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

Roll Call. All members present, except Representatives B. Brown, Garcia, excused, and Mortensen, absent. Quorum present.

**BILLS** (Ricci, Chair):

Correctly printed: HB 539, HB 540, HB 541, HB 542, HB 543, HB 544, HB 545, HB 546, HB 547, HB 548, HB 549, HB 550, HB 551, HB 552, HB 553, HB 554, HB 555, HB 556, HB 557, HB 558, HJR 22.

Correctly engrossed: HB 204, HB 281, HB 305, HB 392.

Correctly enrolled: HB 64, HB 66, HB 67, HB 71, HB 72, HB 84, HB 88, HB 91, HB 108, HB 110, HB 136, HB 159.

Examined by the sponsor and found to be correct: HB 64, HB 66, HB 67, HB 72, HB 84, HB 88, HB 91, HB 108, HB 110, HB 159.

Transmitted to the Senate: HB 172, HB 192, HB 238, HB 262, HB 368, HB 386, HB 422, HB 436, SB 39, SB 54, SB 75, SB 94.

Signed by the Speaker at 4:57 p.m., February 20, 2019: HB 64, HB 66, HB 67, HB 72, HB 84, HB 91, HB 108, HB 110, HB 159.

**REPORTS OF STANDING COMMITTEES**

**APPROPRIATIONS** (Ballance, Chair):


HB 204, introduced bill, be amended as follows:

1. Title, page 1, line 14.
   Following: "DATE"
   Insert: "AND A RETROACTIVE APPLICABILITY DATE"

2. Page 10, line 29.
   Following: "(ii)"
   Strike: "(A)"

3. Page 11, line 2 through line 3.
   Strike: subsection (B) in its entirety

   Strike: "[SECTION 6]"

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1
Insert: 

Following: line 9
Insert: "NEW SECTION. Section 25. Retroactive applicability. [Section 6] applies retroactively, within the meaning of 1-2-109, to contributions made on and after July 1, 2007."


BUSINESS AND LABOR (Noland, Chair): 2/20/2019

FISH, WILDLIFE AND PARKS (Brown, Chair): 2/19/2019
HB 281, introduced bill, be amended as follows:

1. Title, page 1, line 5.
Strike: "INCLUDING WOLF LICENSES IN COMBINATION LICENSES;"

2. Title, page 1, line 6.
Strike: "87-2-505, 87-2-510,"
Following: "87-2-524"
Strike: ","

3. Page 1, line 11 through page 2, line 11.
Strike: section 1 through section 2 in their entirety
Renumber: subsequent sections

4. Page 2, line 19 through line 20.
Strike: "Class B-8" on line 19 through "elk B tag" on line 20
Insert: "Class B-10 nonresident big game combination license or Class B-11 deer combination license"

5. Page 2, line 20.
Following: "may purchase"
Strike: "a"
Insert: "the first"
Following: "license"
Insert: "the person obtains in that license year"


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JUDICIARY (Doane, Chair):

LOCAL GOVERNMENT (Custer, Chair):
SB 20, be concurred in. Report adopted.
SB 104, be concurred in. Report adopted.

STATE ADMINISTRATION (Mandeville, Chair):
HB 305, introduced bill, be amended as follows:

1. Title, page 1, line 6 through line 7.
   Strike: "ACTIVITIES" on line 6 through "EMERGENCIES" on line 7
   Insert: "SPECIFIC ACTIVITIES THAT DO NOT REQUIRE A DECLARATION OF A STATE EMERGENCY"

   Following: line 8
   Insert: "WHEREAS, cyber incidents have increased significantly nationwide providing evidence that cyber security needs to be strengthened in Montana to guard against threats to information systems of governments and operators of critical infrastructure; and
   WHEREAS, as we work to protect Montanans against crimes on our streets, we must also work to protect Montanans from cyber-security threats; and
   WHEREAS, members of the Montana Army and Air National Guard have unique training and experience to guard against and respond to cyber-security threats and other threats to public safety and prosperity statewide; and
   WHEREAS, it is prudent for the state to be proactive, not reactive, when providing for the security of the people of Montana; and
   WHEREAS, the use of the Montana Army and Air National Guard to respond to community needs that do not warrant a declaration of emergency or disaster, including but not limited to cyber-security vulnerability assessments, will better enable the governor, as commander in chief under Article VI, section 13, of the Montana Constitution, to safeguard the people of Montana before it becomes necessary to declare an emergency or disaster."

3. Page 1, line 19.
   Strike: "performed" through "duties"
   Insert: ", including the recruitment, mobilization, administration, training, discipline, equipment, supply, or operations of the national guard in support of the role of the governor as commander-in-chief pursuant to Article VI, section 13, of the Montana constitution."

4. Page 1, line 20 through line 21.
Strike: ", of the Montana constitution"


MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence: 2/18/2019

SB 35, introduced by F. Thomas
SB 40, introduced by F. Smith
SB 72, introduced by J. Sesso
SB 116, introduced by D. Salomon
SB 127, introduced by J. Cohenour
SB 130, introduced by D. Salomon
SB 197, introduced by J. Welborn

House bills concurred in and returned to the House: 2/18/2019

HB 123, introduced by A. Doane
HB 124, introduced by F. Mandeville
HB 200, introduced by M. Dunwell

FIRST READING AND COMMITMENT OF BILLS

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

SB 35, introduced by F. Thomas, referred to Education.
SB 40, introduced by F. Smith (by request of the State-Tribal Relations Committee), referred to Judiciary.
SB 72, introduced by J. Sesso (by request of the Water Policy Interim Committee), referred to State Administration.
SB 116, introduced by D. Salomon, referred to State Administration.
SB 130, introduced by D. Salomon, referred to State Administration.
SB 191, introduced by D. Ankney, referred to Energy, Technology and Federal Relations.
SB 197, introduced by J. Welborn, R. Shaw, T. Welch, referred to Education.
Majority Leader Tschida moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative White in the chair.

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

**HB 383** - Majority Leader Tschida moved consideration of **HB 383** be passed for the day. Without objection, so ordered.

**HB 74 - Senate Amendments** - Representative Vinton moved Senate amendments to **HB 74** be concurred in. Motion carried as follows:

Total 59

Total 40


Total 2

Absent or not voting: Mortensen.
Total 1

**HB 107 - Senate Amendments** - Representative Morigeau moved Senate amendments to **HB 107** be concurred in. Motion carried as follows:

Total 95

Nays: Burnett, Ricci, White, Zolnikov.
Total 4


Total 2

Absent or not voting: Mortensen.
Total 1

HB 175 - Senate Amendments - Representative Dooling moved Senate amendments to HB 175 be concurred in. Motion carried as follows:

Total 64

Total 35

Voted absentee: Garcia, Aye; Brown B, No.

Total 2

Absent or not voting: Mortensen.
Total 1
HB 276 - Representative Hertz moved HB 276 do pass. Motion carried as follows:

Total 60

Total 39


Total 2

Absent or not voting: Mortensen.
Total 1

HB 328 - Representative Redfield moved HB 328 do pass.

HB 328 - Representative Curdy moved HB 328, second reading copy, be amended as follows:

1. Title, line 4.
Following: "GOVERNMENTS FROM"
Insert: "A PORTION OF"

Strike: "is not subject to fees for authorizations"
Insert: "must pay a $400 fee for each authorization"

Amendment not adopted as follows:

Total 34
Total 65


Total 2

Absent or not voting: Mortensen.
Total 1

HB 328 - Representative Redfield moved **HB 328** do pass. Motion carried as follows:

Total 69

Total 30


Total 2

Absent or not voting: Mortensen.
Total 1
HB 357 - Representative M. Regier moved HB 357 do pass. Motion carried as follows:

Total  56

Total  43


Total  2

Absent or not voting: Mortensen.
Total  1

HB 378 - Representative P. Webb moved HB 378 do pass. Motion carried as follows:

Total  56

Total  43

Total 2

Absent or not voting: Mortensen.
Total 1

HB 400 - Representative Dudik moved HB 400 do pass. Motion carried as follows:

Total 53

Total 46


Total 2

Absent or not voting: Mortensen.
Total 1

HB 444 - Representative Custer moved HB 444 do pass. Motion carried as follows:

Total 70

Voted absentee: Garcia, Aye; Brown B, No.

Excused: Brown B, Garcia. Total 2

Absent or not voting: Mortensen. Total 1

**SB 83** - Representative Buttrey moved **SB 83** be concurred in. Motion carried as follows:


Nays: Garcia. Total 1

Voted absentee: Brown B, Aye; Garcia, No.

Excused: Brown B, Garcia. Total 2

Absent or not voting: Mortensen. Total 1

Majority Leader Tschida moved the Committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair White moved the Committee of the Whole report be adopted. Report adopted as follows:

Total 92

Total 5

Voted absentee: None.

Total 2

Absent or not voting: Mortensen.
Total 1

REPORTS OF STANDING COMMITTEES

STATE ADMINISTRATION (Mandeville, Chair):

HB 392, introduced bill, be amended as follows:

1. Page 1.
Following: line 10
Insert: "WHEREAS, in late 1958, the original demo tape of "Hippy Hippy Shake" was recorded by Larry Faught at Larry Faught Recording Service recording studio in Billings, Montana; and"

2. Page 1, line 11 through line 12.
Following: "station"
Strike: "to" on line 11 through "and" on line 12
Insert: "where"

3. Page 1, line 12.
Following: "played"
Strike: "a"
Insert: "the demo"

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

HB 562, introduced by B. Grubbs, referred to Business and Labor.
HB 563, introduced by J. Krautter, referred to Human Services.
HB 564, introduced by D. Dunn, referred to Judiciary.
HB 566, introduced by B. Bessette, referred to Business and Labor.
HB 567, introduced by D. Skees, S. Berglee, referred to Judiciary.
HB 568, introduced by C. Pope, referred to Energy, Technology and Federal Relations.
HB 569, introduced by Z. Brown, referred to Business and Labor.
HB 570, introduced by T. Winter, referred to Business and Labor.
HB 572, introduced by D. Hayman, referred to Business and Labor.
HB 573, introduced by E. Kerr-Carpenter, J. Bahr, G. Custer, C. Schreiner, referred to State Administration.
HB 574, introduced by T. Manzella, referred to Judiciary.
HB 575, introduced by T. Manzella, referred to Judiciary.
HB 576, introduced by D. Bedey, referred to Education.
HB 578, introduced by E. Buttrey, referred to Human Services.
HB 579, introduced by E. Buttrey, referred to Business and Labor.
HB 581, introduced by C. Knudsen, referred to Business and Labor.
HB 582, introduced by M. Dunwell, G. Custer, J. Karjala, J. Krautter, R. Peppers, K. White, referred to Fish, Wildlife and Parks.
HB 583, introduced by D. Lenz, referred to Human Services.
HB 584, introduced by S. Morigeau, referred to Energy, Technology and Federal Relations.
HB 587, introduced by M. Caferro, referred to Judiciary.
HB 588, introduced by M. Caferro, referred to Business and Labor.
HB 589, introduced by M. Caferro, referred to Human Services.
The following House joint resolutions were introduced, read first time, and referred to committees:

HJR 24, introduced by W. McKamey, J. Fuller, referred to State Administration.
HJR 25, introduced by T. Woods, M. Dunwell, referred to State Administration.

MOTIONS

HB 325 - Majority Leader Tschida moved consideration of HB 325 be passed for the day. Without objection, so ordered.

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 172 passed as follows:

Total  80

Total  17

Voted absentee: None.

Total  2

Absent or not voting: Mortensen.
Total  1

HB 192 passed as follows:

HB 238 passed as follows:

**HB 238**
HB 262 passed as follows:

Total  56

Total  41

Voted absentee: None.

Total  2

Absent or not voting: Mortensen.
Total  1

HB 368 passed as follows:

Total  84

Nays: Anderson, Beard, Burnett, Fuller, Galloway, Grubbs, Gunderson, Lenz, Mercer, Moore T, Noland, Ricci, Sales.
Total  13

Voted absentee: None.
Total  2

Absent or not voting: Mortensen.
Total  1

**HB 386** passed as follows:

Total  97

Nays: None.
Total  0

Voted absentee: None.

Total  2

Absent or not voting: Mortensen.
Total  1

**HB 422** passed as follows:

Total  88
Nays: Berglee, Burnett, DeVries, Galloway, Keane, McKamey, Regier, Smith, Tschida.
Total 9

Voted absentee: None.

Total 2

Absent or not voting: Mortensen.
Total 1

HB 436 passed as follows:

Total 96

Nays: Mandeville.
Total 1

Voted absentee: None.

Total 2

Absent or not voting: Mortensen.
Total 1

SB 39 concurred in as follows:

Total 97

Nays: None.
Total 0

Voted absentee: None.

Total 2

Absent or not voting: Mortensen.
Total 1

**SB 54** concurred in as follows:

Total 55

Total 42

Voted absentee: None.

Total 2

Absent or not voting: Mortensen.
Total 1
SB 75 concurred in as follows:

Total 80

Total 17

Voted absentee: None.

Total 2

Absent or not voting: Mortensen.
Total 1

SB 94 concurred in as follows:

Total 97

Nays: None.
Total 0

Voted absentee: None.

Total 2
Absent or not voting: Mortensen.
Total 1

MOTIONS

Majority Leader Tschida moved to re-refer HB 378 to the Appropriations Committee. Without objection, so ordered.

Majority Leader Tschida moved to re-refer HB 400 to the Appropriations Committee. Without objection, so ordered.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Tschida moved the House adjourn until 1:00 p.m., Thursday, February 21, 2019. Motion carried.

House adjourned at 2:30 p.m.

LINDSEY VROEGINDEWEY  GREG HERTZ
Chief Clerk of the House  Speaker of the House