

**HOUSE JOURNAL  
66TH LEGISLATURE  
ELEVENTH LEGISLATIVE DAY**

Helena, Montana  
January 21, 2019

House Chambers  
State Capitol

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

Roll Call. All members present, except Representatives Ballance, Berglee and Fleming, excused. Quorum present.

**BILLS** (Ricci, Chair): 1/21/2019

Correctly printed: **HB 20, HB 43, HB 67, HB 68, HB 88, HB 96, HB 99, HB 117, HB 143, HB 237, HB 238, HB 239, HB 240, HB 241, HB 242, HB 243, HB 244, HB 245, HB 246, HB 247, HJR 1.**

Correctly engrossed: **HB 61, HB 106.**

Transmitted to the Senate: **HB 20, HB 43, HB 117.**

**LEGISLATIVE ADMINISTRATION** (Ricci, Chair): 1/21/2019

MR. SPEAKER:

We, your committee on Legislative Administration recommend employment of the following pages of the House cease as of 5:00 p.m., Friday, January 18, 2019:

Jack Davies, Billings  
Giselle Faber, Helena  
Grace Holzer, Lewistown  
Alida Royal, Helena

and recommend that the following pages of the House be employed as of 1:00 p.m., Monday, January 21, 2019:

Dana Baskett, Livingston  
Athena Haka, Broadview  
Nicholas Konen, Fairfield  
Anne Marie Luehr, Helena  
Tom Melgren, Helena  
Trevor Westervelt, Columbus

Report Adopted.

HOUSE JOURNAL  
ELEVENTH LEGISLATIVE DAY - JANUARY 21, 2019

**REPORTS OF STANDING COMMITTEES**

**EDUCATION** (Berglee, Chair):

1/18/2019

**HB 61**, introduced bill, be amended as follows:

1. Page 4, line 14.

**Following:** "entrance exam,"

**Insert:** "a student's"

**Following:** "may be released"

**Insert:** "with the consent of the student"

And, as amended, do pass. Report adopted.

**HB 127**, do pass. Report adopted.

**HB 159**, do pass. Report adopted.

**MESSAGES FROM THE SENATE**

**Senate bill** passed and transmitted to the House for concurrence:

1/17/2019

**SB 1**, introduced by Malek

**FIRST READING AND COMMITMENT OF BILLS**

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

**HB 248**, introduced by J. Karjala, Z. Brown, W. Curdy, K. Dudik, M. Dunwell, L. Sheldon-Galloway, D. Kary, E. Kerr-Carpenter, R. Lynch, M. Marler, Z. Perry, C. Pope, T. Runningwolf, B. Smith, S. Stewart Peregoy, S. Webber, J. Windy Boy, T. Winter, referred to Human Services.

**HB 249**, introduced by S. Vinton, W. McKamey, P. Webb, referred to Business and Labor.

**HB 250**, introduced by K. Holmlund, D. Bartel, Z. Brown, B. Grubbs, M. Hopkins, J. Kassmier, D. Loge, A. Olszewski, R. Peppers, referred to Business and Labor.

**HB 251**, introduced by M. Caferro, referred to Human Services.

**HB 252**, introduced by J. Bachmeier, B. Bennett, M. Funk, B. Grubbs, D. Loge, W. McKamey, C. Pope, referred to Business and Labor.

**HB 253**, introduced by J. Bachmeier, G. Custer, L. Sheldon-Galloway, W. McKamey, referred to Local Government.

**HB 254**, introduced by J. Bachmeier, B. Bennett, B. Grubbs, M. Hopkins, J. Kassmier, referred to Education.

**HB 255**, introduced by J. Bachmeier, B. Bennett, M. Funk, B. Grubbs, W. McKamey, referred to Human Services.

**HB 256**, introduced by C. Keogh, B. Bennett, K. Dudik, R. Farris-Olsen, D. Harvey, T. Jacobson, J. Keane, R. Lynch, N. McConnell, A. Olsen, K. Sullivan, referred to Judiciary.

**HB 257**, introduced by W. Curdy, N. Duram, referred to Judiciary.

HOUSE JOURNAL  
ELEVENTH LEGISLATIVE DAY - JANUARY 21, 2019

**HB 258**, introduced by J. Hamilton, D. Ankney, R. Fitzgerald, F. Garner, D. Harvey, referred to Judiciary.

**HB 259**, introduced by D. Bedey, referred to Local Government.

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

**HJR 6**, introduced by K. Dudik, B. Brown, J. Gross, K. Holmlund, R. Lynch, N. McConnell, S. Morigeau, referred to Judiciary.

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

**SB 1**, introduced by S. Malek (by request of the State Administration and Veterans' Affairs Interim Committee), referred to Business and Labor.

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

Majority Leader Tschida 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 39** - Representative Fern moved **HB 39** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Ballance, Berglee, Bedey, Bessette, Bishop, Brown Z, Buttrey, Caferro, Curdy, Custer, Dooling, Dudik, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Fleming, Fuller, Funk, Garcia, Garner, Greef, Grubbs, Hamilton, Hamlett, Harvey, Hayman, Holmlund, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Krautter, Krotkov, Loge, Lynch, Marler, Moore T, Morigeau, Olsen, Peppers, Perry, Pierson, Pope, Regier, Runningwolf, Ryan, Sales, Schreiner, Shaw, Smith, Stewart Peregoy, Sullivan, Sweeney, Weatherwax, Welch, Windy Boy, Winter, Woods, Mr. Speaker.

Total 68

Nays: Bartel, Beard, Brown B, Burnett, DeVries, Doane, Dunn, Galloway, Galt, Glimm, Gunderson, Hopkins, Knudsen C, Knudsen R, Lenz, Mandeville, Manzella, McKamey, Mercer, Moore E, Mortensen, Noland, Read, Redfield, Ricci, Skees, Tschida, Usher, Vinton, Webb, White, Zolnikov.

Total 32

Voted absentee: Ballance, Berglee, Fleming, Aye.

Excused: Ballance, Berglee, Fleming.

Total 3

HOUSE JOURNAL  
ELEVENTH LEGISLATIVE DAY - JANUARY 21, 2019

Absent or not voting: None.

Total 0

**HB 62** - Representative Grubbs moved **HB 62** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Ballance, Bartel, Beard, Bedey, Berglee, Bessette, Bishop, Brown B, Brown Z, Burnett, Buttrey, Caferro, Curdy, Custer, DeVries, Doane, Dooling, Dudik, Dunn, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Fleming, Fuller, Funk, Galloway, Galt, Garcia, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harvey, Hayman, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Knudsen C, Knudsen R, Krautter, Krotkov, Lenz, Loge, Lynch, Mandeville, Manzella, Marler, McKamey, Mercer, Moore E, Moore T, Morigeau, Mortensen, Noland, Peppers, Perry, Pierson, Pope, Read, Redfield, Regier, Ricci, Runningwolf, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart Peregoy, Sullivan, Sweeney, Tschida, Usher, Vinton, Weatherwax, Webb, Welch, Windy Boy, Winter, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: White.

Total 1

Voted absentee: Ballance, Berglee, Fleming, Aye.

Excused: Ballance, Berglee, Fleming.

Total 3

Absent or not voting: Olsen.

Total 1

**HB 69** - Representative Kelker moved **HB 69** do pass. Motion carried as follows:

Yeas: Abbott, Bachmeier, Bahr, Ballance, Bedey, Berglee, Bessette, Bishop, Brown Z, Buttrey, Caferro, Curdy, Custer, Dooling, Dudik, Dunn, Dunwell, Farris-Olsen, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garcia, Garner, Greef, Grubbs, Hamilton, Hamlett, Harvey, Hayman, Hopkins, Jones, Karjala, Keane, Kelker, Keogh, Kerr-Carpenter, Krautter, Krotkov, Lenz, Loge, Lynch, Mandeville, Marler, McKamey, Mercer, Moore E, Moore T, Morigeau, Olsen, Peppers, Perry, Pierson, Pope, Read, Ricci, Runningwolf, Ryan, Sales, Schreiner, Shaw, Smith, Stewart Peregoy, Sullivan, Sweeney, Usher, Vinton, Weatherwax, Webb, Welch, Windy Boy, Winter, Woods, Mr. Speaker.

Total 76

Nays: Anderson, Bartel, Beard, Brown B, Burnett, DeVries, Doane, Duram, Fuller, Glimm, Gunderson, Holmlund, Kassmier, Knudsen C, Knudsen R, Manzella, Mortensen, Noland, Redfield, Regier, Skees, Tschida, White, Zolnikov.

Total 24

HOUSE JOURNAL  
ELEVENTH LEGISLATIVE DAY - JANUARY 21, 2019

Voted absentee: Ballance, Berglee, Fleming, Aye.

Excused: Ballance, Berglee, Fleming.

Total 3

Absent or not voting: None.

Total 0

**HB 79** - Representative Welch moved **HB 79** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Ballance, Bartel, Bedey, Berglee, Bessette, Bishop, Brown Z, Burnett, Buttrey, Caferro, Curdy, Custer, Dooling, Dudik, Dunn, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Fleming, Fuller, Funk, Galt, Garcia, Garner, Greef, Grubbs, Hamilton, Hamlett, Harvey, Hayman, Holmlund, Hopkins, Jones, Karjala, Keane, Kelker, Keogh, Kerr-Carpenter, Knudsen C, Knudsen R, Krautter, Krotkov, Lenz, Loge, Lynch, Mandeville, Marler, Moore E, Moore T, Morigeau, Mr. Speaker, Olsen, Peppers, Perry, Pierson, Pope, Read, Ricci, Runningwolf, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart Peregoy, Sullivan, Sweeney, Tschida, Usher, Vinton, Weatherwax, Webb, Welch, Windy Boy, Winter, Woods, Mr. Speaker.

Total 83

Nays: Beard, Brown B, DeVries, Doane, Galloway, Glimm, Gunderson, Kassmier, Manzella, McKamey, Mercer, Mortensen, Noland, Redfield, Regier, White, Zolnikov.

Total 17

Voted absentee: Ballance, Berglee, Fleming, Aye.

Excused: Ballance, Berglee, Fleming.

Total 3

Absent or not voting: None.

Total 0

**HB 82** - Representative Loge moved **HB 82** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Ballance, Bartel, Bedey, Berglee, Bessette, Bishop, Brown Z, Burnett, Buttrey, Caferro, Curdy, Custer, Dooling, Dudik, Dunn, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Fleming, Fuller, Funk, Garcia, Garner, Greef, Grubbs, Hamilton, Hamlett, Harvey, Hayman, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Krautter, Krotkov, Loge, Lynch, Marler, McKamey, Mercer, Moore T, Morigeau, Mortensen, Noland, Perry, Pierson, Pope, Read, Redfield, Ricci, Runningwolf, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart Peregoy, Sullivan, Sweeney, Tschida, Vinton, Weatherwax, Webb, Welch, Windy Boy, Winter, Woods, Mr. Speaker.

Total 80

HOUSE JOURNAL  
ELEVENTH LEGISLATIVE DAY - JANUARY 21, 2019

Nays: Beard, Brown B, DeVries, Doane, Galloway, Galt, Glimm, Gunderson, Knudsen C, Knudsen R, Lenz, Mandeville, Manzella, Moore E, Olsen, Peppers, Regier, Usher, White, Zolnikov.

Total 20

Voted absentee: Ballance, Berglee, Fleming, Aye.

Excused: Ballance, Berglee, Fleming.

Total 3

Absent or not voting: None.

Total 0

**HB 83** - Representative Caferro moved **HB 83** do pass. Motion carried as follows:

Yeas: Abbott, Bachmeier, Bahr, Ballance, Bedey, Berglee, Bessette, Bishop, Brown Z, Burnett, Buttrey, Caferro, Curdy, Custer, Dooling, Dudik, Dunn, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Fleming, Fuller, Funk, Garcia, Garner, Greef, Grubbs, Hamilton, Hamlett, Harvey, Hayman, Holmlund, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Knudsen R, Krautter, Krotkov, Lenz, Loge, Lynch, Marler, McKamey, Mercer, Moore E, Moore T, Morigeau, Olsen, Peppers, Perry, Pierson, Pope, Read, Ricci, Runningwolf, Ryan, Sales, Schreiner, Shaw, Smith, Stewart Peregoy, Sullivan, Sweeney, Usher, Weatherwax, Webb, Welch, Windy Boy, Winter, Woods, Zolnikov, Mr. Speaker.

Total 78

Nays: Anderson, Bartel, Beard, Brown B, DeVries, Doane, Galloway, Galt, Glimm, Gunderson, Hopkins, Knudsen C, Mandeville, Manzella, Mortensen, Noland, Redfield, Regier, Skees, Tschida, Vinton, White.

Total 22

Voted absentee: Ballance, Berglee, Fleming, Aye.

Excused: Ballance, Berglee, Fleming.

Total 3

Absent or not voting: None.

Total 0

**HB 103** - Representative Pierson moved **HB 103** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Ballance, Bartel, Bedey, Berglee, Bessette, Bishop, Brown B, Brown Z, Burnett, Buttrey, Caferro, Curdy, Custer, DeVries, Doane, Dooling, Dudik, Dunn, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Fleming, Fuller, Funk, Galloway, Galt, Garcia, Garner, Greef, Grubbs, Hamilton, Hamlett, Harvey, Hayman, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Knudsen C, Knudsen R,

HOUSE JOURNAL  
ELEVENTH LEGISLATIVE DAY - JANUARY 21, 2019

Krautter, Krotkov, Lenz, Loge, Lynch, Mandeville, Manzella, Marler, McKamey, Mercer, Moore E, Moore T, Morigeau, Mortensen, Olsen, Peppers, Perry, Pierson, Pope, Read, Redfield, Ricci, Runningwolf, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart Peregoy, Sullivan, Sweeney, Tschida, Usher, Vinton, Weatherwax, Webb, Welch, White, Windy Boy, Winter, Woods, Zolnikov, Mr. Speaker.  
Total 95

Nays: Beard, Glimm, Gunderson, Noland, Regier.  
Total 5

Voted absentee: Ballance, Berglee, Fleming, Aye.

Excused: Ballance, Berglee, Fleming.  
Total 3

Absent or not voting: None.  
Total 0

Majority Leader Tschida 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, Bahr, Bartel, Beard, Bedey, Bessette, Bishop, Brown B, Brown Z, Burnett, Buttrey, Caferro, Curdy, Custer, DeVries, Doane, Dooling, Dudik, Dunn, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Fuller, Funk, Galloway, Galt, Garcia, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harvey, Hayman, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Knudsen C, Knudsen R, Krautter, Krotkov, Lenz, Loge, Lynch, Manzella, Marler, McKamey, Mercer, Moore E, Moore T, Morigeau, Mortensen, Noland, Olsen, Peppers, Perry, Pierson, Pope, Read, Redfield, Regier, Ricci, Runningwolf, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart Peregoy, Sullivan, Sweeney, Tschida, Usher, Vinton, Weatherwax, Webb, Welch, White, Windy Boy, Winter, Woods, Zolnikov, Mr. Speaker.  
Total 96

Nays: Mandeville.  
Total 1

Voted absentee: None.

Excused: Ballance, Berglee, Fleming.  
Total 3

Absent or not voting: None.  
Total 0

HOUSE JOURNAL  
ELEVENTH LEGISLATIVE DAY - JANUARY 21, 2019

**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 20** passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Bartel, Beard, Bedey, Bessette, Bishop, Brown B, Brown Z, Burnett, Buttrey, Caferro, Curdy, Custer, DeVries, Doane, Dooling, Dudik, Dunn, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Fuller, Funk, Galloway, Galt, Garcia, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harvey, Hayman, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Knudsen C, Knudsen R, Krautter, Krotkov, Lenz, Loge, Lynch, Mandeville, Manzella, Marler, McKamey, Mercer, Moore E, Moore T, Morigeau, Mortensen, Noland, Olsen, Peppers, Perry, Pierson, Pope, Read, Redfield, Regier, Ricci, Runningwolf, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart Peregoy, Sullivan, Sweeney, Tschida, Usher, Vinton, Weatherwax, Webb, Welch, White, Windy Boy, Winter, Woods, Zolnikov, Mr. Speaker.  
Total 97

Nays: None.  
Total 0

Voted absentee: None.

Excused: Ballance, Berglee, Fleming.  
Total 3

Absent or not voting: None.  
Total 0

**HB 43** passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Bartel, Beard, Bedey, Bessette, Bishop, Brown B, Brown Z, Burnett, Buttrey, Caferro, Curdy, Custer, DeVries, Doane, Dooling, Dudik, Dunn, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Fuller, Funk, Galloway, Garcia, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harvey, Hayman, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Knudsen R, Krautter, Krotkov, Lenz, Loge, Mandeville, Manzella, Marler, McKamey, Mercer, Moore E, Moore T, Morigeau, Mortensen, Noland, Olsen, Peppers, Perry, Pierson, Pope, Read, Redfield, Regier, Ricci, Runningwolf, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart Peregoy, Sullivan, Sweeney, Tschida, Usher, Vinton, Weatherwax, Webb, Welch, White, Windy Boy, Winter, Woods, Zolnikov, Mr. Speaker.  
Total 94

HOUSE JOURNAL  
ELEVENTH LEGISLATIVE DAY - JANUARY 21, 2019

Nays: Galt, Knudsen C, Lynch.

Total 3

Voted absentee: None.

Excused: Ballance, Berglee, Fleming.

Total 3

Absent or not voting: None.

Total 0

**HB 117** passed as follows:

Yeas: Anderson, Bartel, Beard, Bedey, Brown B, Brown Z, Burnett, Buttrey, Curdy, Custer, DeVries, Doane, Dooling, Dunn, Duram, Fern, Fitzgerald, Fuller, Galloway, Galt, Garcia, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Holmlund, Hopkins, Jones, Karjala, Kassmier, Kelker, Knudsen C, Knudsen R, Krautter, Lenz, Loge, Mandeville, Manzella, Marler, McKamey, Mercer, Moore E, Moore T, Morigeau, Mortensen, Noland, Peppers, Perry, Pope, Read, Redfield, Regier, Ricci, Runningwolf, Sales, Shaw, Skees, Smith, Sweeney, Tschida, Usher, Vinton, Webb, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 73

Nays: Abbott, Bachmeier, Bahr, Bessette, Bishop, Caferro, Dudik, Dunwell, Farris-Olsen, Funk, Harvey, Keane, Keogh, Kerr-Carpenter, Krotkov, Lynch, Olsen, Pierson, Ryan, Schreiner, Stewart Peregoy, Sullivan, Weatherwax, Winter.

Total 24

Voted absentee: None.

Excused: Ballance, Berglee, Fleming.

Total 3

Absent or not voting: None.

Total 0

**MOTIONS**

Majority Leader Tschida moved to re-refer **HB 69** to the Appropriations Committee. Without objection, so ordered.

Representative Dudik moved to change her vote on **HB 117** from Yes to No. Without objection, so ordered.

HOUSE JOURNAL  
ELEVENTH LEGISLATIVE DAY - JANUARY 21, 2019

**UNFINISHED BUSINESS**

Mr. Speaker, I move that the following undersigned name be **ADDED** as sponsor to **HB 145**  
Motion carried.

**HB 145** (D. Zolnikov, Chief Sponsor)  
Morigeau.

**ANNOUNCEMENTS**

Committee meetings were announced by the committee chairs.

Majority Leader Tschida moved the House adjourn until 1:00 p.m., Tuesday, January 22, 2019.  
Motion carried.

House adjourned at 2:04 p.m.

LINDSEY VROEGINDEWEY  
Chief Clerk of the House

GREG HERTZ  
Speaker of the House