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

Roll Call. All members present, except Representatives Bartel, B. Brown, Buttrey, and Windy Boy, excused. Quorum present.

**BILLS** (Ricci, Chair):

Correctly enrolled: HB 413, HB 443, HB 598, HB 654, HB 725, HB 745, HB 749, HB 753, HB 763.
Examined by the sponsor and found to be correct: HB 413, HB 443, HB 507, HB 598, HB 608, HB 654, HB 725, HB 726, HB 731, HB 745, HB 749, HB 753, HB 763.
Transmitted to the Senate: HJR 46, HJR 54, HJR 62, SB 349, SJR 18, SJR 19.

**COMMUNICATIONS AND PETITIONS**

Mr. Speaker:

We your Committee on Appropriations recommend a do not concur on Senate Amendments to HB 670.

Glimm, Chair

Ballance, Chair

**REPORTS OF STANDING COMMITTEES**

**APPROPRIATIONS** (Glimm, Chair):


**STATE ADMINISTRATION** (Mandeville, Chair):

SJR 21, be concurred in. Report adopted.

**MESSAGES FROM THE SENATE**

Senate joint resolutions passed and transmitted to the House for concurrence: 4/18/2019

SJR 22, introduced by D. Brown
SJR 28, introduced by D. Sands

House bills concurred in and returned to the House: 4/18/2019

HB 10, introduced by K. Holmlund

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House joint resolutions concurred in and returned to the House: 4/18/2019

HJR 12, introduced by J. Read
HJR 31, introduced by B. Mercer
HJR 34, introduced by A. Olsen
HJR 36, introduced by J. Krautter
HJR 38, introduced by D. Zolnikov
HJR 43, introduced by G. Pierson
HJR 45, introduced by D. Loge

House joint resolution concurred in as amended and returned to the House for concurrence in Senate amendments: 4/18/2019

HJR 35, introduced by A. Redfield

HB 433 - The Senate acceded to the request of the House and authorized the President to appoint the following Conference Committee to meet with a like committee from the House to confer on Senate amendments to HB 433: 4/18/2019

Senator Osmundson, Chair
Senator McConnell
Senator C. Smith

Conference Committee Report No.1 adopted: 4/18/2019

HB 16, introduced by D. Fern
HB 54, introduced by R. Peppers
HB 260, introduced by J. Kassmier
HB 599, introduced by J. Windy Boy
SB 93, introduced by T. Richmond
SB 139, introduced by M. Lang

SB 346 - The Senate dissolved the Free Conference Committee and authorized the President to appoint a Conference Committee and request the House to appoint a like committee to confer on House amendments to SB 346: 4/23/2019

Senator Fitzpatrick, Chair
Senator Cohenour
Senator Vance
MESSAGES FROM THE GOVERNOR

April 18, 2019

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

Dear Speaker Hertz:

On Thursday, April 18, 2019, I signed the following bills:

House Bill 24—Redfield
House Bill 37—Loge
House Bill 41—Windy Boy
House Bill 150—Garner
House Bill 158—Peppers
House Bill 190—Grubbs
House Bill 212—Jones
House Bill 234—Karjala
House Bill 243—White
House Bill 257—Curdy
House Bill 267—Zolnikov
House Bill 274—Garner
House Bill 282—Loge
House Bill 285—Ricci
House Bill 297—Fleming
House Bill 305—Winter
House Bill 319—Winter
House Bill 327—Redfield
House Bill 331—Fitzgerald
House Bill 343—Hamlett
House Bill 386—Hertz
House Bill 422—Buttrey
House Bill 444—Custer
House Bill 505—Sales
House Bill 518—Buttrey
House Bill 529—E. Moore
House Bill 581—C. Knudsen
House Bill 619—Zolnikov
House Bill 624—T. Moore
I have vetoed House Bill 238—Manzella and House Bill 290—Webb.

Sincerely,
STEVE BULLOCK
Governor
April 18, 2019

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

The Honorable Scott Sales
President of the Senate
State Capitol
Helena, Montana 59620

Dear Speaker Hertz and President Sales:

In accordance with the power vested in me as Governor by the Constitution and laws of the State of Montana, I hereby veto House Bill 238, "AN ACT REVISING LAWS REGARDING PENALTIES FOR FALSELY REPORTING CRIMES; AND AMENDING SECTION 45-7-205, MCA" for the following reasons.

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby veto House Bill 238 (HB 238), "AN ACT REVISING LAWS REGARDING PENALTIES FOR FALSELY REPORTING CRIMES; AND AMENDING SECTION 45-7-205, MCA."

House Bill 238 makes it a felony offense to give false information to a peace officer concerning a crime that would be a felony. Under existing law, knowingly making a false report to a law enforcement officer concerning an alleged crime is a misdemeanor offense, carrying a maximum penalty of a $500.00 fine or up to six months confinement in jail. House Bill 238 would increase the penalty for knowingly making a false report concerning a felony crime to up to four years in state prison or a fine of up to $10,000.00, or both.

Victim advocates testified that rather than deter the false reporting of crimes, this bill would chill the reporting of actual crimes. Sexual and domestic violence crimes are already vastly under-reported for fear of reputational, legal and other repercussions. According to the Montana Coalition Against Domestic and Sexual Violence, rape is the most under-reported crime; over 60% of sexual assaults are not reported; and over 85% of child sexual abuse crimes go unreported.

House Bill 238 would make victims even less likely to step forward, and further contribute to serious crimes going unreported and unprosecuted. Montana law already has appropriate penalties for false reporting. Our criminal justice system would be better served by enacting policies to support victims of sexual and domestic violence, rather than creating additional barriers that deter victims from reporting.

For these reasons, I veto HB 238.

Sincerely,

STEVE BULLOCK
Governor

STATE INTERNET/BBS COPY
April 18, 2019

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

The Honorable Scott Sales  
President of the Senate  
State Capitol  
Helena, Montana 59620

Dear Speaker Hertz and President Sales:

In accordance with the power vested in me as Governor by the Constitution and laws of the State of Montana, I hereby veto House Bill 290, "AN ACT REQUIRING APPLICANTS FOR THE SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM TO COOPERATE WITH THE STATE CHILD SUPPORT ENFORCEMENT PROGRAM; AND AMENDING SECTIONS 39-51-403, 39-51-2208, 39-71-118, 40-4-215, 45-6-312, 50-49-103, 53-2-108, 53-2-201, 53-2-211, 53-2-606, 53-2-901, 53-2-902, 53-2-903, 53-2-904, 53-3-115, 53-4-601, 53-4-602, 53-4-609, AND 53-4-704, MCA" for the following reasons.

House Bill 290 would require the Department of Public Health and Human Services (DPHHS) to deny food assistance to low-income families unless child support payments were first sought by families in need. Over 38,000 Montana children live in food insecure homes. Montana families across the state rely on the Supplemental Nutrition Assistance Program (SNAP) for reliable access to healthy food. I do not support legislation that makes it harder for families to put food on the table and that denies food to children because of decisions made by their parents.

The implementation costs of HB 290 are significant-$2.5 million in the first year and $1 million every year thereafter. The United States Congress recently rejected inclusion of a similar provision in the Farm Bill. The Congressional Budget Office estimated the cost of implementing this policy nationally would far exceed any new child support payments collected. In fact, the costs of implementing HB 290 in Montana could feed 1,500 children a month over the next two years.

Montana law already allows the state to help families seek child support. House Bill 290 is unnecessary, costly and ultimately punishes children who deserve better.

For these reasons, I veto HB 290.

Sincerely,

STEVE BULLOCK  
Governor
April 19, 2019

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

Dear Speaker Hertz:

On Friday, April 19, 2019, I have returned House Bill 132—Holmlund with amendments.

Sincerely,

STEVE BULLOCK
Governor

April 19, 2019

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

The Honorable Scott Sales
President of the Senate
State Capitol
Helena, Montana 59620

Dear Speaker Hertz and President Sales:

In accordance with the power vested in me as Governor by the Constitution and laws of the State of Montana, I hereby return with amendments House Bill 132, "AN ACT CLARIFYING THE DEFINITION OF "WILD BUFFALO" OR "WILD BISON"; CLARIFYING THAT THE PER CAPITA FEE DOES NOT APPLY TO CERTAIN DOMESTIC BISON; AMENDING SECTIONS 15-24-921, 81-1-101, 87-2-101, AND 87-6-101, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE" for the following reasons.

As originally drafted, House Bill 132 attempted to clarify definitions related to bison. However, with amendments added during the legislative process, the bill no longer provides clarity and presents unintended consequences.

The existing definition of a wild bison is one that "has not been reduced to captivity and is not owned by a person." This definition has a history of legislative debate, and is one that both the Department of Fish, Wildlife, and Parks and the Department of Livestock have had no difficulty in interpreting as they administer state laws related to bison management.
Under I-IB 132 wild bison means a bison that meets all of the following conditions: "it has not been reduced to captivity;" "it has never been subject to the per capita fee under 15-24-921;" and "it has never been owned by a person." It is unclear whether these conditions would apply to a herd, a single animal, or to an animal's offspring. Bison widely considered to be wild, such as those in Yellowstone National Park, are often captured, handled, collared or banded, tested and quarantined for health monitoring, biological sampling, transplant and relocation, and other research and management purposes. They are also descendants of animals once owned and reduced to captivity. Under the conditions established in I-IB 132, these bison, and others around the state, could be inappropriately deemed domestic, threatening the preservation of their genetics and their conservation both within and beyond the Park's boundaries. Inappropriate reclassification of wild bison as domestic could further jeopardize state and tribal treaty hunting for bison.

The addition of the tense-specific "never subject to the per capita fee" and "never owned by a person" would unintentionally introduce a confusing time element to determine whether a bison is domestic or wild. This change would bring with it a past tense and historical time element that only causes confusion, raising more questions than it answers. For example: Does it apply to the history of a whole herd, or to an animal that is in front of the agencies today? To the history of a single animal? To that animal's offspring?
For these reasons I submit amendments to the definition of "wild buffalo" or "wild bison," as follows: "Wild buffalo" or "wild bison" means a bison that:
   a. Is not reduced to captivity;
   b. Is not subject to the per capita fee under 15-24-921; and
   c. Is not owned by a person.

These amendments would make clear the difference between a wild and domestic/feral bison. I respectfully ask for your support.

Sincerely,

STEVE BULLOCK
Governor

FIRST READING AND COMMITMENT OF BILLS

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

SJR 22, introduced by D. Brown, referred to Transportation.
SJR 28, introduced by D. Sands, G. Vance, referred to Transportation.

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

HJR 60 - Representative Kelker moved HJR 60 do pass. Motion carried as follows:

Total 55

Total 45


Total 4

Absent or not voting: None.
Total 0

HJR 64 - Representative Karjala moved HJR 64 do pass. Motion carried as follows:

Total 74

Total 26

Total 4

Absent or not voting: None.
Total 0

**HR 4** - Representative Dudik moved **HR 4** be adopted. Motion carried as follows:

Total 60

Total 40


Total 3

Absent or not voting: None.
Total 0

**HR 5** - Representative Karjala moved **HR 5** be adopted. Motion carried as follows:

Total 55

Marler, Moore E, Morigeau, Mortensen, Perry, Pierson, Read, Redfield, Skees, Sullivan, Tschida, Vinton, White, Windy Boy, Zolnikov, Mr. Speaker.
Total 45


Total 3

Absent or not voting: None.
Total 0

SJR 3 - Conference Committee Report No. 1 - Representative Fern moved the Conference Committee report to SJR 3 be adopted. Motion carried as follows:
Total 63

Total 37


Total 3

Absent or not voting: None.
Total 0

HB 661 - Senate Amendments - Representative Custer moved Senate amendments to HB 661 be concurred in. Motion carried as follows:
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Total 74

Total 26


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

Total 96

Nays: Zolnikov.
Total 1

Voted absentee: None.

Total 3

Absent or not voting: None.
Total 0
Mr. President and Mr. Speaker:

We, your Conference Committee met and considered House amendments to Senate Bill 32 (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that Senate Bill 32 (reference copy -- salmon) be amended as follows:

1. Title, page 1, line 6 through line 7.
   Strike: "PROVIDING" on line 6 through "APPROPRIATIONS;" on line 7

2. Title, page 1, line 8.
   Strike: "SECTIONS 2-15-3308 AND 85-2-310"
   Insert: "SECTION 2-15-3308"

   Strike: "EVERY MEETING OF"

4. Page 5, line 23 through page 8, line 2.
   Strike: section 4 in its entirety
   Renumber: subsequent sections

For the Senate: For the House:
Welborn, Chair White, Vice Chair
Hinebauch Curdy
Sesso

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 21 passed as follows:

HB 172 passed as follows:

Total  86

Nays: Beard, DeVries, Dunn, Fitzgerald, Fuller, Galloway, Galt, Knudsen C, Redfield, Regier, Zolnikov.
Total  11

Voted absentee: None.
Total  3

Absent or not voting: None.
Total  0

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HB 260 passed as follows:

Total 75

Total 22

Voted absentee: None.

Total 3

Absent or not voting: None.
Total 0

HB 293 passed as follows:

Total 75

Total 22

Voted absentee: None.
Total  3

Absent or not voting: None.
Total  0

HB 355 passed as follows:

Total  89

Total  8

Voted absentee: None.

Total  3

Absent or not voting: None.
Total  0

HB 389 passed as follows:

Total  86
Total 11

Voted absentee: None.

Total 3

Absent or not voting: None.
Total 0

HB 403 passed as follows:

Total 60

Total 37

Voted absentee: None.

Total 3

Absent or not voting: None.
Total 0

HB 411 passed as follows:

Total 62
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Total 35

Voted absentee: None.

Total 3

Absent or not voting: None.
Total 0

HB 439 passed as follows:

Total 85

Total 12

Voted absentee: None.

Total 3

Absent or not voting: None.
Total 0

HB 467 passed as follows:

Total 64

Total 33

Voted absentee: None.

Total 3

Absent or not voting: None.
Total 0

HB 532 passed as follows:

Total 58

Total 39

Voted absentee: None.

Total 3

Absent or not voting: None.
Total 0
HB 626 passed as follows:

Total  56

Total  41

Voted absentee: None.

Total  3

Absent or not voting: None.
Total  0

HB 684 passed as follows:

Total  85

Total  12

Voted absentee: None.
Total  3

Absent or not voting: None.
Total  0

HB 696 passed as follows:

Total  67

Total  30

Voted absentee: None.

Total  3

Absent or not voting: None.
Total  0

HB 723 passed as follows:

Total  68

Nays: Abbott, Beard, Berglee, Burnett, DeVries, Doane, Dooling, Dunn, Duram, Fleming, Galt,
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Glimm, Jones, Knudsen R, Lynch, Manzella, Noland, Read, Redfield, Regier, Schreiner, Skees, Tschida, Usher, Vinton, Webb, White, Zolnikov, Mr. Speaker.
Total 29

Voted absentee: None.

Total 3

Absent or not voting: None.
Total 0

HB 732 passed as follows:

Total 61

Total 36

Voted absentee: None.

Total 3

Absent or not voting: None.
Total 0

HJR 46 passed as follows:

Total 59

Total 38

Voted absentee: None.

Total 3

Absent or not voting: None.
Total 0

**HJR 54 passed as follows:**

Total 61

Total 36

Voted absentee: None.

Total 3

Absent or not voting: None.
Total 0
HJR 62 passed as follows:

Total 57

Total 40

Voted absentee: None.

Total 3

Absent or not voting: None.
Total 0

SB 299 passed as follows:

Total 70

Total 27

Voted absentee: None.

Total 3
Absent or not voting: None.
Total 0

**SB 349** passed as follows:

Total 53

Total 44

Voted absentee: None.

Total 3

Absent or not voting: None.
Total 0

**SJR 18** passed as follows:

Total 58

Total 39
Voted absentee: None.

Total 3

Absent or not voting: None.
Total 0

**SJR 19** passed as follows:

Total 70

Total 27

Voted absentee: None.

Total 3

Absent or not voting: None.
Total 0

**MOTIONS**

Representative Keane moved to suspend Joint Rule 40-200 to receive **HB 8** into the Chamber after deadline for Appropriation Bills.

Motion **passed** as follows:

Total 84

Total 13

Voted absentee: None.

Total 3

Absent or not voting: None.
Total 0

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 346 Without objection, Speaker Hertz appointed:
Representative Welch
Representative Kassmier
Representative Z. Brown

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 660 and request the Senate to appoint a like committee. Without objection, Speaker Hertz appointed:
Representative Krautter
Representative Lenz
Representative Pierson
House recessed.

House reconvened.

MESSAGES FROM THE SENATE

Senate joint resolutions passed and transmitted to the House for concurrence: 4/23/2019

SJR 20, introduced by J. Welborn
SJR 29, introduced by D. Brown
SJR 30, introduced by J. Cohenour
SJR 31, introduced by C. Boland

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SJR 32, introduced by K. Bogner

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

MOTIONS

Speaker Hertz moved to suspend Joint Rule 40-200 to receive SJR 32 into the House. This bill was transmitted after the deadline for General Bills. Without objection, so ordered.

ANNOUNCEMENTS

Representative Lenz rose on a Point of Personal Privilege to inform members that they have the ability to help their constituents with issues related to the Department of Public Health and Human Services and in the interim to consider how the department should look and additional ways the people of MONTANA should be taken care of.

Representative Peppers rose on a Point of Personal Privilege to thank the members for the support of HB 21.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Tschida moved the House adjourn until 1:00 p.m., Wednesday, April 24, 2019. Motion carried.

House adjourned at 2:32 p.m.