle, Howard, Kary, Keenan, Olszewski, Regier, Salomon, Smith C, Swandal, Vance, Webb, Welborn, Mr.President.

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Total 16

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 511 - Bill, as amended, concurred in as follows:

Yeas: Ankney, Barrett, Boland, Buttrey, Caferro, Cohenour, Connell, Facey, Fitzpatrick, Gauthier, Gross, Hoven, Jones, MacDonald, Malek, McClafferty, McNally, Moore, Olszewski, Osmundson, Phillips, Richmond, Salomon, Sands, Sesso, Small, Smith F, Thomas, Vuckovich, Welborn, Whitford, Wolken.

Total 32

Nays: Blasdel, Brown, Fielder, Hinebauch, Hinkle, Howard, Kary, Keenan, Lang, Pomnichowski, Regier, Smith C, Swandal, Tempel, Vance, Vincent, Webb, Mr.President.

Total 18

Absent or not voting: None.

Total 0

Excused: None.

Total 0

Majority Leader Thomas moved the committee **rise, report progress, and beg leave to sit again**. Motion carried. Committee arose. Senate resumed. President Sales presiding.

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

Yeas: Ankney, Barrett, Blasdel, Boland, Brown, Buttrey, Caferro, Cohenour, Connell, Facey, Fielder, Fitzpatrick, Gauthier, Gross, Hinebauch, Hinkle, Hoven, Howard, Jones, Lang, MacDonald, Malek, McClafferty, McNally, Moore, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Swandal, Tempel, Thomas, Vance, Vincent, Vuckovich, Webb, Welborn, Whitford, Wolken, Mr.President.

Total 48

Nays: Kary, Keenan.

Total 2

Absent or not voting: None.

Total 0

Excused: None.

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Total 0

REPORTS OF STANDING COMMITTEES

JUDICIARY (Regier, Chair):
SR 67, be adopted.

4/19/2017

Without objection, committee report was adopted.

MOTIONS

Senator Wolken moved the Senate reconsider its action on **HB 46**, indefinitely postponed on legislative day seventy-eight, and place it on second reading the next legislative day. Motion **failed** as follows:

Yeas: Barrett, Boland, Caferro, Cohenour, Facey, Gauthier, Gross, MacDonald, Malek, McClafferty, McNally, Phillips, Pomnichowski, Richmond, Salomon, Sands, Sesso, Smith F, Swandal, Vuckovich, Welborn, Whitford, Wolken.

Total 23

Nays: Ankney, Blasdel, Brown, Buttrey, Connell, Fielder, Fitzpatrick, Hinebauch, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Lang, Moore, Olszewski, Osmundson, Regier, Small, Smith C, Tempel, Thomas, Vance, Vincent, Webb, Mr. President.

Total 27

Absent or not voting: None.

Total 0

Excused: None.

Total 0

Majority Leader Thomas moved that **SR 67** be placed on second reading this date. Without objection, so ordered.

Majority Leader Thomas moved the President be authorized to appoint a Free Conference Committee, and request the House appoint a like committee, to confer on **SB 366**. Without objection, so ordered. President Sales appointed Senator Brown, chair, and Senators Cohenour and Osmundson.

Majority Leader Thomas moved the President be authorized to appoint a Conference Committee, and request the House appoint a like committee, to confer on **SB 333**. Without objection, so ordered. President Sales appointed Senator Blasdel, chair, and Senators Caferro and Hoven.

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Majority Leader Thomas moved the President be authorized to appoint a Free Conference Committee, and request the House appoint a like committee, to confer on **SB 363**. Without objection, so ordered. President Sales appointed Senator Vincent, chair, and Senators Olszewski and Phillips.

Majority Leader Thomas moved the Senate accede to the request of the House and appoint a Conference Committee on **HB 462**. Without objection, so ordered. President Sales appointed Senator Brown, chair, and Senators Blasdel and Wolken.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Thomas moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Sales in the chair.

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

SR 67 - Senator K. Regier moved the nomination transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 67**. Resolution was adopted as follows:

Yeas: Ankney, Barrett, Blasdel, Boland, Brown, Buttrey, Caferro, Cohenour, Connell, Facey, Fielder, Fitzpatrick, Gauthier, Gross, Hinebauch, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McNally, Moore, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Swandal, Tempel, Thomas, Vance, Vincent, Vuckovich, Webb, Welborn, Whitford, Wolken, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

Majority Leader Thomas moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Sales presiding.

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

Yeas: Ankney, Barrett, Blasdel, Boland, Brown, Buttrey, Caferro, Cohenour, Connell, Facey,

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Fielder, Fitzpatrick, Gauthier, Gross, Hinebauch, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McNally, Moore, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Swandal, Tempel, Thomas, Vance, Vincent, Vuckovich, Webb, Welborn, Whitford, Wolken, Mr.President.
Total 49

Nays: Smith F.
Total 1

Absent or not voting: None.
Total 0

Excused: None.
Total 0

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:

SB 63, Free Conference Committee Report No. 1, adopted as follows:

Yeas: Ankney, Barrett, Blasdel, Boland, Brown, Buttrey, Caferro, Cohenour, Connell, Facey, Fielder, Fitzpatrick, Gauthier, Gross, Hinebauch, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McNally, Moore, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Swandal, Tempel, Thomas, Vance, Vincent, Vuckovich, Webb, Welborn, Whitford, Wolken, Mr.President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 64, Free Conference Committee Report No. 1, adopted as follows:

Yeas: Ankney, Barrett, Blasdel, Boland, Brown, Buttrey, Caferro, Cohenour, Connell, Facey, Fielder, Fitzpatrick, Gauthier, Gross, Hinebauch, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McNally, Moore, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith F, Swandal, Tempel, Thomas, Vincent, Vuckovich, Webb, Welborn, Whitford, Wolken.

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Total 47

Nays: Smith C, Vance, Mr.President.

Total 3

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 73, as amended by the House, passed as follows:

Yeas: Ankney, Barrett, Blasdel, Boland, Brown, Buttrey, Caferro, Cohenour, Connell, Facey, Fielder, Fitzpatrick, Gauthier, Hinebauch, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McNally, Moore, Olszewski, Osmundson, Phillips, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Swandal, Tempel, Thomas, Vance, Vincent, Vuckovich, Webb, Welborn, Whitford, Wolken, Mr.President.

Total 48

Nays: Gross, Pomnichowski.

Total 2

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 90, as amended by the House, passed as follows:

Yeas: Ankney, Barrett, Blasdel, Boland, Brown, Buttrey, Caferro, Cohenour, Connell, Facey, Fielder, Fitzpatrick, Gauthier, Gross, Hinebauch, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McNally, Moore, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Swandal, Tempel, Thomas, Vance, Vincent, Vuckovich, Webb, Welborn, Whitford, Wolken, Mr.President.

Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

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Total 0

SB 119, as amended by the House, passed as follows:

Yeas: Ankney, Blasdel, Brown, Buttrey, Caferro, Cohenour, Connell, Facey, Fielder, Fitzpatrick, Gauthier, Hinebauch, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Lang, McClafferty, McNally, Moore, Olszewski, Osmundson, Phillips, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Swandal, Tempel, Thomas, Vance, Vincent, Webb, Welborn, Wolken, Mr.President.

Total 41

Nays: Barrett, Boland, Gross, MacDonald, Malek, Pomnichowski, Smith F, Vuckovich, Whitford.

Total 9

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 294, Free Conference Committee Report No. 2, adopted as follows:

Yeas: Ankney, Barrett, Boland, Buttrey, Caferro, Cohenour, Connell, Facey, Fitzpatrick, Gauthier, Gross, Hoven, Jones, MacDonald, Malek, McClafferty, McNally, Phillips, Pomnichowski, Richmond, Salomon, Sands, Sesso, Small, Smith F, Vuckovich, Welborn, Whitford, Wolken.

Total 29

Nays: Blasdel, Brown, Fielder, Hinebauch, Hinkle, Howard, Kary, Keenan, Lang, Moore, Olszewski, Osmundson, Regier, Smith C, Swandal, Tempel, Thomas, Vance, Vincent, Webb, Mr.President.

Total 21

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 317, as amended by the House, passed as follows:

Yeas: Ankney, Blasdel, Brown, Buttrey, Connell, Fielder, Fitzpatrick, Gauthier, Hinebauch, Hinkle, Hoven, Howard, Jones, Kary, Lang, Moore, Olszewski, Osmundson, Phillips, Regier, Richmond, Salomon, Small, Smith C, Swandal, Tempel, Thomas, Vance, Vincent, Webb, Welborn, Mr.President.

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Total 32

Nays: Barrett, Boland, Caferro, Cohenour, Facey, Gross, Keenan, MacDonald, Malek, McClafferty, McNally, Pomnichowski, Sands, Sesso, Smith F, Vuckovich, Whitford, Wolken.
Total 18

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 329, as amended by the House, passed as follows:

Yeas: Ankney, Blasdel, Brown, Buttrey, Connell, Fielder, Fitzpatrick, Gauthier, Hinebauch, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Lang, Moore, Olszewski, Osmundson, Regier, Richmond, Salomon, Small, Smith C, Swandal, Tempel, Thomas, Vance, Vincent, Webb, Welborn, Mr.President.
Total 32

Nays: Barrett, Boland, Caferro, Cohenour, Facey, Gross, MacDonald, Malek, McClafferty, McNally, Phillips, Pomnichowski, Sands, Sesso, Smith F, Vuckovich, Whitford, Wolken.
Total 18

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 110 concurred in as follows:

Yeas: Ankney, Barrett, Blasdel, Boland, Brown, Buttrey, Caferro, Cohenour, Connell, Facey, Fitzpatrick, Gauthier, Gross, Hinkle, Hoven, Howard, Jones, Keenan, Lang, MacDonald, Malek, McClafferty, McNally, Moore, Olszewski, Osmundson, Phillips, Pomnichowski, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Swandal, Tempel, Thomas, Vance, Vincent, Vuckovich, Welborn, Whitford, Wolken, Mr.President.
Total 45

Nays: Fielder, Hinebauch, Kary, Regier, Webb.
Total 5

Absent or not voting: None.
Total 0

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Excused: None.

Total 0

HB 193 concurred in as follows:

Yeas: Barrett, Blasdel, Boland, Caferro, Cohenour, Facey, Fielder, Gross, Hinebauch, Hinkle, Hoven, Howard, Keenan, MacDonald, Malek, McNally, Moore, Olszewski, Phillips, Pomnichowski, Sands, Smith F, Swandal, Thomas, Vincent, Vuckovich, Whitford, Wolken, Mr.President.

Total 29

Nays: Ankney, Brown, Buttrey, Connell, Fitzpatrick, Gauthier, Jones, Kary, Lang, McClafferty, Osmundson, Regier, Richmond, Salomon, Sesso, Small, Smith C, Tempel, Vance, Webb, Welborn.

Total 21

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 308 concurred in as follows:

Yeas: Ankney, Barrett, Blasdel, Boland, Brown, Buttrey, Caferro, Cohenour, Connell, Facey, Gauthier, Gross, Hinkle, Jones, MacDonald, Malek, McClafferty, McNally, Phillips, Richmond, Salomon, Sands, Sesso, Small, Smith F, Swandal, Thomas, Vuckovich, Welborn, Whitford, Wolken.

Total 31

Nays: Fielder, Fitzpatrick, Hinebauch, Hoven, Howard, Kary, Keenan, Lang, Moore, Olszewski, Osmundson, Pomnichowski, Regier, Smith C, Tempel, Vance, Vincent, Webb, Mr.President.

Total 19

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 391 concurred in as follows:

Yeas: Ankney, Barrett, Boland, Buttrey, Caferro, Cohenour, Connell, Facey, Gauthier, Gross, Hoven, MacDonald, Malek, McClafferty, McNally, Phillips, Pomnichowski, Richmond, Salomon, Sands, Sesso, Small, Smith F, Tempel, Vuckovich, Welborn, Whitford, Wolken.

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Total 28

Nays: Blasdel, Brown, Fielder, Fitzpatrick, Hinebauch, Hinkle, Howard, Jones, Kary, Keenan, Lang, Moore, Olszewski, Osmundson, Regier, Smith C, Swandal, Thomas, Vance, Vincent, Webb, Mr.President.

Total 22

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 558 concurred in as follows:

Yeas: Ankney, Blasdel, Brown, Buttrey, Caferro, Connell, Facey, Fielder, Fitzpatrick, Gauthier, Hinebauch, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Lang, McNally, Moore, Olszewski, Osmundson, Regier, Richmond, Salomon, Sesso, Small, Smith C, Swandal, Tempel, Thomas, Vance, Vincent, Webb, Welborn, Wolken, Mr.President.

Total 37

Nays: Barrett, Boland, Cohenour, Gross, MacDonald, Malek, McClafferty, Phillips, Pomnichowski, Sands, Smith F, Vuckovich, Whitford.

Total 13

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 597 concurred in as follows:

Yeas: Ankney, Barrett, Blasdel, Boland, Brown, Buttrey, Caferro, Cohenour, Connell, Facey, Fielder, Fitzpatrick, Gauthier, Gross, Hinebauch, Hinkle, Hoven, Howard, Jones, Kary, MacDonald, Malek, McClafferty, McNally, Moore, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Swandal, Tempel, Thomas, Vance, Vincent, Vuckovich, Webb, Welborn, Whitford, Wolken, Mr.President.

Total 48

Nays: Keenan, Lang.

Total 2

Absent or not voting: None.

Total 0

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Excused: None.

Total 0

HB 638 concurred in as follows:

Yeas: Ankney, Barrett, Blasdel, Boland, Brown, Buttrey, Caferro, Cohenour, Connell, Facey, Fitzpatrick, Gauthier, Gross, Hinebauch, Hinkle, Hoven, Howard, Jones, Kary, Lang, MacDonald, Malek, McClafferty, McNally, Moore, Olszewski, Osmundson, Phillips, Pomnichowski, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Swandal, Tempel, Thomas, Vincent, Vuckovich, Webb, Welborn, Whitford, Wolken.
Total 45

Nays: Fielder, Keenan, Regier, Vance, Mr.President.

Total 5

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 644 concurred in as follows:

Yeas: Ankney, Barrett, Blasdel, Boland, Brown, Buttrey, Caferro, Cohenour, Connell, Facey, Fielder, Fitzpatrick, Gauthier, Gross, Hinebauch, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McNally, Moore, Olszewski, Osmundson, Phillips, Pomnichowski, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Swandal, Tempel, Thomas, Vance, Vincent, Vuckovich, Webb, Welborn, Whitford, Wolken, Mr.President.
Total 49

Nays: Regier.

Total 1

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 111, Conference Committee Report No. 1, adopted as follows:

Yeas: Ankney, Barrett, Blasdel, Boland, Brown, Buttrey, Cohenour, Connell, Facey, Fielder, Fitzpatrick, Gauthier, Gross, Hinebauch, Hinkle, Hoven, Howard, Jones, Kary, Lang, MacDonald, McClafferty, McNally, Moore, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Swandal, Tempel,

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Thomas, Vance, Vincent, Vuckovich, Webb, Welborn, Mr.President.

Total 45

Nays: Caferro, Keenan, Malek, Whitford, Wolken.

Total 5

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 17 concurred in as follows:

Yeas: Ankney, Barrett, Blasdel, Boland, Buttrey, Caferro, Cohenour, Connell, Facey, Fielder, Fitzpatrick, Gauthier, Gross, Hinebauch, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McNally, Moore, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Swandal, Tempel, Thomas, Vuckovich, Webb, Welborn, Whitford, Wolken.

Total 46

Nays: Brown, Vance, Vincent, Mr.President.

Total 4

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 261 concurred in as follows:

Yeas: Ankney, Barrett, Blasdel, Boland, Brown, Buttrey, Caferro, Cohenour, Connell, Facey, Fielder, Fitzpatrick, Gauthier, Gross, Hinebauch, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McNally, Moore, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Swandal, Tempel, Thomas, Vincent, Vuckovich, Webb, Welborn, Whitford, Wolken.

Total 48

Nays: Vance, Mr.President.

Total 2

Absent or not voting: None.

Total 0

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Excused: None.

Total 0

HB 511 concurred in as follows:

Yeas: Ankney, Barrett, Boland, Buttrey, Caferro, Cohenour, Connell, Facey, Gauthier, Gross, Hoven, Jones, Lang, MacDonald, Malek, McClafferty, McNally, Moore, Olszewski, Osmundson, Phillips, Richmond, Sands, Sesso, Small, Smith F, Tempel, Thomas, Vincent, Vuckovich, Whitford, Wolken.

Total 32

Nays: Blasdel, Brown, Fielder, Fitzpatrick, Hinebauch, Hinkle, Howard, Kary, Keenan, Pomnichowski, Regier, Salomon, Smith C, Swandal, Vance, Webb, Welborn, Mr.President.

Total 18

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SPECIAL ORDERS OF THE DAY

Senators Mary Caferro and Tom Facey made their farewell remarks to the Senate.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Thomas moved the Senate adjourn until 10:30 a.m., Thursday, April 20, 2017, the eighty-first legislative day. Motion carried.

Senate adjourned at 2:15 p.m.

MARILYN MILLER
Secretary of the Senate

SCOTT SALES
President of the Senate