

**HOUSE JOURNAL
66TH LEGISLATURE
EIGHTY-SECOND LEGISLATIVE DAY**

Helena, Montana
April 18, 2019

House Chambers
State Capitol

House convened at 9:00 a.m. Mr. Speaker presiding. Invocation by Representative Beard. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representatives Bartel, Berglee, and Garcia, excused. Quorum present.

BILLS (Ricci, Chair): 4/18/2019

Correctly printed: **HJR 41, HJR 52, HJR 56, HJR 57, HJR 61, SB 338.**

Correctly engrossed: **HJR 46.**

Examined by the sponsor and found to be correct: **HB 268, HB 311, HB 423, HB 432, HB 553, HB 607, HB 632, HB 656, HB 680, HB 717, HB 719, HB 748, HB 751, HB 756, HB 757, HJR 23.**

Transmitted to the Senate: **SJR 10.**

Signed by the Speaker at 7:00 a.m., April 18, 2019: **HB 318.**

Signed by the Chief Clerk of the House at 7:40 a.m., April 18, 2019: **HB 318.**

Signed by the President at 8:10 a.m., April 18, 2019: **HB 318.**

Delivered to the Governor for approval at 8:20 a.m., April 18, 2019: **HB 318.**

REPORTS OF STANDING COMMITTEES

EDUCATION (Vinton, Vice Chair): 4/17/2019
HJR 60, do pass. Report adopted.

HUMAN SERVICES (Lenz, Chair): 4/17/2019
HR 5, introduced joint resolution, be amended as follows:

1. Title, page 1, line 5.

Following: "DEFERRED PROSECUTION"

Insert: "AND PRETRIAL DIVERSION"

2. Page 1, line 14.

Following: "WHEREAS,"

Strike: "these agreements"

Insert: "deferred prosecution and pretrial diversion programs"

3. Page 1, line 17.

Following: "prosecution"

Strike: "agreements"

Insert: "and pretrial diversion programs"

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4. Page 1, line 19.

Following: "allowing for"

Strike: "pretrial diversion programs and"

5. Page 1, line 30.

Following: "prosecution"

Insert: "and pretrial diversion"

6. Page 2, line 3.

Following: "prosecution"

Insert: "or pretrial diversion"

7. Page 2, line 5.

Following: "prosecution"

Insert: "and pretrial diversion"

8. Page 2, line 6.

Following: "prosecution"

Insert: "and pretrial diversion"

9. Page 2, line 9.

Following: "MCA, and"

Insert: "the"

And, as amended, do adopt. Report adopted.

JUDICIARY (Doane, Chair):

4/18/2019

HJR 64, introduced joint resolution, be amended as follows:

1. Page 1, line 8 through line 22.

Strike: "WHEREAS," on line 8 through "States." on line 22

2. Page 1, line 24.

Strike: "NOW, THEREFORE,"

And, as amended, do pass. Report adopted.

MESSAGES FROM THE SENATE

Senate bill passed and transmitted to the House for concurrence:

4/17/2019

SJR 24, introduced by D. Brown

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House bills concurred in and returned to the House: 4/17/2019

HB 280, introduced by B. Brown
HB 341, introduced by B. Brown
HB 407, introduced by B. Brown
HB 443, introduced by R. Fitzgerald
HB 507, introduced by E. Buttrey
HB 608, introduced by J. Read
HB 725, introduced by R. Lynch
HB 726, introduced by M. Caferro
HB 731, introduced by M. Noland
HB 745, introduced by A. Olsen
HB 749, introduced by D. Zolnikov
HB 753, introduced by D. Lenz
HB 763, introduced by R. Lynch

House bills concurred in as amended and returned to the House for concurrence in Senate amendments: 4/17/2019

HB 293, introduced by W. Galt

This amended bill is being returned after the deadline for Revenue Bills. Joint rule 40-200 requires a 2/3 vote for the bill to be considered by the receiving house.

House joint resolution not concurred in and returned to the House: 4/17/2019

HJR 16, introduced by C. Pope

SB 247 - The Senate failed to concur in the House amendments to **SB 247**, and by motion, the President was authorized to appoint a Conference Committee and request the House to appoint a like committee to confer on House amendments to **SB 247**:

4/17/2019

Senator Fielder, Chair
Senator Cohenour
Senator Hinebauch

SB 32 - The Senate failed to concur in the House amendments to **SB 32**, and by motion, the President was authorized to appoint a Conference Committee and request the House to appoint a like committee to confer on House amendments to **SB 32**:

4/17/2019

Senator Welborn, Chair
Senator Hinebauch
Senator Sesso

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SB 201 - The Senate failed to concur in House amendments to **SB 201**, authorized the President to appoint the following **Free** Conference Committee, and requested that the House appoint a like committee to confer on **SB 201**:

4/17/2019

Senator Ankney, Chair
Senator Cohenour
Senator Richmond

HB 684 - The Senate acceded to the request of the House and authorized the President to appoint the following **Free** Conference Committee to meet with a like committee from the House to confer on **HB 684**:

4/17/2019

Senator Osmundson, Chair
Senator Howard
Senator McConnell

HB 715 - The Senate acceded to the request of the House and authorized the President to appoint the following **Free** Conference Committee to meet with a like committee from the House to confer on **HB 715**:

4/17/2019

Senator Osmundson, Chair
Senator Sesso
Senator C. Smith

MESSAGES FROM THE GOVERNOR

April 17, 2019

The Honorable Greg Hertz
Speaker of the House
State Capitol
Helena, Montana 59620

Dear Speaker Hertz:

On Wednesday, April 17, 2019, I signed the following bills:

House Bill 98—Garner
House Bill 326—Redfield
House Bill 388—Caferro
House Bill 450—Tschida

Sincerely,

STEVE BULLOCK
Governor

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FIRST READING AND COMMITMENT OF BILLS

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

HJR 65, introduced by T. Woods, K. Dudik, M. Dunwell, D. Fern, T. Manzella, M. Regier, D. Skees, M. Sweeney, B. Tschida, referred to Human Services.

HJR 66, introduced by E. Moore, referred to Appropriations.

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

SJR 24, introduced by D. Brown, referred to Taxation.

**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 C. Knudsen in the chair.

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

HB 658 - Senate Amendments - Representative Buttrey moved Senate amendments to **HB 658** be concurred in. Motion carried as follows:

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

Total 87

Nays: Beard, Burnett, Dooling, Fleming, Galloway, Garcia, Gunderson, Lenz, Mercer, Read, Usher, Webb, White.

Total 13

Voted absentee: Bartel, Berglee, Aye; Garcia, No.

Excused: Bartel, Berglee, Garcia.

Total 3

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Absent or not voting: None.

Total 0

HB 431 - Senate Amendments - Representative Z. Brown moved Senate amendments to **HB 431** be concurred in. Motion carried as follows:

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

Total 83

Nays: Beard, Brown B, Burnett, Galloway, Glimm, Knudsen R, Mandeville, Manzella, Moore E, Moore T, Noland, Redfield, Skees, Tschida, Usher, Webb, White.

Total 17

Voted absentee: Bartel, Berglee, Garcia, Aye.

Excused: Bartel, Berglee, Garcia.

Total 3

Absent or not voting: None.

Total 0

HB 433 - Senate Amendments - Representative E. Moore moved Senate amendments to **HB 433** be **not** concurred in. 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, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Fleming, 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, Smith, Stewart Peregoy, Sullivan, Sweeney, Tschida, Usher, Vinton, Weatherwax, Webb, Welch, White, Windy Boy, Winter, Woods, Zolnikov, Mr. Speaker.

Total 96

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Nays: Dunn, Fuller, Mandeville, Skees.

Total 4

Voted absentee: Bartel, Berglee, Garcia, Aye.

Excused: Bartel, Berglee, Garcia.

Total 3

Absent or not voting: None.

Total 0

HB 597 - Senate Amendments - Representative Zolnikov moved Senate amendments to **HB 597** be **not** concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bedey, Berglee, Bessette, Bishop, Burnett, Buttrey, Curdy, Custer, Doane, Dooling, Fitzgerald, Fuller, Galt, Garcia, Garner, Greef, Grubbs, Hamlett, Harvey, Holmlund, Hopkins, Jones, Kassmier, Keane, Kelker, Kerr-Carpenter, Knudsen C, Krautter, Loge, Lynch, McKamey, Mercer, Moore E, Moore T, Morigeau, Perry, Pierson, Redfield, Sales, Schreiner, Shaw, Smith, Sweeney, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 52

Nays: Bahr, Bartel, Beard, Brown B, Brown Z, Caferro, DeVries, Dudik, Dunn, Dunwell, Duram, Farris-Olsen, Fern, Fleming, Funk, Galloway, Glimm, Gunderson, Hamilton, Hayman, Karjala, Keogh, Knudsen R, Krotkov, Lenz, Mandeville, Manzella, Marler, Mortensen, Noland, Olsen, Peppers, Pope, Read, Regier, Ricci, Runningwolf, Ryan, Skees, Stewart Peregoy, Sullivan, Tschida, Usher, Vinton, Weatherwax, Windy Boy, Winter, Woods.

Total 48

Voted absentee: Berglee, Garcia, Aye; Bartel, No.

Excused: Bartel, Berglee, Garcia.

Total 3

Absent or not voting: None.

Total 0

HB 640 - Senate Amendments - Representative Morigeau moved Senate amendments to **HB 640** be concurred in. 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,

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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, 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: Bartel, Berglee, Garcia, Aye.

Excused: Bartel, Berglee, Garcia.
Total 3

Absent or not voting: Pope.
Total 1

HB 727 - Senate Amendments - Representative Buttrey moved Senate amendments to **HB 727** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Ballance, Bartel, Bedey, Berglee, Bessette, Bishop, Brown B, Brown Z, Buttrey, Caferro, Curdy, Custer, Doane, Dooling, Dudik, Dunn, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Fleming, Funk, Galt, Garcia, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harvey, Hayman, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Knudsen C, Knudsen R, Krautter, Krotkov, Loge, Lynch, Marler, McKamey, Mercer, Moore E, Moore T, Morigeau, Mortensen, Noland, Olsen, Peppers, Perry, Pierson, Pope, Read, Regier, Runningwolf, Ryan, Sales, Schreiner, Shaw, Smith, Stewart Peregoy, Sullivan, Sweeney, Weatherwax, Welch, Windy Boy, Winter, Woods, Zolnikov, Mr. Speaker.
Total 83

Nays: Beard, Burnett, DeVries, Fuller, Galloway, Gunderson, Lenz, Mandeville, Manzella, Redfield, Ricci, Skees, Tschida, Usher, Vinton, Webb, White.
Total 17

Voted absentee: Bartel, Berglee, Garcia, Aye.

Excused: Bartel, Berglee, Garcia.
Total 3

Absent or not voting: None.
Total 0

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HJR 41 - Representative Hamlett moved **HJR 41** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Ballance, Bedey, Berglee, Bessette, Brown B, Brown Z, Buttrey, Caferro, Curdy, Custer, Dooling, Dudik, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harvey, Holmlund, Hopkins, Jones, Karjala, Keane, Kelker, Keogh, Kerr-Carpenter, Krotkov, Loge, Lynch, Marler, McKamey, Mercer, Morigeau, Mortensen, Olsen, Peppers, Perry, Pierson, Pope, Ricci, Runningwolf, Ryan, Sales, Schreiner, Shaw, Smith, Stewart Peregoy, Sullivan, Sweeney, Vinton, Weatherwax, Welch, White, Windy Boy, Winter, Woods.

Total 67

Nays: Bartel, Beard, Bishop, Burnett, DeVries, Doane, Dunn, Fleming, Fuller, Funk, Galloway, Garcia, Glimm, Hayman, Kassmier, Knudsen C, Knudsen R, Krautter, Lenz, Mandeville, Manzella, Moore E, Moore T, Noland, Read, Redfield, Regier, Skees, Tschida, Usher, Webb, Zolnikov, Mr. Speaker.

Total 33

Voted absentee: Berglee, Aye; Bartel, Garcia, No.

Excused: Bartel, Berglee, Garcia.

Total 3

Absent or not voting: None.

Total 0

HJR 42 - Representative Winter moved **HJR 42** do pass. Motion **failed** as follows:

Yeas: Abbott, Bachmeier, Bahr, Ballance, Bessette, Bishop, Brown Z, Caferro, Curdy, Custer, Dudik, Dunwell, Farris-Olsen, Fern, Funk, Hamilton, Hamlett, Harvey, Hayman, Hopkins, Karjala, Keane, Kelker, Keogh, Kerr-Carpenter, Krautter, Krotkov, Lynch, Marler, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Pope, Read, Runningwolf, Ryan, Schreiner, Shaw, Smith, Stewart Peregoy, Sullivan, Sweeney, Weatherwax, Windy Boy, Winter, Woods.

Total 49

Nays: Anderson, Bartel, Beard, Bedey, Berglee, Brown B, Burnett, Buttrey, DeVries, Doane, Dooling, Dunn, Duram, Fitzgerald, Fleming, Fuller, Galloway, Galt, Garcia, Garner, Glimm, Greef, Grubbs, Gunderson, Holmlund, Jones, Kassmier, Knudsen C, Knudsen R, Lenz, Loge, Mandeville, Manzella, Mercer, Moore E, Moore T, Mortensen, Noland, Redfield, Regier, Ricci, Sales, Skees, Tschida, Usher, Vinton, Webb, Welch, White, Zolnikov.

Total 50

Voted absentee: Bartel, Berglee, Garcia, No.

Excused: Bartel, Berglee, Garcia.

Total 3

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Absent or not voting: Mr. Speaker.

Total 1

HJR 46 - Representative Fern moved **HJR 46** do pass.

HJR 46 - Representative Fern moved **HJR 46**, second reading copy, be amended as follows:

1. Page 1, line 26.

Strike: ", including the principal"

2. Page 1.

Following: line 28

Insert: "(3) review investment returns;"

Renumber: subsequent subsections

Amendment adopted as follows:

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

Total 74

Nays: Bartel, Berglee, Brown B, Burnett, DeVries, Doane, Dunn, Fleming, Galloway, Garcia, Glimm, Gunderson, Kassmier, Keane, Knudsen R, Lenz, Mandeville, Manzella, Mortensen, Noland, Redfield, Ricci, Skees, Tschida, White, Mr. Speaker.

Total 26

Voted absentee: Bartel, Berglee, Garcia, No.

Excused: Bartel, Berglee, Garcia.

Total 3

Absent or not voting: None.

Total 0

HJR 46 - Representative Fern moved **HJR 46** do pass, as amended. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Ballance, Beard, Bedey, Bessette, Bishop, Brown Z, Buttrey, Caferro, Curdy, Custer, Dudik, Dunwell, Farris-Olsen, Fern, Fitzgerald, Funk, Garner,

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Greef, Grubbs, Hamilton, Hamlett, Harvey, Holmlund, Hopkins, Karjala, Kelker, Keogh, Kerr-Carpenter, Krautter, Krotkov, Loge, Lynch, Marler, McKamey, Mercer, Moore E, Morigeau, Olsen, Peppers, Perry, Pierson, Pope, Read, Runningwolf, Ryan, Sales, Schreiner, Shaw, Smith, Stewart Peregoy, Sullivan, Sweeney, Usher, Weatherwax, Welch, Windy Boy, Winter, Woods.

Total 62

Nays: Bartel, Berglee, Brown B, Burnett, DeVries, Doane, Dooling, Dunn, Duram, Fleming, Fuller, Galloway, Galt, Garcia, Glimm, Gunderson, Hayman, Jones, Kassmier, Keane, Knudsen C, Knudsen R, Lenz, Mandeville, Manzella, Moore T, Mortensen, Noland, Redfield, Regier, Ricci, Skees, Tschida, Vinton, Webb, White, Zolnikov, Mr. Speaker.

Total 38

Voted absentee: Bartel, Berglee, Garcia, No.

Excused: Bartel, Berglee, Garcia.

Total 3

Absent or not voting: None.

Total 0

HJR 52 - Representative Usher moved **HJR 52** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Ballance, Berglee, Bessette, Bishop, Buttrey, Cafarro, Curdy, Custer, Dooling, Dudik, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Fleming, Fuller, Funk, Galloway, Garcia, Garner, Greef, Grubbs, Gunderson, Hamlett, Harvey, Hayman, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Lenz, Loge, Lynch, Manzella, Marler, McKamey, Mercer, Moore E, Moore T, Morigeau, Olsen, Peppers, Perry, Pierson, Pope, Runningwolf, Ryan, Sales, Schreiner, Shaw, Smith, Stewart Peregoy, Sullivan, Sweeney, Usher, Weatherwax, Webb, Welch, Windy Boy, Winter, Woods, Zolnikov.

Total 72

Nays: Bartel, Beard, Bedey, Brown B, Brown Z, Burnett, DeVries, Doane, Dunn, Galt, Glimm, Hamilton, Knudsen C, Knudsen R, Krautter, Krotkov, Mandeville, Noland, Read, Redfield, Regier, Ricci, Skees, Tschida, Vinton, White, Mr. Speaker.

Total 27

Voted absentee: Berglee, Garcia, Aye; Bartel, No.

Excused: Bartel, Berglee, Garcia.

Total 3

Absent or not voting: Mortensen.

Total 1

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HJR 56 - Representative Usher moved **HJR 56** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Berglee, Bessette, Bishop, Brown B, Brown Z, Buttrey, Curdy, Custer, Dooling, Dudik, Dunwell, Farris-Olsen, Fern, Fleming, Funk, Garcia, Garner, Grubbs, Gunderson, Hamilton, Hamlett, Harvey, Hayman, Holmlund, Jones, Karjala, Kassmier, Kelker, Keogh, Kerr-Carpenter, Lynch, Manzella, Marler, McKamey, Morigeau, Mortensen, Olsen, Peppers, Perry, Pierson, Pope, Runningwolf, Ryan, Schreiner, Shaw, Smith, Stewart Peregoy, Sullivan, Sweeney, Usher, Weatherwax, Windy Boy, Winter, Woods.
Total 58

Nays: Ballance, Bartel, Beard, Bedey, Burnett, Caferro, DeVries, Doane, Dunn, Duram, Fitzgerald, Fuller, Galloway, Galt, Glimm, Greef, Hopkins, Keane, Knudsen C, Knudsen R, Krautter, Krotkov, Lenz, Loge, Mandeville, Mercer, Moore E, Moore T, Noland, Read, Redfield, Regier, Ricci, Sales, Skees, Tschida, Vinton, Webb, Welch, White, Mr. Speaker.
Total 41

Voted absentee: Berglee, Garcia, Aye; Bartel, No.

Excused: Bartel, Berglee, Garcia.
Total 3

Absent or not voting: Zolnikov.
Total 1

HJR 57 - Representative Kelker moved **HJR 57** do pass Motion carried as follows:

Yeas: Abbott, Bachmeier, Bahr, Berglee, Bessette, Bishop, Brown Z, Buttrey, Caferro, Curdy, Custer, Dudik, Dunwell, Farris-Olsen, Fern, Fitzgerald, Funk, Garcia, Greef, Hamilton, Hamlett, Harvey, Hayman, Holmlund, Karjala, Keane, Kelker, Keogh, Kerr-Carpenter, Knudsen C, Krotkov, Lynch, Manzella, Marler, McKamey, Mercer, Moore T, Morigeau, Olsen, Peppers, Perry, Pierson, Pope, Runningwolf, Ryan, Schreiner, Shaw, Smith, Stewart Peregoy, Sullivan, Sweeney, Vinton, Weatherwax, Webb, Welch, Windy Boy, Winter, Woods.
Total 58

Nays: Anderson, Ballance, Bartel, Beard, Bedey, Brown B, Burnett, DeVries, Doane, Dooling, Dunn, Duram, Fuller, Galloway, Galt, Garner, Glimm, Grubbs, Gunderson, Hopkins, Jones, Kassmier, Knudsen R, Krautter, Lenz, Loge, Mandeville, Moore E, Mortensen, Noland, Read, Redfield, Regier, Ricci, Sales, Skees, Tschida, Usher, White, Zolnikov, Mr. Speaker.
Total 41

Voted absentee: Berglee, Garcia, Aye; Bartel, No.

Excused: Bartel, Berglee, Garcia.
Total 3

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Absent or not voting: Fleming.

Total 1

HJR 58 - Representative Karjala moved **HJR 58** do pass.

HJR 58 - Representative Krautter moved **HJR 58**, second reading copy, be amended as follows:

1. Title, page 1, line 7.

Following: "ACTIVITIES;"

Insert: "EXAMINING NARROW REGULATORY APPROACHES AIMED AT THE CRIMINAL
ACTIVITIES OF SEX TRAFFICKING AND HUMAN TRAFFICKING;"

2. Page 1.

Following: line 28

Insert: "(4) ways to tailor regulatory approaches that narrow the scope to specific industries
involved in sex trafficking or human trafficking;"

Renumber: subsequent subsections

Amendment adopted as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Bedey, Berglee, Bessette, Bishop,
Brown B, Brown Z, Burnett, Buttrey, Caferro, Curdy, Custer, Doane, Dooling, Dunn, Dunwell,
Fern, Fitzgerald, Fleming, Fuller, Funk, Galt, Garcia, Garner, Glimm, Greef, Grubbs,
Gunderson, Hamlett, Harvey, Hayman, Holmlund, Hopkins, Jones, Kassmier, Keane, Kelker,
Keogh, Kerr-Carpenter, Knudsen C, Knudsen R, Krautter, Lenz, Loge, Lynch, McKamey,
Mercer, Moore E, Moore T, Noland, Pierson, Pope, Read, Redfield, Regier, Ricci, Ryan, Sales,
Shaw, Skees, Stewart Peregoy, Sullivan, Sweeney, Tschida, Usher, Vinton, Weatherwax,
Webb, Welch, White, Windy Boy, Winter, Zolnikov, Mr. Speaker.

Total 78

Nays: Abbott, Bahr, DeVries, Dudik, Duram, Farris-Olsen, Galloway, Hamilton, Karjala, Krotkov,
Mandeville, Manzella, Marler, Morigeau, Mortensen, Olsen, Peppers, Perry, Runningwolf,
Schreiner, Smith, Woods.

Total 22

Voted absentee: Bartel, Berglee, Garcia, Aye.

Excused: Bartel, Berglee, Garcia.

Total 3

Absent or not voting: None.

Total 0

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HJR 58 - Representative Karjala moved **HJR 58**, as amended, do pass. Motion **failed** as follows:

Yeas: Abbott, Bachmeier, Bessette, Bishop, Brown Z, Caferro, Curdy, Custer, Dooling, Dudik, Dunwell, Farris-Olsen, Fern, Funk, Garner, Hamilton, Hamlett, Harvey, Hayman, Hopkins, Karjala, Keane, Kelker, Keogh, Kerr-Carpenter, Krautter, Krotkov, Loge, Lynch, Manzella, Marler, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Pope, Runningwolf, Ryan, Schreiner, Smith, Stewart Peregoy, Sullivan, Sweeney, Weatherwax, Welch, Windy Boy, Winter, Woods.

Total 50

Nays: Anderson, Bahr, Ballance, Bartel, Beard, Bedey, Berglee, Brown B, Burnett, Buttrey, DeVries, Doane, Dunn, Duram, Fitzgerald, Fleming, Fuller, Galloway, Galt, Garcia, Glimm, Greef, Grubbs, Gunderson, Holmlund, Jones, Kassmier, Knudsen C, Knudsen R, Lenz, Mandeville, Mercer, Moore E, Moore T, Mortensen, Noland, Read, Redfield, Regier, Ricci, Sales, Shaw, Skees, Tschida, Usher, Vinton, Webb, White, Zolnikov, Mr. Speaker.

Total 50

Voted absentee: Bartel, Berglee, Garcia, No.

Excused: Bartel, Berglee, Garcia.

Total 3

Absent or not voting: None.

Total 0

HJR 61 - Representative Mandeville moved **HJR 61** do pass. Motion carried as follows:

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

Total 86

Nays: Burnett, DeVries, Fitzgerald, Fuller, Galt, Glimm, Gunderson, Hamilton, Knudsen R, Noland, Redfield, Tschida, Winter.

Total 13

Voted absentee: Bartel, Berglee, Garcia, Aye.

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Excused: Bartel, Berglee, Garcia.

Total 3

Absent or not voting: Lynch.

Total 1

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

Yeas: Abbott, Anderson, Bahr, Ballance, Beard, Bedey, 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, 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, Lynch, Mandeville, Manzella, Marler, McKamey, Mercer, Moore E, Moore T, Morigeau, Mortensen, Noland, Olsen, Peppers, Perry, Pierson, Read, Redfield, Regier, Ricci, Runningwolf, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart Peregoy, Sullivan, Sweeney, Tschida, Usher, Vinton, Weatherwax, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 90

Nays: Bessette, Bishop, Knudsen C, Pope, Winter, Woods.

Total 6

Voted absentee: None.

Excused: Bartel, Berglee, Garcia.

Total 3

Absent or not voting: Bachmeier.

Total 1

House recessed,

House reconvened.

REPORTS OF SELECT COMMITTEES

FREE CONFERENCE COMMITTEE

on **House Bill 684**

Report No. 001, April 18, 2019

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered **House Bill 684** (reference copy --

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salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **House Bill 684** (reference copy -- salmon) be amended as follows:

1. Title, page 1, line 13.

Following: "FACILITIES;"

Insert: "PROVIDING FUND TRANSFERS;"

2. Title, page 1, line 15.

Following: "3-1-711,"

Insert: "46-1-1104, 46-1-1211,"

3. Page 7.

Following: line 1

Insert: "**Section 8.** Section 46-1-1104, MCA, is amended to read:

"46-1-1104. Drug treatment court structure. (1) Each judicial district or court of limited jurisdiction may establish a drug treatment court under which drug offenders may be processed to address an identified substance abuse problem as a condition of pretrial release, pretrial diversion under 46-16-130, probation, incarceration, parole, or other release from a detention or correctional facility.

(2) Participation in drug treatment court is voluntary and is subject to the consent of the prosecutor, the defense attorney, and the court pursuant to a written agreement.

(3) A drug treatment court and governmental entities that refer an offender to a drug treatment court shall adopt an evidence-based program evaluation tool that measures how closely the drug treatment court programs meet the known principles of effective intervention. The tool must measure program content and capacity to ensure the delivery of effective interventions for offenders.

~~(3)~~(4) A drug treatment court may grant reasonable incentives under a written agreement if the court finds that a drug offender is performing satisfactorily in drug treatment court, is benefiting from education, treatment, and rehabilitation, has not engaged in criminal conduct, and has not violated the terms and conditions of the agreement. Reasonable incentives may include but are not limited to:

- (a) graduation certificates;
- (b) early graduation;
- (c) fee reduction or waiver of fees;
- (d) record expungement of the underlying case; or
- (e) reduced contact with a probation officer.

~~(4)~~(5) The court may impose reasonable sanctions under the agreement, including incarceration or termination from the drug treatment court, if the court finds that the drug offender is not performing satisfactorily in drug treatment court, is not benefiting from education, treatment, or rehabilitation, has engaged in conduct rendering the offender unsuitable for the program, has otherwise violated the terms and conditions of the agreement, or is for any reason unable to participate. Sanctions may include but are not limited to:

- (a) a short-term jail sentence;

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- (b) fines;
- (c) extension of time in the program;
- (d) peer review;
- (e) geographical restrictions;
- (f) termination; or
- (g) contempt of court.

~~(5)~~(6) Upon successful completion of drug treatment court, a drug offender's case must be disposed of by the judge in the manner prescribed by the agreement and by the applicable policies and procedures adopted by the drug treatment court. This may include but is not limited to pretrial diversion under 46-16-130, dismissal of criminal charges, probation, deferred sentencing, suspended sentencing, or a reduced period of incarceration. A drug offender who successfully completes the program may be given credit for the time the offender served in the drug treatment program by the judge upon disposition.

~~(6)~~(7) Each local jurisdiction that intends to establish a drug treatment court or to continue the operation of an existing drug treatment court shall establish a local drug treatment court team.

~~(7)~~(8) The drug treatment court team shall, when practicable, conduct a staff meeting prior to each drug treatment court session to discuss and provide updated information regarding drug offenders. After determining the offender's progress or lack of progress, the court, with input from the drug treatment court team, shall determine the appropriate incentive or sanction to be applied.

~~(8)~~(9) The provisions of this part apply only to offenders who qualify for participation based on qualifications established by each drug treatment court. The provisions of this part do not apply to drug offenders who have been convicted of a sexual offense, as defined in 46-23-502. This part does not confer a right or expectation of a right to participate in a drug treatment court and does not obligate a drug treatment court to accept any offender. The establishment of a drug treatment court may not be construed as limiting the discretion of a prosecutor to act on any criminal case that the prosecutor considers advisable to prosecute. Each drug treatment court judge may establish rules and may make special orders and necessary rules that do not conflict with rules adopted by the Montana supreme court.

~~(9)~~(10) Each drug offender shall contribute to the cost of drug treatment court in accordance with 46-1-1112(2).

~~(10)~~(11) A drug treatment court coordinator is responsible for the general administration of a drug treatment court under the direction of the drug treatment court judge.

~~(11)~~(12) The supervising agency shall timely forward information to the drug treatment court concerning the drug offender's progress and compliance with any court-imposed terms and conditions.

~~(12)~~(13) A department of corrections probation and parole officer may participate in a drug treatment court team if authorized by the department. The department may authorize participation if it determines, in its discretion, that the caseloads of local probation and parole officers permit participation. If necessitated by a change in caseloads, the department may withdraw authorization for participation by its probation and parole officers in a drug treatment court. The department of corrections may not authorize its probation and parole officers to supervise a participant of a drug treatment court program who has not been convicted of a felony offense and committed to the supervision of the department."''

Insert: "Section 9. Section 46-1-1211, MCA, is amended to read:

"46-1-1211. Treatment and support services. (1) As part of a diagnostic assessment,

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each jurisdiction shall establish a system to ensure that participants are placed into a clinically approved mental health treatment program. To accomplish this, the program conducting the individual assessment shall make specific recommendations to the mental health treatment court team regarding the type of treatment program and duration necessary so that a participant's individualized needs are addressed. The assessments and recommendations must be based upon evidence-based treatment principles. The mental health treatment court and governmental entities that refer an offender to a mental health treatment court shall adopt an evidence-based program evaluation tool that measures how closely the mental health treatment court programs meet the known principles of effective intervention. The tool must measure program content and capacity to ensure the delivery of effective interventions for offenders. Treatment recommendations accepted by the mental health treatment court pursuant to this part must be considered to be reasonable and necessary and be evidence-based or research-driven.

(2) An adequate continuum of care for participants must be established in response to this part.

(3) The mental health treatment court shall, when practicable, ensure that one agency may not provide both assessment and treatment services for the mental health treatment court to avoid potential conflicts of interest or the appearance that a diagnostic assessment agency might benefit by determining that a participant is in need of the particular form of treatment that the agency provides.

(4) A mental health treatment court making a referral for mental health services or substance abuse treatment shall refer the participant to a program that is licensed, certified, or approved by the court.

(5) The court shall determine which treatment programs are authorized to provide the recommended treatment to participants. The relationship between the treatment program and the court must be governed by a memorandum of understanding, which must include the timely reporting of the participant's progress or lack of progress to the mental health treatment court."

Renumber: subsequent sections

4. Page 9, line 12 through line 13.

Strike: "is a member" on line 12 through "comparable" on line 13

Insert: "has"

5. Page 9, line 14.

Following: "industry"

Insert: "and the court"

6. Page 13, line 24.

Strike: "2%"

Insert: "2.5%"

7. Page 14, line 25.

Strike: "\$2,353,000"

Insert: "\$4,353,000"

8. Page 15, line 1.

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Strike: "AND"

9. Page 15, line 2.

Following: "LIBRARY"

Insert: "; and"

Insert: "(d) \$2,000,000 to the treatment court support account established in [section 3 of House Bill No. 654]"

10. Page 15.

Following: line 8

Insert: "COORDINATION SECTION. Section 21. Coordination instruction. If [this act], [section 1 of Senate Bill No. 352 funding an interdiction team], and [House Bill No. 2] are passed and approved, then the state special revenue appropriations for the department of justice, Montana Highway Patrol, in [House Bill No. 2] is reduced by \$300,206 for the fiscal year beginning July 1, 2019, and by \$299,336 for the fiscal year beginning July 1, 2020."

Renumber: subsequent sections

11. Page 15, line 11.

Strike: "[SECTIONS 15 AND 17 THROUGH 19]"

Insert: "[Sections 17 and 19 through 22]"

For the Senate:

Osmundson, Chair
McConnell

For the House:

M. Regier, Vice Chair
Glimm
Lynch

CONFERENCE COMMITTEE
on House Amendments to **Senate Joint Resolution 3**
Report No. 001, April 17, 2019

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered House amendments to **Senate Joint Resolution 3** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **Senate Joint Resolution 3** (reference copy -- salmon) be amended as follows:

1. Title, page 1, line 5 through line 6.

Strike: "THE IMPACTS" on line 5 through "WATER BODIES; AND" on line 6

2. Page 1, line 15 through line 22.

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Strike: line 15 through line 22

For the Senate:

Thomas, Chair
Blasdel
Phillips

For the House:

Skees, Vice Chair
Zolnikov

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 3 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Ballance, Bedey, Bessette, Bishop, Brown B, Brown Z, Burnett, Buttrey, Caferro, Curdy, Custer, Doane, Dooling, Dudik, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harvey, Hayman, Holmlund, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Knudsen C, Knudsen R, Krautter, Krotkov, Loge, Lynch, Manzella, Marler, McKamey, Mercer, Moore E, Moore T, Morigeau, Olsen, Peppers, Perry, Pierson, Pope, Read, Regier, Runningwolf, Ryan, Sales, Schreiner, Shaw, Smith, Stewart Peregoy, Sullivan, Sweeney, Weatherwax, Welch, Windy Boy, Winter, Woods.

Total 74

Nays: Beard, DeVries, Dunn, Fleming, Fuller, Galloway, Gunderson, Lenz, Mandeville, Mortensen, Noland, Redfield, Ricci, Skees, Tschida, Usher, Vinton, Webb, White, Mr. Speaker.

Total 20

Voted absentee: None.

Excused: Bartel, Berglee, Garcia.

Total 3

Absent or not voting: Funk, Hopkins, Zolnikov.

Total 3

HB 4 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Ballance, Beard, Bedey, Bessette, Bishop, Brown Z, Burnett, Buttrey, Caferro, Curdy, Custer, Doane, Dooling, Dudik, Dunn, Dunwell, Farris-Olsen, Fern, Fitzgerald, Galt, Garner, Greef, Grubbs, Hamilton, Hamlett, Harvey, Hayman, Holmlund, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Knudsen C, Krautter, Krotkov, Loge, Lynch, Manzella, Marler, McKamey, Mercer, Moore E, Moore T, Morigeau, Olsen, Peppers, Perry, Pierson, Pope, Read, Regier, Runningwolf, Ryan, Sales, Schreiner,

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Shaw, Smith, Stewart Peregoy, Sullivan, Sweeney, Weatherwax, Webb, Welch, Windy Boy, Winter, Woods.
Total 73

Nays: Brown B, DeVries, Duram, Fleming, Fuller, Galloway, Glimm, Gunderson, Knudsen R, Lenz, Mandeville, Mortensen, Noland, Redfield, Ricci, Skees, Tschida, Usher, Vinton, White, Mr. Speaker.
Total 21

Voted absentee: None.

Excused: Bartel, Berglee, Garcia.
Total 3

Absent or not voting: Funk, Hopkins, Zolnikov.
Total 3

HB 5 passed as follows:

Yeas: Abbott, Anderson, Bahr, Ballance, Bedey, Bessette, Bishop, Brown Z, Buttrey, Caferro, Curdy, Custer, Dooling, Dudik, Dunwell, Farris-Olsen, Fern, Fitzgerald, Garner, Grubbs, Hamilton, Hamlett, Harvey, Hayman, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Krautter, Krotkov, Loge, Lynch, Marler, McKamey, Moore E, Morigeau, Olsen, Peppers, Perry, Pierson, Pope, Read, Runningwolf, Ryan, Sales, Schreiner, Shaw, Smith, Stewart Peregoy, Sullivan, Sweeney, Weatherwax, Welch, Windy Boy, Winter, Woods.
Total 61

Nays: Beard, Brown B, Burnett, DeVries, Doane, Dunn, Duram, Fleming, Fuller, Galloway, Galt, Glimm, Greef, Gunderson, Knudsen C, Knudsen R, Lenz, Mandeville, Manzella, Mercer, Moore T, Mortensen, Noland, Redfield, Regier, Ricci, Skees, Tschida, Usher, Vinton, Webb, White, Mr. Speaker.
Total 33

Voted absentee: None.

Excused: Bartel, Berglee, Garcia.
Total 3

Absent or not voting: Bachmeier, Funk, Zolnikov.
Total 3

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HB 52 passed as follows:

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

Total 64

Nays: Beard, Brown B, Burnett, DeVries, Doane, Dunn, Duram, Fleming, Fuller, Galloway, Galt, Glimm, Gunderson, Hamilton, Knudsen C, Knudsen R, Lenz, Mandeville, Manzella, Mercer, Moore T, Mortensen, Noland, Redfield, Regier, Ricci, Skees, Tschida, Usher, Vinton, White, Mr. Speaker.

Total 32

Voted absentee: None.

Excused: Bartel, Berglee, Garcia.

Total 3

Absent or not voting: Zolnikov.

Total 1

HB 54 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Ballance, Bedey, Bessette, Bishop, Brown B, Brown Z, Burnett, Buttrey, Caferro, Curdy, Custer, Doane, Dooling, Dudik, Dunn, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Fleming, Fuller, Funk, Galloway, Galt, 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, Mr. Speaker.

Total 94

Nays: Beard, DeVries.

Total 2

Voted absentee: None.

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Excused: Bartel, Berglee, Garcia.

Total 3

Absent or not voting: Zolnikov.

Total 1

HB 441 passed as follows:

Yeas: Anderson, Bachmeier, Ballance, Beard, Bedey, Bessette, Brown B, Brown Z, Burnett, Buttrey, Curdy, Custer, DeVries, Doane, Dooling, Dunn, Duram, Fern, Fitzgerald, Fleming, Fuller, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harvey, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Knudsen C, Knudsen R, Krautter, Krotkov, Lenz, Loge, Lynch, Mandeville, Manzella, Marler, McKamey, Mercer, Moore E, Moore T, Mortensen, Noland, Peppers, Perry, Pierson, Read, Redfield, Regier, Ricci, Runningwolf, Sales, Shaw, Skees, Stewart Peregoy, Sweeney, Tschida, Usher, Vinton, Weatherwax, Webb, Welch, White, Windy Boy, Mr. Speaker.

Total 74

Nays: Abbott, Bahr, Bishop, Caferro, Dudik, Dunwell, Farris-Olsen, Funk, Hamilton, Hayman, Kelker, Keogh, Kerr-Carpenter, Morigeau, Olsen, Pope, Ryan, Schreiner, Smith, Sullivan, Winter, Woods.

Total 22

Voted absentee: None.

Excused: Bartel, Berglee, Garcia.

Total 3

Absent or not voting: Zolnikov.

Total 1

HB 515 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Ballance, Beard, Bedey, Bessette, Bishop, Brown B, Brown Z, Burnett, Buttrey, Caferro, Curdy, Custer, Doane, Dooling, Dudik, Dunn, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Fleming, Fuller, Funk, Galloway, Galt, 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, 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, Stewart Peregoy, Sullivan, Sweeney, Tschida, Usher, Vinton, Weatherwax, Webb, Welch, White, Windy Boy, Winter, Woods, Mr. Speaker.

Total 93

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Nays: DeVries, Knudsen C, Smith.

Total 3

Voted absentee: None.

Excused: Bartel, Berglee, Garcia.

Total 3

Absent or not voting: Zolnikov.

Total 1

HB 555 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Ballance, Beard, Bedey, Bessette, Bishop, Brown B, Brown Z, Burnett, Buttrey, Caferro, Curdy, Custer, Doane, Dooling, Dudik, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Fleming, Fuller, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, 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, Stewart Peregoy, Sullivan, Sweeney, Tschida, Usher, Vinton, Weatherwax, Webb, Welch, White, Winter, Woods, Mr. Speaker.

Total 89

Nays: DeVries, Dunn, Glimm, Harvey, Mandeville, Smith, Windy Boy.

Total 7

Voted absentee: None.

Excused: Bartel, Berglee, Garcia.

Total 3

Absent or not voting: Zolnikov.

Total 1

HB 599 passed as follows:

Yeas: Abbott, Anderson, Bahr, Ballance, Bedey, Bessette, Bishop, Brown Z, Buttrey, Caferro, Curdy, Custer, Doane, Dooling, Dudik, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Funk, Galt, Garner, 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, Marler, McKamey, Mercer,

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Morigeau, Mortensen, Olsen, Peppers, Perry, Pierson, Pope, Read, Runningwolf, Ryan, Sales, Schreiner, Shaw, Smith, Stewart Peregoy, Sullivan, Sweeney, Weatherwax, Welch, White, Windy Boy, Winter, Woods.

Total 73

Nays: Bachmeier, Beard, Brown B, Burnett, DeVries, Dunn, Fleming, Fuller, Galloway, Glimm, Manzella, Moore E, Moore T, Noland, Redfield, Regier, Ricci, Skees, Tschida, Usher, Vinton, Webb, Mr. Speaker.

Total 23

Voted absentee: None.

Excused: Bartel, Berglee, Garcia.

Total 3

Absent or not voting: Zolnikov.

Total 1

HB 636 passed as follows:

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

Total 89

Nays: DeVries, Dunn, Galloway, Galt, Knudsen R, Mortensen, Tschida.

Total 7

Voted absentee: None.

Excused: Bartel, Berglee, Garcia.

Total 3

Absent or not voting: Zolnikov.

Total 1

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HB 643 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Ballance, Beard, Bessette, Bishop, Brown B, Brown Z, Buttrey, Caferro, Curdy, Custer, Doane, Dooling, Dudik, Dunn, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Fleming, Fuller, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harvey, Hayman, Holmlund, Hopkins, Karjala, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Knudsen C, Knudsen R, Krautter, Krotkov, Lenz, Loge, Mandeville, Manzella, Marler, McKamey, Mercer, Moore E, Moore T, Morigeau, Mortensen, Noland, Olsen, Peppers, Perry, Pierson, Pope, Read, Regier, Ricci, Runningwolf, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart Peregoy, Sullivan, Sweeney, Tschida, Usher, Vinton, Weatherwax, Webb, Welch, White, Windy Boy, Winter, Woods, Mr. Speaker.
Total 90

Nays: Bedey, Burnett, DeVries, Jones, Lynch, Redfield.
Total 6

Voted absentee: None.

Excused: Bartel, Berglee, Garcia.
Total 3

Absent or not voting: Zolnikov.
Total 1

HB 669 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Ballance, Bedey, Bessette, Bishop, Brown B, Brown Z, Burnett, Buttrey, Caferro, Curdy, Custer, Doane, Dooling, Dudik, Dunwell, Farris-Olsen, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, 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, Regier, Runningwolf, Ryan, Sales, Schreiner, Shaw, Smith, Stewart Peregoy, Sullivan, Sweeney, Weatherwax, Webb, Welch, Windy Boy, Winter, Woods, Mr. Speaker.
Total 81

Nays: Beard, DeVries, Dunn, Duram, Fuller, Galloway, Glimm, Mandeville, Redfield, Ricci, Skees, Tschida, Usher, Vinton, White.
Total 15

Voted absentee: None.

Excused: Bartel, Berglee, Garcia.
Total 3

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Absent or not voting: Zolnikov.

Total 1

HB 676 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Ballance, Beard, Bedey, Bessette, Bishop, Brown B, Brown Z, Burnett, Buttrey, Caferro, Curdy, Custer, Doane, Dooling, Dudik, Dunn, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Fleming, Fuller, Funk, Galloway, Galt, 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, Regier, Ricci, Runningwolf, Ryan, Sales, Schreiner, Shaw, Skees, Stewart Peregoy, Sullivan, Sweeney, Tschida, Usher, Vinton, Weatherwax, Webb, Welch, White, Windy Boy, Winter, Woods, Mr. Speaker.

Total 93

Nays: DeVries, Redfield, Smith.

Total 3

Voted absentee: None.

Excused: Bartel, Berglee, Garcia.

Total 3

Absent or not voting: Zolnikov.

Total 1

HB 722 passed as follows:

Yeas: Anderson, Bachmeier, Ballance, Beard, Bedey, Brown B, Brown Z, Burnett, Buttrey, Custer, DeVries, Doane, Dooling, Dunn, Duram, Fern, Fitzgerald, Fleming, Fuller, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harvey, Holmlund, Hopkins, Jones, Kassmier, Keane, Knudsen C, Knudsen R, Krautter, Lenz, Loge, Lynch, Mandeville, Manzella, McKamey, Mercer, Moore E, Moore T, Mortensen, Noland, Perry, Pierson, Read, Regier, Ricci, Runningwolf, Sales, Schreiner, Shaw, Skees, Sweeney, Tschida, Usher, Vinton, Webb, Welch, White, Mr. Speaker.

Total 65

Nays: Abbott, Bahr, Bessette, Bishop, Caferro, Curdy, Dudik, Dunwell, Farris-Olsen, Funk, Hamilton, Hayman, Karjala, Kelker, Keogh, Kerr-Carpenter, Krotkov, Marler, Morigeau, Olsen, Peppers, Pope, Redfield, Ryan, Smith, Stewart Peregoy, Sullivan, Weatherwax, Windy Boy, Winter, Woods.

Total 31

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Voted absentee: None.

Excused: Bartel, Berglee, Garcia.

Total 3

Absent or not voting: Zolnikov.

Total 1

HB 735 passed as follows:

Yeas: Anderson, Bachmeier, Bahr, Ballance, Beard, Bedey, Brown B, Brown Z, Burnett, Buttrey, Custer, DeVries, Doane, Dooling, Dunn, Duram, Fern, Fitzgerald, Fleming, Fuller, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Holmlund, Hopkins, Jones, Karjala, Kassmier, Kelker, Keogh, Knudsen C, Knudsen R, Krautter, Krotkov, Lenz, Loge, Mandeville, Manzella, Marler, McKamey, Mercer, Moore E, Moore T, Morigeau, Mortensen, Noland, Olsen, Perry, Pierson, Pope, Read, Regier, Ricci, Runningwolf, Sales, Schreiner, Shaw, Skees, Stewart Peregoy, Sweeney, Tschida, Usher, Vinton, Webb, Welch, White, Windy Boy, Winter, Woods, Mr. Speaker.

Total 76

Nays: Abbott, Bessette, Bishop, Caferro, Curdy, Dudik, Dunwell, Farris-Olsen, Funk, Harvey, Hayman, Keane, Kerr-Carpenter, Lynch, Peppers, Redfield, Ryan, Smith, Sullivan, Weatherwax.

Total 20

Voted absentee: None.

Excused: Bartel, Berglee, Garcia.

Total 3

Absent or not voting: Zolnikov.

Total 1

SB 93 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Ballance, Beard, Bedey, Bessette, Bishop, Brown B, Brown Z, Burnett, Buttrey, Caferro, Curdy, Custer, Doane, Dooling, Dudik, Dunwell, Duram, Fern, Fitzgerald, Fleming, Fuller, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harvey, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, 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, Mr. Speaker.

Total 88

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Nays: DeVries, Dunn, Farris-Olsen, Hayman, Keogh, Kerr-Carpenter, Mandeville, Woods.
Total 8

Voted absentee: None.

Excused: Bartel, Berglee, Garcia.
Total 3

Absent or not voting: Zolnikov.
Total 1

SB 139 concurred in as follows:

Yeas: Anderson, Ballance, Beard, Bedey, Brown B, Burnett, Buttrey, Caferro, Custer, DeVries, Doane, Dooling, Dunn, Duram, Fern, Fitzgerald, Fleming, Fuller, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Holmlund, Hopkins, Jones, Kassmier, Knudsen C, Knudsen R, Krautter, Lenz, Loge, Mandeville, Manzella, McKamey, Mercer, Moore E, Moore T, Mortensen, Noland, Peppers, Read, Redfield, Regier, Ricci, Sales, Shaw, Skees, Smith, Tschida, Usher, Vinton, Webb, Welch, White, Mr. Speaker.
Total 59

Nays: Abbott, Bachmeier, Bahr, Bessette, Bishop, Brown Z, Curdy, Dudik, Dunwell, Farris-Olsen, Funk, Hamilton, Harvey, Hayman, Karjala, Keane, Kelker, Keogh, Kerr-Carpenter, Krotkov, Lynch, Marler, Morigeau, Olsen, Perry, Pierson, Pope, Runningwolf, Ryan, Schreiner, Stewart Peregoy, Sullivan, Sweeney, Weatherwax, Windy Boy, Winter, Woods.
Total 37

Voted absentee: None.

Excused: Bartel, Berglee, Garcia.
Total 3

Absent or not voting: Zolnikov.
Total 1

SJR 10 concurred in as follows:

Yeas: Anderson, Bahr, Ballance, Beard, Bedey, Bessette, Bishop, Brown B, Brown Z, Buttrey, Curdy, Custer, Dooling, Dudik, Dunn, Dunwell, Duram, Fern, Fitzgerald, Fleming, Fuller, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Holmlund, Hopkins, Jones, Karjala, Kassmier, Kelker, Keogh, Kerr-Carpenter, Knudsen C, Knudsen R, Krautter, Lenz, Loge, Mandeville, Manzella, Marler, McKamey, Mercer, Moore E, Morigeau, Mortensen,

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Total 74

Nays: Abbott, Bachmeier, Burnett, Caferro, DeVries, Doane, Farris-Olsen, Funk, Hamilton, Harvey, Hayman, Keane, Krotkov, Lynch, Moore T, Perry, Pierson, Runningwolf, Schreiner, Sullivan, Weatherwax, Windy Boy.

Total 22

Voted absentee: None.

Excused: Bartel, Berglee, Garcia.

Total 3

Absent or not voting: Zolnikov.

Total 1

MOTIONS

Majority Leader Tschida moved the Speaker accede to the request of the Senate and be authorized to appoint a Free Conference Committee to meet with a like committee from the Senate to confer on House Amendments to **SB 201** Without objection, Speaker Hertz appointed:

Representative White
Representative Gunderson
Representative Keane

Majority Leader Tschida moved the Speaker accede to the request of the Senate and be authorized to appoint a Conference Committee to meet with a like committee from the Senate to confer on House Amendments to **SB 32** Without objection, Speaker Hertz appointed:

Representative White
Representative B. Brown
Representative Curdy

Majority Leader Tschida moved the Speaker accede to the request of the Senate and be authorized to appoint a Conference Committee to meet with a like committee from the Senate to confer on House Amendments to **SB 247** Without objection, Speaker Hertz appointed:

Representative White
Representative B. Brown
Representative Curdy

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Majority Leader Tschida moved the Speaker be authorized to appoint a Conference Committee to meet with a like committee from the Senate to confer on Senate Amendments to **HB 433** and request the Senate to appoint a like committee. Without objection, Speaker Hertz appointed:

Representative E. Moore
Representative Ballance
Representative Ryan

Speaker Pro Tempore Galt moved the House suspend Joint Rule 40-200 to receive **HB 21** and **HB 293** into the Chamber for consideration. Motion carried as follows:

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

Total 86

Nays: Burnett, DeVries, Galloway, Glimm, Knudsen R, Mandeville, Manzella, Redfield, Webb, White.

Total 10

Voted absentee: None.

Excused: Bartel, Berglee, Garcia.

Total 3

Absent or not voting: Zolnikov.

Total 1

Representative Dooling moved that **SB 338** be taken from the Taxation Committee and that **SB 338** be placed on second reading on the 83rd Legislative Day.

Motion **passed** as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Ballance, Bedey, Bessette, Bishop, Brown Z, Buttrey, Caferro, Curdy, Custer, Dooling, Dudik, Dunwell, Farris-Olsen, Fern, Fitzgerald, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Harvey, Hayman, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Krautter, Krotkov, Loge, Lynch,

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Marler, McKamey, Moore E, Morigeau, Olsen, Peppers, Perry, Pierson, Pope, Read, Runningwolf, Ryan, Sales, Schreiner, Shaw, Smith, Stewart Peregoy, Sullivan, Sweeney, Weatherwax, Welch, Windy Boy, Winter, Woods.

Total 64

Nays: Beard, Brown B, Burnett, DeVries, Doane, Dunn, Duram, Fleming, Fuller, Galloway, Galt, Glimm, Gunderson, Knudsen C, Knudsen R, Lenz, Mandeville, Manzella, Mercer, Moore T, Mortensen, Noland, Redfield, Regier, Ricci, Skees, Tschida, Usher, Vinton, Webb, White, Mr. Speaker.

Total 32

Voted absentee: None.

Excused: Bartel, Berglee, Garcia.

Total 3

Absent or not voting: Zolnikov.

Total 1

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Tschida moved the House adjourn until 1:00 p.m., Thursday, April 18, 2019.
Motion carried.

House adjourned at 11:00 a.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

GREG HERTZ
Speaker of the House