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

Roll Call. All members present, except Representatives Ballance, Bartel, and Sheldon-Galloway, excused. Quorum present.

SPECIAL ORDERS OF THE DAY

Speaker Hertz moved the House revert to Order of Business #11, Special Orders of the Day, for the purpose of receiving a proclamation.

Representative Caferro escorted Bella Nyman into the Chamber and presented the following proclamation:

A PROCLAMATION OF THE MONTANA LEGISLATURE

COMMENDING AND RECOGNIZING BELLA NYMAN

BELLA NYMAN, A 16-YEAR-OLD HELENA GIRL, HAS BEEN TREATED BY SHODAIR CHILDREN’S HOSPITAL. HER DETERMINATION, STRENGTH, AND COURAGE HAVE HELPED HER TO ADDRESS SERIOUS MENTAL HEALTH CHALLENGES.

Whereas, Children’s Miracle Network Hospitals, the alliance of premier children’s hospital in the United States and abroad, spotlights the heroic battles of children like Bella with varied illnesses and health challenges; and

Whereas, Shodair Children’s Hospital is Montana’s Children Miracle Network Hospital and the only hospital in the Children’s Miracle Network that serves mental health needs of children and teenagers; and

Whereas, Bella will represent Montana in the Children’s Miracle Network Hospital’s program honoring remarkable children who have encountered severe medical conditions and have endured medical obstacles, all while inspiring others; and

Whereas, Bella has encountered serious mental health challenges since early in her childhood, including serious anxiety and depression. She credits the staff at Shodair Children’s Hospital as a key to her success today, and she looks forward to a bright future with support if family, friends and healthcare professionals.

Therefore, be it resolved by the 66th Montana Legislature that the members of this body honor Bella Nyman for her spirit and inspiration in the face of significant medical challenges, and convey to her their sincere wishes for memorable experiences during her years as Montana’s Champion.

Representative Caferro escorted Ms. Nyman and her family from the Chamber.
HOUSE JOURNAL
SEVENTY-THIRD LEGISLATIVE DAY - APRIL 8, 2019

BILLS (Ricci, Chair):

Correctly printed: SB 37, SB 43, SB 69, SB 100, SB 111, SB 147, SB 296, SB 334.
Correctly engrossed: SB 267.
Correctly enrolled: HB 129, HB 204, HB 281, HB 394, HB 489, HB 527, HB 584, HB 633, HB 638, HB 639.
Examined by the sponsor and found to be correct: HB 15, HB 244, HB 245, HB 324, HB 537, HJR 14, HJR 24, HJR 27.
Transmitted to the Senate: HJR 39, SB 26, SB 40, SB 49, SB 51, SB 70, SB 79, SB 124, SB 160, SB 165, SB 171, SB 178, SB 183, SB 201, SB 213, SB 218, SB 222, SB 225, SB 236, SB 240, SB 252, SB 254, SB 255, SB 257, SB 286, SB 289, SB 291, SB 296, SB 299, SB 304, SB 311, SJR 4, SJR 6, SJR 9, SJR 16.
Signed by the Speaker at 4:10 p.m., April 8, 2019: HB 158, HB 192, HB 305.
Signed by the Chief Clerk of the House at 4:30 p.m., April 8, 2019: HB 158, HB 192, HB 305.
Signed by the President at 7:30 a.m., April 6, 2019. HB 98, HB 166, HB 229, HB 237, HB 243, HB 275, HB 326, HB 386, HB 388, HB 422, HB 436, HB 444, HB 450, HB 619.
Delivered to the Governor for approval at 9:43 a.m., April 8, 2019: HB 98, HB 166, HB 299, HB 237, HB 243, HB 275, HB 326, HB 386, HB 388, HB 422, HB 436, HB 444, HB 450, HB 619.

LEGISLATIVE ADMINISTRATION (Ricci, Chair):

MR. SPEAKER:

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

Elizabeth Bowels, Missoula
Taylor Converse, Great Falls
Elyssa Kniffen, Helena
Emma Morgan, Plains
Donn Smith, Missoula

and recommend that the following pages of the House be employed as of 1:00 p.m., Monday, April 8, 2019:

Kelsie Burns, Browning
Matt Glimm, Kalispell
Bill Hanson, White Sulphur Springs
Katie Runningwolf, Browning
Cale Sassano, Helena
Lilli Seitz, Sidney

Report Adopted.
Representative Peppers rose on a Point of Personal Privilege to apologize for her comments during discussion of SB 304.

REPORTS OF SELECT COMMITTEES

CONFERENCE COMMITTEE
on Senate Amendments to House Bill 268
Report No. 001, April 8, 2019

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered Senate amendments to House Bill 268 (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that House Bill 268 (reference copy -- salmon) be amended as follows:

1. Page 1, line 27.
   Following: "The"
   Strike: "(1)" through "(2), THE"
   Insert: "The"

2. Page 2, line 1 through line 3.
   Strike: subsection (2) in its entirety

For the Senate:  For the House:
K. Regier, Chair  Greef, Vice Chair
Esp  Doane

MESSAGES FROM THE SENATE

House bills concurred in and returned to the House: 4/4/2019

HB 281, introduced by B. Brown
HB 394, introduced by G. Hertz
HB 489, introduced by M. Regier
HB 527, introduced by Z. Brown
HB 584, introduced by S. Morigeau
HB 633, introduced by B. Hamlett
HB 638, introduced by D. Bedey
HB 639, introduced by D. Bartel
House bills concurred in as amended and returned to the House for concurrence in Senate amendments:

HB 3, introduced by K. Holmlund  
HB 16, introduced by D. Fern  
HB 126, introduced by G. Custer  
HB 231, introduced by C. Knudsen  
HB 262, introduced by B. Mercer  
HB 288, introduced by M. Caferro  
HB 514, introduced by K. Dudik  
HB 523, introduced by K. Sullivan  
HB 576, introduced by D. Bedey

SB 134 - The Senate failed to concur in House amendments to SB 134, and by motion, authorized the President to appoint the following Conference Committee, and requested that the House appoint a like committee to confer on House amendments to SB 134:

Senator D. Brown, Chair  
Senator Ellis  
Senator Vance

SJR 3 - The Senate failed to concur in House amendments to SJR 3, and by motion, authorized the President to appoint the following Conference Committee, and requested that the House appoint a like committee to confer on House amendments to SJR 3:

Senator Thomas, Chair  
Senator Blasdel  
Senator Phillips

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 R. Knudsen in the chair.

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

SB 132 - Majority Leader Tschida moved consideration of SB 132 and SB 155 be passed for the day. Motion carried.
HJR 34 - Representative Olsen moved HJR 34 do pass. Motion carried as follows:


Voted absentee: Ballance, Bartel, Galloway, No.

Excused: Ballance, Bartel, Galloway. Total 3

Absent or not voting: None. Total 0

SB 53 - Representative Bachmeier moved SB 53 be concurred in. Motion failed as follows:


Voted absentee: Ballance, Aye; Bartel, Galloway, No.

Excused: Ballance, Bartel, Galloway. Total 3
Absence or not voting: None.
Total 0

**SB 195** - Representative Duram moved **SB 195** be concurred in. Motion carried as follows:

Total 74

Total 26

Voted absentee: Ballance, Aye; Bartel, Galloway, No.

Excused: Ballance, Bartel, Galloway.
Total 3

Absence or not voting: None.
Total 0

**SB 200** - Representative P. Webb moved **SB 200** be concurred in. Motion carried as follows:

Total 96

Nays: Kassmier, Knudsen C, McKamey, Regier.
Total 4
Voted absentee: Ballance, Bartel, Galloway, Aye.

Excused: Ballance, Bartel, Galloway.
Total 3

Absent or not voting: None.
Total 0

**SB 234** - Representative Buttrey moved **SB 234** be concurred in. Motion **failed** as follows:

Total 30

Total 70

Voted absentee: Ballance, Aye; Bartel, Galloway, No.

Excused: Ballance, Bartel, Galloway.
Total 3

Absent or not voting: None.
Total 0

**SB 241** - Representative Shaw moved **SB 241** be concurred in. Motion **carried** as follows:

Total 75
Total 24

Voted absentee: Ballance, Galloway, Aye; Bartel, No.

Excused: Ballance, Bartel, Galloway.
Total 3

Absent or not voting: Windy Boy.
Total 1

SB 267 - Representative Loge moved SB 267 be concurred in.

SB 267 - Representative B. Brown moved SB 267, second reading copy, be amended as follows:

1. Page 2, line 17.
   Strike: "conditions and minimum"
   Insert: "health and safety"

2. Page 2, line 19.
   Strike: "other" through "including"

   Strike: "and"

4. Page 2, line 22.
   Following: "licensee"
   Insert: "; and
   (5) report to the children, families, health, and human services interim committee in accordance with 5-11-210 on the department's efforts related to [sections 1 through 11]

   Strike: ";" on line 15 through "standards" on line 26
   Insert: "ensuring the health and safety of program participants"

Amendment adopted as follows:

SB 267 - Representative Loge moved SB 267, as amended, be concurred in. Motion carried as follows:

Total 80

Total 20

Voted absentee: Ballance, Galloway, Aye; Bartel, No.

Excused: Ballance, Bartel, Galloway.
Total 3

Absent or not voting: None.
Total 0
SB 269 - Representative Ricci moved SB 269 be concurred in. Motion carried as follows:

Total 75

Total 25

Voted absentee: Galloway, Aye; Ballance, Bartel, No.

Excused: Ballance, Bartel, Galloway.
Total 3

Absent or not voting: None.
Total 0

SB 271 - Representative Gunderson moved SB 271 be concurred in. Motion carried as follows:

Total 99

Nays: None.
Total 0

Voted absentee: Ballance, Bartel, Galloway, Aye.
Excused: Ballance, Bartel, Galloway.
Total 3

Absent or not voting: Mortensen.
Total 1

**SB 302** - Representative Custer moved **SB 302** be concurred in. Motion carried as follows:

Total 99

Nays: None.
Total 0

Voted absentee: Ballance, Bartel, Galloway, Aye.

Excused: Ballance, Bartel, Galloway.
Total 3

Absent or not voting: Usher.
Total 1

**SB 317** - Representative Loge moved **SB 317** be concurred in. Motion carried as follows:

Total 97
Nays: DeVries, Mandeville, Tschida.
Total 3

Voted absentee: Ballance, Bartel, Galloway, Aye.

Excused: Ballance, Bartel, Galloway.
Total 3

Absent or not voting: None.
Total 0

SB 318 - Representative White moved SB 318 be concurred in. Motion carried as follows:

Total 73

Total 26

Voted absentee: Ballance, Bartel, Galloway, Aye.

Excused: Ballance, Bartel, Galloway.
Total 3

Absent or not voting: Bahr.
Total 1

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

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 463 passed as follows:

Total 97

Nays: None.
Total 0

Voted absentee: None.

Excused: Ballance, Bartel, Galloway.
Total 3
Absent or not voting: None.
Total 0

**HJR 39** adopted as follows:

Total 53

Total 43

Voted absentee: None.

Excused: Ballance, Bartel, Galloway.
Total 3

Absent or not voting: Garcia.
Total 1

**SB 26** concurred in as follows:

Total 93

Total 4
Voted absentee: None.

Excused: Ballance, Bartel, Galloway.
Total 3

Absent or not voting: None.
Total 0

SB 40 concurred in as follows:

Total 75

Nays: Beard, Bedey, Brown B, Burnett, DeVries, Dooling, Dunn, Duram, Fuller, Glimm, Gunderson, Hopkins, Knudsen R, Manzella, Moore T, Mortensen, Noland, Redfield, Skees, Tschida, White, Mr. Speaker.
Total 22

Voted absentee: None.

Excused: Ballance, Bartel, Galloway.
Total 3

Absent or not voting: None.
Total 0

SB 49 concurred in as follows:

Total 82
Total 15

Voted absentee: None.

Excused: Ballance, Bartel, Galloway.
Total 3

Absent or not voting: None.
Total 0

SB 51 concurred in as follows:

Total 63

Total 34

Voted absentee: None.

Excused: Ballance, Bartel, Galloway.
Total 3

Absent or not voting: None.
Total 0

SB 70 concurred in as follows:

Total 70

Total 27

Voted absentee: None.

Excused: Ballance, Bartel, Galloway.  
Total 3

Absent or not voting: None.  
Total 0

SB 79 concurred in as follows:

Total 94

Total 3

Voted absentee: None.

Excused: Ballance, Bartel, Galloway.  
Total 3

Absent or not voting: None.  
Total 0
SB 124 concurred in as follows:

Total  96

Nays: Knudsen R.
Total  1

Voted absentee: None.

Excused: Ballance, Bartel, Galloway.
Total  3

Absent or not voting: None.
Total  0

SB 160 concurred in as follows:

Total  89

Total  8

Voted absentee: None.

Excused: Ballance, Bartel, Galloway.
Total  3
Absent or not voting: None.
Total 0

**SB 165** concurred in as follows:

Total 84

Total 13

Voted absentee: None.

Excused: Ballance, Bartel, Galloway.
Total 3

Absent or not voting: None.
Total 0

**SB 171** concurred in as follows:

Total 83

Total 14
Voted absentee: None.

Excused: Ballance, Bartel, Galloway.
Total 3

Absent or not voting: None.
Total 0

SB 178 concurred in as follows:

Total 82

Total 15

Voted absentee: None.

Excused: Ballance, Bartel, Galloway.
Total 3

Absent or not voting: None.
Total 0

SB 183 concurred in as follows:

Total 89
Nays: Burnett, DeVries, Gunderson, Hayman, Lenz, Manzella, Mercer, Moore T.
Total 8

Voted absentee: None.

Excused: Ballance, Bartel, Galloway.
Total 3

Absent or not voting: None.
Total 0

SB 201 concurred in as follows:

Total 89

Nays: Burnett, Dudik, Dunwell, Hayman, Karjala, Keogh, Mercer, Moore T.
Total 8

Voted absentee: None.

Excused: Ballance, Bartel, Galloway.
Total 3

Absent or not voting: None.
Total 0

SB 213 concurred in as follows:

Total  89

Total  8

Voted absentee: None.

Excused: Ballance, Bartel, Galloway.
Total  3

Absent or not voting: None.
Total  0

**SB 218** concurred in as follows:

Total  71

Total  26

Voted absentee: None.

Excused: Ballance, Bartel, Galloway.
Total  3

Absent or not voting: None.
Total  0

**SB 222** concurred in as follows:


Total 97

Nays: None.

Total 0

Voted absentee: None.

Excused: Ballance, Bartel, Galloway.

Total 3

Absent or not voting: None.

Total 0

SB 225 concurred in as follows:


Total 92

Nays: DeVries, Duram, Glimm, Mandeville, Manzella.

Total 5

Voted absentee: None.

Excused: Ballance, Bartel, Galloway.

Total 3

Absent or not voting: None.

Total 0
SB 236 concurred in as follows:

Total  96

Nays: Lenz.
Total  1

Voted absentee: None.

Excused: Ballance, Bartel, Galloway.
Total  3

Absent or not voting: None.
Total  0

SB 240 concurred in as follows:

Total  84

Total  13

Voted absentee: None.
Excused: Ballance, Bartel, Galloway.
Total 3

Absent or not voting: None.
Total 0

SB 252 concurred in as follows:

Total 65

Total 32

Voted absentee: None.

Excused: Ballance, Bartel, Galloway.
Total 3

Absent or not voting: None.
Total 0

SB 254 concurred in as follows:

Total 97
Nays: None.
Total 0

Voted absentee: None.

Excused: Ballance, Bartel, Galloway.
Total 3

Absent or not voting: None.
Total 0

SB 255 concurred in as follows:

Total 88

Nays: Beard, Duram, Fuller, Glimm, Hopkins, Mandeville, Noland, Redfield, Regier.
Total 9

Voted absentee: None.

Excused: Ballance, Bartel, Galloway.
Total 3

Absent or not voting: None.
Total 0

SB 257 concurred in as follows:

SB 286 concurred in as follows:


Total 91

Nays: Beard, DeVries, Fuller, Gunderson, Lenz, Mercer.

Total 6

Voted absentee: None.

Excused: Ballance, Bartel, Galloway.

Total 3

Absent or not voting: None.

Total 0

SB 289 concurred in as follows:


Total 91

Nays: Beard, DeVries, Fuller, Gunderson, Lenz, Mercer.

Total 6

Voted absentee: None.

Excused: Ballance, Bartel, Galloway.

Total 3

Absent or not voting: None.

Total 0
SB 291 concurred in as follows:

Total  97

Nays: None.
Total  0

Voted absentee: None.

Excused: Ballance, Bartel, Galloway.
Total  3

Absent or not voting: None.
Total  0
SB 296 concurred in as follows:


Total 74


Total 23

Voted absentee: None.

Excused: Ballance, Bartel, Galloway.

Total 3

Absent or not voting: None.

Total 0

SB 299 concurred in as follows:


Total 62


Total 35

Voted absentee: None.
Excused: Ballance, Bartel, Galloway.
Total 3

Absent or not voting: None.
Total 0

**SB 304** concurred in as follows:

Total 53

Total 44

Voted absentee: None.

Excused: Ballance, Bartel, Galloway.
Total 3

Absent or not voting: None.
Total 0

**SB 311** concurred in as follows:

Total 71
Total 26

Voted absentee: None.

Excused: Ballance, Bartel, Galloway.
Total 3

Absent or not voting: None.
Total 0

**SJR 4** concurred in as follows:

Total 94

Nays: DeVries, Doane, Redfield.
Total 3

Voted absentee: None.

Excused: Ballance, Bartel, Galloway.
Total 3

Absent or not voting: None.
Total 0

**SJR 6** concurred in as follows:

Sales, Shaw, Skees, Tschida, Usher, Vinton, Webb, Welch, White, Zolnikov, Mr. Speaker.
Total 61

Total 36

Voted absentee: None.

Excused: Ballance, Bartel, Galloway.
Total 3

Absent or not voting: None.
Total 0

**SJR 9** concurred in as follows:

Total 97

Nays: None.
Total 0

Voted absentee: None.

Excused: Ballance, Bartel, Galloway.
Total 3

Absent or not voting: None.
Total 0

**SJR 16** concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Beard, Berglee, Bessette, Bishop, Brown B, Caferro,
Total  63

Total  34

Voted absentee: None.

Excused: Ballance, Bartel, Galloway.
Total  3

Absent or not voting: None.
Total  0

MOTIONS

Majority Leader  Tschida moved to re-refer HB 317 to the Appropriations Committee.  Without objection, so ordered.

Representative Dunwell requested to change her vote on SB 201 from a no to a yes, it would not change the outcome of the vote.  Representative Lenz rose in objection.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Tschida moved the House adjourn until 1:00 p.m., Tuesday, April 9, 2019. Motion carried.

House adjourned at 2:43 p.m.