

**HOUSE JOURNAL
67TH LEGISLATURE
SIXTY-SECOND LEGISLATIVE DAY**

Helena, Montana
March 30, 2021

House Chambers
State Capitol

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

Roll Call. All members present. Quorum present.

BILLS (J. Hinkle, Chair): 3/30/2021

Correctly printed: **HB 640, HB 655, HB 694, HB 695, HB 696, HB 697, HB 698, HB 699, HB 700, HB 701, HB 702, HB 703, HB 704, HB 705, HB 706, HB 707, HJR 28, HJR 29, SB 166, SB 167, SB 216, SB 247, SB 248, SB 258, SB 354.**

Correctly engrossed: **HB 162, HB 403, HB 669, SB 199.**

Correctly enrolled: **HB 13, HB 35, HB 81, HB 88, HB 195, HB 208, HB 226, HB 275, HB 293, HB 295, HB 396, HB 548.**

Examined by the sponsor and found to be correct: **HB 13, HB 35, HB 81, HB 88, HB 195, HB 208, HB 275, HB 293, HB 295, HB 396, HB 548.**

Transmitted to the Senate: **HB 8, SB 248, SB 354.**

Signed by the President at 10:15 a.m., March 30, 2021: **HB 37, HB 139, HB 566.**

Signed by the President at 10:30 a.m., March 30, 2021: **HB 39, HB 58, HB 71, HB 95, HB 97, HB 157, HB 224, HB 225, HB 304, HB 309, HB 353, HB 437, HB 594.**

Delivered to the Governor for approval at 12:14 a.m., March 30, 2021: **HB 37, HB 39, HB 58, HB 71, HB 95, HB 97, HB 139, HB 157, HB 224, HB 225, HB 304, HB 309, HB 353, HB 437, HB 566, HB 594.**

COMMUNICATIONS AND PETITIONS

Mr. Speaker:

We, your committee on Legislative Administration, having examined the daily journals for the thirty-seventh, thirty-eighth, thirty-ninth, fortieth, forty-first, forty-second, and forty-third legislative days, find the same to be correct.

Representative J. Hinkle, Chair

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Jones, Chair): 3/30/2021

HB 403, introduced bill, be amended as follows:

1. Title, line 9.

Following: "EFFECTIVE DATE"

Insert: "AND A TERMINATION DATE"

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2. Page 3, line 16.

Strike: "\$500,000"

Insert: "\$1"

3. Page 3, line 21 through line 22.

Strike: subsection (3) in its entirety

4. Page 4.

Following: line 2

Insert: "NEW SECTION. Section 6. Termination. [This act] terminates June 30, 2027."

And, as amended, do pass. Report adopted.

BUSINESS AND LABOR (Noland, Chair):

3/29/2021

HB 669, introduced bill, be amended as follows:

1. Page 1, line 14 through line 15.

Strike: "One" on line 14 through "license" on line 15

Insert: "One member must be a master licensed electrician or a licensed electrician who holds an unlimited electrical contractor license"

And, as amended, do pass. Report adopted.

HUMAN SERVICES (Lenz, Chair):

3/26/2021

SB 199, be amended as follows:

1. Page 2.

Following: line 18

Insert: "(6) "Small dairy" means a place where no more than 5 lactating cows, 10 lactating goats, or 10 lactating sheep are kept for producing milk."

Renumber: subsequent subsections

2. Page 3, line 7.

Following: "labeling,"

Insert: "testing, sampling,"

3. Page 4, line 3.

Strike: "Meat"

Insert: "Except for a temporary food establishment subject to 50-50-120, meat"

4. Page 4, line 4.

Following: "ESTABLISHMENT"

Strike: " "

Following: "or"

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Strike: "federally"

Insert: "or a federally"

5. Page 4, line 4.

Following: "meat establishment,"

Strike: "OR"

Following: "PRODUCER"

Insert: ", or by any third party"

6. Page 4, line 5.

Following: "FOOD"

Insert: "that is sold pursuant to a transaction provided for in [sections 1 through 3]"

7. Page 4, line 8.

Following: "381.10(C)"

Insert: "and the recordkeeping requirements of 9 CFR 381.175"

8. Page 4.

Following: line 8

Insert: "(8) A small dairy shall:

- (a) sample, test, or retest every 6 months for standard plate count, coliform count, and somatic cell count of milk or cream sold as homemade food pursuant to [sections 1 through 3];
- (b) sample, test, or retest every year for brucellosis for every lactating cow, lactating goat, or lactating sheep that is part of the small dairy; and
- (c) maintain records for 2 years of all previous samples, tests, or retests, which must be provided to the department of livestock if the department suspects the small dairy is causing a foodborne illness."

9. Page 11, line 19.

Following: "activity"

Insert: "authority"

10. Page 12, line 20.

Following: "381.10(C)"

Insert: "and the recordkeeping requirements of 9 CFR 381.175"

11. Page 21, line 2.

Following: "(1)"

Strike: "The"

Insert: "Except as provided in subsection (2),"

12. Page 21, line 6 through 10.

Strike: "A SMALL" on line 6 through "ILLNESS." on line 10

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Insert: "The department may not sample, test, or retest milk or cream sold as homemade food pursuant to [sections 1 through 3]."

And, as amended, be concurred in. Report adopted.

NATURAL RESOURCES (Gunderson, Chair): 3/29/2021

SB 40, be concurred in. Report adopted.

SB 136, be concurred in. Report adopted.

SB 233, be concurred in. Report adopted.

SB 249, be concurred in. Report adopted.

SB 348, be concurred in. Report adopted.

TAXATION (Beard, Chair): 3/30/2021

HB 162, introduced bill, be amended as follows:

1. Title, line 5.

Following: "TAX;"

Insert: "PHASING IN THE EXEMPTION;"

2. Page 4, line 25.

Following: "(xiv)"

Insert: "social security benefits received or accrued while a resident of the state subject to 15-30-2110(18);
(xv)"

Renumber: subsequent subsections

3. Page 5, line 4.

Strike: "(18)(a)(xvi)"

Insert: "(18)(a)(xvii)"

4. Page 5, line 8.

Strike: "(18)(a)(xvi)"

Insert: "(18)(a)(xvii)"

5. Page 5, line 14.

Following: "or"

Insert: "or"

6. Page 5, line 19 through line 20.

Strike: "; or" on line 19 through "state" on line 20

7. Page 10, line 7.

Following: "(u)"

Insert: "subject to subsection (18),"

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8. Page 10, line 25.

Following: "~~benefits or~~"

Insert: "part of their social security benefits or"

9. Page 10, line 26.

Following: "~~benefits or~~"

Insert: "federal taxable social security benefits or"

10. Page 14, line 5.

Following: "subsection (2)(c)."

Insert: "(18) The exemption provided for in subsection (2)(u) for social security benefits must be phased in as follows:

- (a) 20% is exempt in tax year 2022;
- (b) 40% is exempt in tax year 2023;
- (c) 60% is exempt in tax year 2024;
- (d) 80% is exempt in tax year 2025; and
- (e) 100% is exempt in tax year 2026 and thereafter."

And, as amended, do pass. Report adopted.

MESSAGES FROM THE SENATE

House bills concurred in and returned to the House:

3/26/2021

HB 49, introduced by D. Bedey

HB 55, introduced by D. Loge

HB 207, introduced by N. Duram

HB 246, introduced by M. Bertoglio

HB 252, introduced by L. Jones

HB 259, introduced by S. Vinton

HB 291, introduced by M. Funk

HB 292, introduced by G. Custer

HB 393, introduced by J. Gillette

HB 543, introduced by B. Phalen

HB 611, introduced by R. Fitzgerald

House bills concurred in as amended and returned to the House for concurrence in Senate amendments:

3/26/2021

HB 129, introduced by D. Bedey

HB 179, introduced by D. Bedey

HB 331, introduced by C. Knudsen

HB 478, introduced by D. Harvey

HB 496, introduced by B. Mercer

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House amendments to Senate bill concurred in:

3/26/2021

SB 156, introduced by B. Bennett

FIRST READING AND COMMITMENT OF BILLS

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

HB 708, introduced by J. Kassmier, F. Anderson, B. Beard, M. Binkley, W. Curdy, J. Dooling, M. Funk, C. Knudsen, B. Ler, M. Malone, R. Marshall, W. McKamey, A. Olsen, F. Smith, K. Sullivan, K. Walsh, R. Whiteman Pena, referred to Agriculture.

HB 709, introduced by M. Regier, J. Fuller, F. Garner, C. Glimm, K. Regier, referred to Judiciary.

HB 710, introduced by A. Olsen, referred to Energy, Technology and Federal Relations.

HB 711, introduced by M. Noland, F. Anderson, D. Bartel, M. Bertoglio, M. Binkley, L. Brewster, E. Buttrey, J. Carlson, N. Duram, P. Fielder, F. Fleming, J. Fuller, S. Galloway, W. Galt, J. Gillette, S. Gist, S. Greef, S. Gunderson, E. Hill, C. Hinkle, J. Hinkle, M. Hopkins, J. Kassmier, S. Kerns, C. Knudsen, R. Knudsen, D. Lenz, B. Ler, D. Loge, M. Malone, R. Marshall, B. Mitchell, T. Moore, F. Nave, J. Patelis, B. Phalen, J. Read, A. Regier, M. Regier, L. Reksten, V. Ricci, J. Schillinger, K. Seekins-Crowe, L. Sheldon-Galloway, D. Skees, M. Stromswold, J. Trebas, B. Tschida, B. Usher, S. Vinton, K. Zolnikov, M. Blasdel, J. Ellsworth, B. Gillespie, C. Glimm, G. Hertz, B. Hoven, B. Keenan, M. Lang, T. McGillvray, K. Regier, G. Vance, referred to Judiciary.

HB 712, introduced by R. Whiteman Pena, A. Buckley, W. Curdy, G. Custer, D. Fern, T. France, J. Hamilton, D. Hawk, E. Kerr-Carpenter, T. Running Wolf, F. Smith, S. Stewart Peregoy, M. Weatherwax, K. Whitman, J. Small, referred to Transportation.

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

HJR 30, introduced by L. Brewster, M. Bertoglio, G. Custer, D. Fern, F. Fleming, S. Galloway, S. Gist, S. Greef, S. Gunderson, D. Harvey, D. Hawk, E. Hill, M. Hopkins, S. Kerns, M. Noland, J. Schillinger, M. Thane, K. Whitman, K. Zolnikov, T. McGillvray, referred to Local Government.

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 8 passed as follows:

Yeas: Abbott, Anderson, Bartel, Beard, Bedey, Berglee, Bertoglio, Binkley, Bishop, Brewster, Buckley, Buttrey, Caferro, Carlson, Curdy, Custer, Dooling, Dunwell, Duram, Farris-Olsen, Fern, Fielder, Fitzgerald, Fleming, France, Frazer, Fuller, Funk, Galloway, Garner, Gillette, Gist, Greef, Gunderson, Hamilton, Harvey, Hawk, Hayman, Hill, Hinkle C, Hinkle J, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerns, Kerr-Carpenter, Knudsen C, Knudsen R, Kortum, Lenz, Ler, Loge, Marler, Marshall, McKamey, Mercer, Mitchell, Moore, Nave, Noland, Novak, Olsen, Patelis, Phalen, Putnam, Read, Regier A, Regier M, Reksten, Ricci, Running Wolf, Schillinger,

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Seekins-Crowe, Sheldon-Galloway, Skees, Smith, Stafman, Stewart Peregoy, Stromswold, Sullivan, Tenenbaum, Thane, Trebas, Tschida, Usher, Vinton, Walsh, Weatherwax, Welch, Whiteman Pena, Whitman, Windy Boy, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: Malone.

Total 1

HB 34 passed as follows:

Yeas: Abbott, Anderson, Bartel, Beard, Bedey, Berglee, Bertoglio, Binkley, Bishop, Brewster, Buckley, Buttrey, Caferro, Carlson, Curdy, Custer, Dooling, Dunwell, Duram, Farris-Olsen, Fern, Fielder, Fitzgerald, Fleming, France, Frazer, Fuller, Funk, Galloway, Garner, Gillette, Gist, Greef, Gunderson, Hamilton, Harvey, Hawk, Hayman, Hill, Hinkle C, Hinkle J, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerns, Kerr-Carpenter, Knudsen C, Knudsen R, Kortum, Lenz, Ler, Loge, Malone, Marler, Marshall, McKamey, Mercer, Mitchell, Moore, Nave, Noland, Novak, Olsen, Patelis, Phalen, Putnam, Read, Regier A, Regier M, Reksten, Ricci, Running Wolf, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Smith, Stafman, Stewart Peregoy, Stromswold, Sullivan, Tenenbaum, Thane, Trebas, Tschida, Usher, Vinton, Walsh, Weatherwax, Welch, Whiteman Pena, Whitman, Windy Boy, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 47 passed as follows:

Yeas: Abbott, Anderson, Bartel, Beard, Bedey, Berglee, Bertoglio, Binkley, Bishop, Brewster, Buckley, Buttrey, Caferro, Carlson, Curdy, Custer, Dooling, Dunwell, Duram, Farris-Olsen, Fern,

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Fielder, Fitzgerald, Fleming, France, Frazer, Fuller, Funk, Galloway, Garner, Gillette, Gist, Greef, Gunderson, Hamilton, Harvey, Hawk, Hayman, Hill, Hinkle C, Hinkle J, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerns, Kerr-Carpenter, Knudsen C, Knudsen R, Kortum, Lenz, Ler, Loge, Malone, Marler, Marshall, McKamey, Mercer, Mitchell, Moore, Nave, Noland, Novak, Patelis, Phalen, Putnam, Read, Regier A, Regier M, Reksten, Ricci, Running Wolf, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Smith, Stafman, Stewart Peregoy, Stromswold, Sullivan, Tenenbaum, Thane, Trebas, Tschida, Usher, Vinton, Walsh, Weatherwax, Welch, Whiteman Pena, Whitman, Windy Boy, Zolnikov, Mr. Speaker.

Total 99

Nays: Olsen.

Total 1

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 163 passed as follows:

Yeas: Abbott, Anderson, Bartel, Beard, Bedey, Berglee, Bertoglio, Binkley, Bishop, Brewster, Buckley, Buttrey, Caferro, Carlson, Curdy, Custer, Dooling, Dunwell, Duram, Farris-Olsen, Fern, Fielder, Fitzgerald, Fleming, France, Frazer, Fuller, Funk, Galloway, Garner, Gillette, Gist, Greef, Gunderson, Hamilton, Hawk, Hayman, Hill, Hinkle C, Hinkle J, Holmlund, Hopkins, Jones, Kassmier, Kelker, Keogh, Kerns, Kerr-Carpenter, Knudsen C, Knudsen R, Kortum, Lenz, Ler, Loge, Malone, Marler, Marshall, McKamey, Mercer, Mitchell, Moore, Nave, Noland, Novak, Patelis, Phalen, Putnam, Read, Regier A, Regier M, Reksten, Ricci, Running Wolf, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Smith, Stafman, Stewart Peregoy, Stromswold, Tenenbaum, Thane, Trebas, Tschida, Usher, Vinton, Walsh, Weatherwax, Welch, Whitman, Zolnikov, Mr. Speaker.

Total 93

Nays: Harvey, Karjala, Keane, Olsen, Sullivan, Whiteman Pena, Windy Boy.

Total 7

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 176 passed as follows:

Yeas: Anderson, Bartel, Beard, Bedey, Berglee, Bertoglio, Binkley, Brewster, Buttrey, Carlson, Dooling, Duram, Fielder, Fitzgerald, Fleming, Frazer, Fuller, Galloway, Garner, Gillette, Gist, Greef, Gunderson, Hill, Hinkle C, Hinkle J, Holmlund, Hopkins, Jones, Kassmier, Kerns, Knudsen C, Knudsen R, Lenz, Ler, Loge, Malone, Marshall, McKamey, Mercer, Mitchell, Moore, Nave, Noland, Patelis, Phalen, Read, Regier A, Regier M, Reksten, Ricci, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Stromswold, Trebas, Tschida, Usher, Vinton, Walsh, Welch, Whitman, Zolnikov, Mr. Speaker.

Total 65

Nays: Abbott, Bishop, Buckley, Caferro, Curdy, Custer, Dunwell, Farris-Olsen, Fern, France, Funk, Hamilton, Harvey, Hawk, Hayman, Karjala, Keane, Kelker, Keogh, Kerr-Carpenter, Kortum, Marler, Novak, Olsen, Putnam, Running Wolf, Smith, Stafman, Stewart Peregoy, Sullivan, Tenenbaum, Thane, Weatherwax, Whiteman Pena, Windy Boy.

Total 35

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 349 passed as follows:

Yeas: Anderson, Bartel, Beard, Bedey, Berglee, Bertoglio, Binkley, Brewster, Buttrey, Carlson, Custer, Dooling, Duram, Fielder, Fitzgerald, Fleming, Frazer, Fuller, Galloway, Garner, Gillette, Gist, Greef, Gunderson, Hill, Hinkle C, Hinkle J, Holmlund, Hopkins, Jones, Kassmier, Kerns, Knudsen C, Knudsen R, Lenz, Ler, Loge, Malone, Marshall, McKamey, Mercer, Mitchell, Moore, Nave, Noland, Patelis, Phalen, Putnam, Read, Regier A, Regier M, Reksten, Ricci, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Stromswold, Trebas, Tschida, Usher, Vinton, Walsh, Welch, Whitman, Windy Boy, Zolnikov, Mr. Speaker.

Total 68

Nays: Abbott, Bishop, Buckley, Caferro, Curdy, Dunwell, Farris-Olsen, Fern, France, Funk, Hamilton, Harvey, Hawk, Hayman, Karjala, Keane, Kelker, Keogh, Kerr-Carpenter, Kortum, Marler, Novak, Olsen, Running Wolf, Smith, Stafman, Stewart Peregoy, Sullivan, Tenenbaum, Thane, Weatherwax, Whiteman Pena.

Total 32

Voted absentee: None.

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 379 passed as follows:

Yeas: Anderson, Bartel, Beard, Bedey, Berglee, Bertoglio, Binkley, Brewster, Buttrey, Carlson, Custer, Dooling, Duram, Fielder, Fitzgerald, Fleming, Frazer, Fuller, Galloway, Garner, Gillette, Gist, Greef, Gunderson, Hill, Hinkle C, Hinkle J, Holmlund, Hopkins, Jones, Kassmier, Kerns, Knudsen C, Knudsen R, Lenz, Ler, Loge, Malone, Marshall, McKamey, Mercer, Mitchell, Moore, Nave, Noland, Patelis, Phalen, Read, Regier A, Regier M, Reksten, Ricci, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Stromswold, Trebas, Tschida, Usher, Vinton, Walsh, Welch, Whitman, Zolnikov, Mr. Speaker.

Total 66

Nays: Abbott, Bishop, Buckley, Caferro, Curdy, Dunwell, Farris-Olsen, Fern, France, Funk, Hamilton, Harvey, Hawk, Hayman, Karjala, Keane, Kelker, Keogh, Kerr-Carpenter, Kortum, Marler, Novak, Olsen, Putnam, Running Wolf, Smith, Stafman, Stewart Peregoy, Sullivan, Tenenbaum, Thane, Weatherwax, Whiteman Pena, Windy Boy.

Total 34

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 248 passed as follows:

Yeas: Abbott, Anderson, Bartel, Beard, Bedey, Berglee, Bertoglio, Binkley, Bishop, Brewster, Buckley, Caferro, Carlson, Curdy, Custer, Dooling, Dunwell, Duram, Farris-Olsen, Fern, Fielder, Fitzgerald, Fleming, France, Frazer, Fuller, Funk, Galloway, Garner, Gillette, Gist, Greef, Gunderson, Hamilton, Harvey, Hawk, Hayman, Hill, Hinkle C, Hinkle J, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerns, Kerr-Carpenter, Knudsen C, Knudsen R, Kortum, Ler, Loge, Malone, Marler, Marshall, McKamey, Mercer, Mitchell, Noland, Novak, Patelis, Phalen, Putnam, Read, Regier A, Regier M, Reksten, Ricci, Running Wolf, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Smith, Stafman, Stewart Peregoy, Stromswold, Sullivan, Tenenbaum, Thane, Trebas, Usher, Vinton, Walsh, Weatherwax, Welch, Whiteman Pena, Whitman, Windy Boy, Zolnikov, Mr. Speaker.

Total 94

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Nays: Buttrey, Lenz, Moore, Nave, Tschida.

Total 5

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: Olsen.

Total 1

SB 354 passed as follows:

Yeas: Anderson, Bartel, Beard, Bedey, Berglee, Bertoglio, Binkley, Brewster, Buttrey, Carlson, Dooling, Duram, Fielder, Fitzgerald, Fleming, Frazer, Fuller, Galloway, Garner, Gillette, Gist, Gunderson, Hill, Hinkle C, Hinkle J, Holmlund, Hopkins, Jones, Kassmier, Kerns, Knudsen C, Knudsen R, Lenz, Ler, Loge, Malone, Marshall, McKamey, Mercer, Mitchell, Moore, Nave, Noland, Patelis, Phalen, Read, Regier A, Regier M, Reksten, Ricci, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Stromswold, Trebas, Tschida, Usher, Vinton, Welch, Zolnikov, Mr. Speaker.

Total 62

Nays: Abbott, Bishop, Buckley, Caferro, Curdy, Custer, Dunwell, Farris-Olsen, Fern, France, Funk, Greef, Hamilton, Harvey, Hawk, Hayman, Karjala, Keane, Kelker, Keogh, Kerr-Carpenter, Kortum, Marler, Novak, Olsen, Putnam, Running Wolf, Smith, Stafman, Stewart Peregoy, Sullivan, Tenenbaum, Thane, Walsh, Weatherwax, Whiteman Pena, Whitman, Windy Boy.

Total 38

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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

Majority Leader Vinton 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:

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HB 632 - Representative Garner moved **HB 632** do pass.

HB 632 - Representative Garner moved **HB 632**, second reading copy, be amended as follows:

1. Page 16, line 22 through line 24.

Strike: section 25 in its entirety

Renumber: subsequent sections

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bartel, Beard, Bedey, Berglee, Bertoglio, Binkley, Bishop, Brewster, Buckley, Buttrey, Caferro, Carlson, Curdy, Custer, Dooling, Dunwell, Duram, Farris-Olsen, Fern, Fielder, Fitzgerald, Fleming, France, Frazer, Fuller, Funk, Galloway, Garner, Gillette, Gist, Greef, Gunderson, Hamilton, Harvey, Hawk, Hayman, Hill, Hinkle C, Hinkle J, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerns, Kerr-Carpenter, Knudsen C, Knudsen R, Kortum, Lenz, Ler, Loge, Malone, Marler, Marshall, McKamey, Mercer, Mitchell, Moore, Nave, Noland, Novak, Olsen, Patelis, Phalen, Putnam, Read, Regier A, Regier M, Reksten, Ricci, Running Wolf, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Smith, Stafman, Stewart Peregoy, Stromswold, Sullivan, Tenenbaum, Thane, Trebas, Tschida, Usher, Vinton, Walsh, Weatherwax, Welch, Whiteman Pena, Whitman, Windy Boy, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 632 - Representative Schillinger moved **HB 632**, second reading copy, be further amended as follows:

1. Title, line 13.

Following: "PROJECTS;"

Insert: "PROVIDING GRANTS TO REGIONAL WATER AUTHORITIES;"

2. Page 3.

Following: line 26

Insert: "NEW SECTION. **Section 4. Grants to regional water authorities -- matching funds -- uses.** (1) Of the appropriation made in [section 2] of coronavirus state fiscal recovery funds, \$10 million is allocated to the department of natural resources and conservation to provide each

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regional water authority a grant of \$2.5 million.

(2) For a grant under this section, a regional water authority must provide one-to-one matching funds to be comprised of loans secured by coal severance tax bonds made pursuant to House Bill No. 8.

(3) The regional water authority must use grant funds and loans secured by bonds to serve as matching funds for federal grants."

Renumber: subsequent sections

3. Page 5, line 12.

Strike: "6"

Insert: "7"

4. Page 6, line 25.

Strike: "9"

Insert: "10"

5. Page 21, line 22.

Strike: "15"

Insert: "16"

6. Page 21, line 24.

Strike: "15"

Insert: "16"

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bartel, Beard, Bedey, Berglee, Bertoglio, Binkley, Bishop, Brewster, Buckley, Buttrey, Caferro, Carlson, Curdy, Custer, Dooling, Dunwell, Duram, Farris-Olsen, Fern, Fielder, Fitzgerald, Fleming, France, Frazer, Fuller, Funk, Galloway, Garner, Gillette, Gist, Greef, Gunderson, Hamilton, Harvey, Hawk, Hayman, Hill, Hinkle C, Hinkle J, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerns, Kerr-Carpenter, Knudsen C, Knudsen R, Kortum, Lenz, Ler, Loge, Malone, Marler, Marshall, McKamey, Mercer, Mitchell, Moore, Nave, Noland, Novak, Olsen, Patelis, Phalen, Putnam, Read, Regier A, Regier M, Reksten, Ricci, Running Wolf, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Smith, Stafman, Stewart Peregoy, Stromswold, Sullivan, Tenenbaum, Thane, Trebas, Tschida, Usher, Vinton, Walsh, Weatherwax, Welch, Whiteman Pena, Whitman, Windy Boy, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Voted absentee: None.

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

HB 632 - Representative Bartel moved **HB 632**, second reading copy, be further amended as follows:

1. Title, line 13.

Following: "WASTEWATER PROJECTS;"

Insert: "PROVIDING MINIMUM ALLOCATION GRANTS TO LOCAL GOVERNMENTS FOR QUALIFYING PROJECTS;"

2. Page 3.

Following: line 26

Insert: "NEW SECTION. **Section 4. Minimum allocation grants to local governments.** (1) The amount of \$150 million of the coronavirus local fiscal recovery funds appropriated in [section 2] must be used to provide minimum allocation grants to local governments for infrastructure projects. (2) The amount a local government is eligible to receive in grants under this section is in the same proportion and using the same ratios provided for in 15-70-101(2)(b), (2)(c), and (3).

(3) (a) To receive a grant under this section, a local government shall submit an application for a qualifying infrastructure project and pledge matching funds.

(b) A qualifying project is a project that complies with the uses authorized for the coronavirus state fiscal recovery funds.

(c) The local government shall pledge the greater of:

(i) one-to-one matching funds; or

(ii) 25% of the amount that the local government received in coronavirus local fiscal recovery funds provided for in the American Rescue Plan Act.

(d) A local government may use coronavirus local fiscal recovery funds as matching funds.

(4) Grant funds not claimed by January 1, 2023, are transferred to the competitive grant program administered by the appropriate agency for distribution through the competitive grant program."

Renumber: subsequent sections

3. Page 5, line 12.

Strike: "6"

Insert: "7"

4. Page 6, line 25.

Strike: "9"

Insert: "10"

5. Page 21, line 22.

Strike: "15"

Insert: "16"

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6. Page 21, line 24.

Strike: "15"

Insert: "16"

Amendment adopted as follows:

Yeas: Anderson, Bartel, Beard, Bedey, Berglee, Bertoglio, Binkley, Brewster, Buttrey, Carlson, Custer, Dooling, Duram, Fielder, Fitzgerald, Fleming, France, Frazer, Fuller, Galloway, Garner, Gillette, Gist, Greef, Gunderson, Hill, Hinkle C, Hinkle J, Holmlund, Hopkins, Jones, Kassmier, Kerns, Knudsen C, Knudsen R, Lenz, Ler, Loge, Malone, Marshall, McKamey, Mercer, Mitchell, Moore, Noland, Novak, Patelis, Phalen, Putnam, Read, Regier A, Regier M, Reksten, Ricci, Running Wolf, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Stromswold, Thane, Trebas, Tschida, Usher, Vinton, Walsh, Welch, Whitman, Zolnikov, Mr. Speaker.

Total 70

Nays: Abbott, Bishop, Buckley, Caferro, Curdy, Dunwell, Farris-Olsen, Fern, Funk, Hamilton, Harvey, Hawk, Hayman, Karjala, Keane, Kelker, Keogh, Kerr-Carpenter, Kortum, Marler, Nave, Olsen, Smith, Stafman, Stewart Peregoy, Sullivan, Tenenbaum, Weatherwax, Whiteman Pena, Windy Boy.

Total 30

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 632 - Representative Mercer moved **HB 632**, second reading copy, be further amended as follows:

1. Page 7.

Following: line 2

Insert: "(3) The advisory commission shall provide oversight and recommendations on funds appropriated pursuant to [section 11 through 14]."

Renumber: subsequent subsection

2. Page 7, line 28 through page 8, line 1.

Strike: subsection (4) in its entirety

Renumber: subsequent subsection

3. Page 8, line 5.

Following: "Initiative"

Strike: "insert"

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Amendment adopted as follows:

Yeas: Abbott, Anderson, Bartel, Beard, Bedey, Berglee, Bertoglio, Binkley, Bishop, Brewster, Buckley, Buttrey, Caferro, Carlson, Curdy, Custer, Dooling, Dunwell, Duram, Farris-Olsen, Fern, Fielder, Fitzgerald, Fleming, France, Frazer, Fuller, Funk, Galloway, Garner, Gillette, Gist, Greef, Gunderson, Hamilton, Harvey, Hawk, Hayman, Hill, Hinkle C, Hinkle J, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerns, Kerr-Carpenter, Knudsen C, Knudsen R, Kortum, Lenz, Ler, Loge, Malone, Marler, Marshall, McKamey, Mercer, Mitchell, Moore, Nave, Noland, Novak, Olsen, Patelis, Phalen, Putnam, Read, Regier A, Regier M, Reksten, Ricci, Running Wolf, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Smith, Stafman, Stewart Peregoy, Stromswold, Sullivan, Tenenbaum, Thane, Trebas, Tschida, Usher, Vinton, Walsh, Weatherwax, Welch, Whiteman Pena, Whitman, Windy Boy, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 632 - Representative Mercer moved **HB 632**, second reading copy, be further amended as follows:

1. Title, line 9.

Following: "ECONOMIC"

Insert: "TRANSFORMATION AND

2. Title, line 14.

Following: "ECONOMIC"

Insert: "TRANSFORMATION AND

3. Page 4, line 3.

Following: "economic"

Insert: "transformation and"

4. Page 6, line 1.

Following: "Economic"

Insert: "transformation and"

Following: "stabilization"

Insert: "advisory"

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5. Page 6, line 2.

Following: "economic"

Insert: "transformation and"

6. Page 6, line 9.

Following: "economic"

Insert: "transformation and"

7. Page 6.

Following: line 13

Insert: "(5) The economic transformation and stabilization advisory commission shall require applicants to disclose whether they received money administered by the state from the Coronavirus Aid, Relief, and Economic Security Act of 2020 (CARES Act) or the Coronavirus Response and Relief Supplemental Appropriations Act of 2020 (CRRSA) and, if so, the amount received and the basis and purpose of the award. In making its recommendations, the advisory commission shall take into account the fact that the applicant has already benefited from federal assistance provided in response to COVID-19, but a previous CARES Act or CRRSA award may not preclude consideration of an application."

8. Page 6, line 15.

Following: "economic"

Insert: "transformation and"

9. Page 6, line 18.

Following: "economic"

Insert: "transformation and"

10. Page 6, line 26.

Following: "commission"

Insert: "established in [section 8]"

11. Page 7, line 28.

Strike: "economic stabilization"

Insert: "advisory"

Following: "commission"

Insert: "established in [section 8]"

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bartel, Beard, Bedey, Berglee, Bertoglio, Binkley, Bishop, Brewster, Buckley, Buttrey, Caferro, Carlson, Curdy, Custer, Dooling, Dunwell, Duram, Farris-Olsen, Fern, Fielder, Fitzgerald, Fleming, France, Frazer, Fuller, Funk, Galloway, Garner, Gillette, Gist, Greef, Gunderson, Hamilton, Harvey, Hawk, Hayman, Hill, Hinkle C, Hinkle J, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerns, Kerr-Carpenter, Knudsen C, Knudsen R, Kortum,

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Lenz, Ler, Loge, Malone, Marler, Marshall, McKamey, Mercer, Mitchell, Moore, Nave, Noland, Novak, Olsen, Patelis, Phalen, Putnam, Read, Regier A, Regier M, Reksten, Ricci, Running Wolf, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Smith, Stafman, Stewart Peregoy, Stromswold, Sullivan, Tenenbaum, Thane, Trebas, Tschida, Usher, Vinton, Walsh, Weatherwax, Welch, Whiteman Pena, Whitman, Windy Boy, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 632 - Representative Mercer moved **HB 632**, second reading copy, be further amended as follows:

1. Title, line 14.

Following: "PROJECTS;"

Insert: "REQUIRING PERFORMANCE MEASURES AND REPORTING ON PROJECTS;"

2. Page 16, line 10.

Strike: "Dissemination"

Insert: "Performance measures -- dissemination"

3. Page 16, line 11.

Following: line 10

Insert: "An application submitted to a commission established by [section 1, 5, 8, or 15] must include performance measures to allow the commission, stakeholders, and the public to understand what the applicant intends to accomplish and, if selected to receive money from the American Rescue Plan Act, a basis to evaluate whether the applicant has achieved what it intended to accomplish. Where feasible, performance measures should be quantitative.

(2) Quarterly performance reports must be provided to the office of budget and program planning by entities that receive funds from the federal money appropriated in [this act] to provide an assessment of the outputs and outcomes achieved compared to the performance measures set forth in the entities' applications. The reports must be submitted by the 15th day of the first month of each quarter for the previous quarter until completion of the funded project.

(3)"

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4. Page 16, line 14.

Strike: "(2)"

Insert: "(4)"

Amendment adopted as follows:

Yeas: Anderson, Bartel, Beard, Bedey, Berglee, Bertoglio, Binkley, Brewster, Buckley, Buttrey, Caferro, Carlson, Curdy, Custer, Dooling, Dunwell, Duram, Fern, Fielder, Fitzgerald, Fleming, France, Frazer, Fuller, Galloway, Garner, Gillette, Gist, Greef, Gunderson, Hamilton, Hawk, Hill, Hinkle C, Hinkle J, Holmlund, Hopkins, Jones, Kassmier, Keane, Kelker, Kerns, Kerr-Carpenter, Knudsen C, Knudsen R, Lenz, Ler, Loge, Malone, Marshall, McKamey, Mercer, Mitchell, Moore, Nave, Noland, Novak, Patelis, Phalen, Putnam, Read, Regier A, Regier M, Reksten, Ricci, Running Wolf, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Stromswold, Trebas, Tschida, Usher, Vinton, Walsh, Weatherwax, Welch, Whitman, Windy Boy, Zolnikov, Mr. Speaker.
Total 82

Nays: Abbott, Bishop, Farris-Olsen, Funk, Harvey, Hayman, Karjala, Keogh, Kortum, Marler, Olsen, Smith, Stafman, Stewart Peregoy, Sullivan, Tenenbaum, Thane, Whiteman Pena.
Total 18

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 632 - Representative Caferro moved **HB 632**, second reading copy, be further amended as follows:

1. Title, line 14.

Following: "PROJECTS;"

Insert: "PROVIDING PAYMENTS TO ELIGIBLE WORKERS;"

2. Page 9.

Following: line 4

Insert: "NEW SECTION. **Section 15. Payments to eligible workers.** (1) There is appropriated \$200 million from the coronavirus state fiscal recovery funds to the department of revenue to provide a direct payment of \$1,000 to eligible workers who earn \$30,000 or less per year.

(2) For the purposes of this section, "eligible worker" has the same definition as provided in the American Rescue Plan Act of 2021."

Renumber: subsequent sections

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3. Page 21, line 22.

Strike: "15"

Insert: "16"

4. Page 21, line 24.

Strike: "15"

Insert: "16"

Amendment **not** adopted as follows:

Yeas: Abbott, Bishop, Buckley, Caferro, Curdy, Dunwell, Duram, Farris-Olsen, Fern, France, Funk, Hamilton, Harvey, Hawk, Hayman, Karjala, Keane, Kelker, Keogh, Kerr-Carpenter, Kortum, Marler, Novak, Olsen, Running Wolf, Smith, Stafman, Stewart Peregoy, Sullivan, Tenenbaum, Thane, Weatherwax, Whiteman Pena, Windy Boy.

Total 34

Nays: Anderson, Bartel, Beard, Bedey, Berglee, Bertoglio, Binkley, Brewster, Buttrey, Carlson, Custer, Dooling, Fielder, Fitzgerald, Fleming, Frazer, Fuller, Galloway, Garner, Gillette, Gist, Greef, Gunderson, Hill, Hinkle C, Hinkle J, Holmlund, Hopkins, Jones, Kassmier, Kerns, Knudsen C, Knudsen R, Lenz, Ler, Loge, Malone, Marshall, McKamey, Mercer, Mitchell, Moore, Nave, Noland, Patelis, Phalen, Putnam, Read, Regier A, Regier M, Reksten, Ricci, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Stromswold, Trebas, Tschida, Usher, Vinton, Walsh, Welch, Whitman, Zolnikov, Mr. Speaker.

Total 66

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 632 - Representative Stewart Peregoy moved **HB 632**, second reading copy, be further amended as follows:

1. Title, line 18 through line 19.

Strike: "PROVIDING" on line 18 through "STATE;" on line 19

2. Page 16, line 17 through line 20.

Strike: section 24 in its entirety

Renumber: subsequent sections

Amendment **not** adopted as follows:

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Yeas: Abbott, Bishop, Buckley, Caferro, Curdy, Dunwell, Duram, Farris-Olsen, Fern, France, Funk, Hamilton, Harvey, Hawk, Hayman, Karjala, Keane, Kelker, Keogh, Kerr-Carpenter, Kortum, Marler, Novak, Olsen, Running Wolf, Smith, Stafman, Stewart Peregoy, Sullivan, Tenenbaum, Thane, Weatherwax, Whiteman Pena, Windy Boy.

Total 34

Nays: Anderson, Bartel, Beard, Bedey, Berglee, Bertoglio, Binkley, Brewster, Buttrey, Carlson, Custer, Dooling, Fielder, Fitzgerald, Fleming, Frazer, Fuller, Galloway, Garner, Gillette, Gist, Greef, Gunderson, Hill, Hinkle C, Hinkle J, Holmlund, Hopkins, Jones, Kassmier, Kerns, Knudsen C, Knudsen R, Lenz, Ler, Loge, Malone, Marshall, McKamey, Mercer, Mitchell, Moore, Nave, Noland, Patelis, Phalen, Putnam, Read, Regier A, Regier M, Reksten, Ricci, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Stromswold, Trebas, Tschida, Usher, Vinton, Walsh, Welch, Whitman, Zolnikov, Mr. Speaker.

Total 66

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 632 - Representative Hamilton moved **HB 632**, second reading copy, be further amended as follows:

1. Page 8.

Following: line 3

Insert: "(6) For Mortgage Assistance, \$20 million allocated to the department of commerce must be directed to the board of housing to provide loans for the development and preservation of homes and apartments to assist low-income and moderate-income households as defined in 90-6-132."

Amendment **not** adopted as follows:

Yeas: Abbott, Bishop, Brewster, Buckley, Caferro, Curdy, Dunwell, Farris-Olsen, Fern, France, Funk, Hamilton, Harvey, Hawk, Hayman, Karjala, Keane, Kelker, Keogh, Kerr-Carpenter, Kortum, Marler, McKamey, Novak, Olsen, Running Wolf, Smith, Stafman, Stewart Peregoy, Sullivan, Tenenbaum, Thane, Weatherwax, Whiteman Pena, Windy Boy.

Total 35

Nays: Anderson, Bartel, Beard, Bedey, Berglee, Bertoglio, Binkley, Buttrey, Carlson, Custer, Dooling, Duram, Fielder, Fitzgerald, Fleming, Frazer, Fuller, Galloway, Garner, Gillette, Gist, Greef, Gunderson, Hill, Hinkle C, Hinkle J, Holmlund, Hopkins, Jones, Kassmier, Kerns, Knudsen C, Knudsen R, Lenz, Ler, Loge, Malone, Marshall, Mercer, Mitchell, Moore, Nave, Noland, Patelis,

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Phalen, Putnam, Read, Regier A, Regier M, Reksten, Ricci, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Stromswold, Trebas, Tschida, Usher, Vinton, Walsh, Welch, Whitman, Zolnikov, Mr. Speaker.

Total 65

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 632 - Representative Garner moved **HB 632**, as amended, do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bartel, Bedey, Berglee, Bertoglio, Binkley, Bishop, Brewster, Buckley, Buttrey, Caferro, Carlson, Curdy, Custer, Dooling, Duram, Farris-Olsen, Fern, Fielder, Fitzgerald, Fleming, France, Frazer, Fuller, Funk, Galloway, Garner, Gillette, Gist, Greef, Gunderson, Harvey, Hawk, Hill, Hinkle C, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Kerns, Kerr-Carpenter, Knudsen C, Knudsen R, Lenz, Ler, Loge, Malone, Marler, Marshall, McKamey, Mercer, Mitchell, Noland, Novak, Patelis, Phalen, Putnam, Read, Regier A, Regier M, Reksten, Ricci, Running Wolf, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Stromswold, Sullivan, Tenenbaum, Thane, Trebas, Tschida, Usher, Vinton, Walsh, Weatherwax, Welch, Whitman, Windy Boy, Zolnikov, Mr. Speaker.

Total 86

Nays: Beard, Dunwell, Hamilton, Hayman, Hinkle J, Keogh, Kortum, Moore, Nave, Olsen, Smith, Stafman, Stewart Peregoy, Whiteman Pena.

Total 14

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 14 - Representative Hopkins moved **HB 14** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bartel, Bedey, Berglee, Bertoglio, Binkley, Bishop, Brewster, Buckley, Buttrey, Caferro, Carlson, Curdy, Custer, Dooling, Dunwell, Duram, Farris-Olsen, Fern, Fielder, Fitzgerald, Fleming, France, Frazer, Fuller, Funk, Galloway, Garner, Gillette, Gist, Greef, Gunderson, Hamilton, Harvey, Hawk, Hayman, Hill, Hinkle C, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerns, Kerr-Carpenter, Knudsen C, Knudsen R, Kortum, Lenz,

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Ler, Loge, Malone, Marler, Marshall, McKamey, Mercer, Mitchell, Moore, Nave, Noland, Novak, Olsen, Patelis, Phalen, Putnam, Read, Regier A, Regier M, Reksten, Ricci, Running Wolf, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Smith, Stafman, Stewart Peregoy, Stromswold, Sullivan, Tenenbaum, Thane, Usher, Vinton, Walsh, Weatherwax, Welch, Whiteman Pena, Whitman, Windy Boy, Zolnikov, Mr. Speaker.
Total 96

Nays: Beard, Hinkle J, Trebas, Tschida.
Total 4

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 223 - Senate Amendments - Representative Mercer moved Senate amendments to **HB 223** be concurred in. Motion carried as follows:

Yeas: Anderson, Bartel, Beard, Bedey, Berglee, Bertoglio, Binkley, Brewster, Buttrey, Carlson, Custer, Dooling, Duram, Fielder, Fitzgerald, Fleming, Frazer, Fuller, Galloway, Garner, Gillette, Gist, Greef, Gunderson, Hill, Hinkle C, Hinkle J, Holmlund, Hopkins, Jones, Kassmier, Kerns, Knudsen C, Knudsen R, Lenz, Ler, Loge, Malone, Marshall, McKamey, Mercer, Mitchell, Moore, Nave, Noland, Patelis, Phalen, Read, Regier A, Regier M, Reksten, Ricci, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Stromswold, Trebas, Tschida, Usher, Vinton, Walsh, Welch, Whitman, Zolnikov, Mr. Speaker.
Total 66

Nays: Abbott, Bishop, Buckley, Caferro, Curdy, Dunwell, Farris-Olsen, Fern, France, Funk, Hamilton, Harvey, Hawk, Hayman, Karjala, Keane, Kelker, Keogh, Kerr-Carpenter, Kortum, Marler, Novak, Olsen, Putnam, Running Wolf, Smith, Stafman, Stewart Peregoy, Sullivan, Tenenbaum, Thane, Weatherwax, Whiteman Pena, Windy Boy.
Total 34

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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HB 261 - Representative Skees moved **HB 261** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Berglee, Bertoglio, Binkley, Brewster, Carlson, Duram, Fielder, Fleming, Frazer, Fuller, Galloway, Gillette, Gist, Greef, Gunderson, Hill, Hinkle C, Hinkle J, Kassmier, Kerns, Knudsen C, Knudsen R, Ler, Loge, Malone, Marshall, Mitchell, Nave, Noland, Patelis, Phalen, Read, Regier A, Regier M, Ricci, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Stromswold, Trebas, Tschida, Usher, Vinton, Walsh, Welch, Zolnikov, Mr. Speaker.

Total 50

Nays: Abbott, Anderson, Bedey, Bishop, Buckley, Buttrey, Caferro, Curdy, Custer, Dooling, Dunwell, Farris-Olsen, Fern, Fitzgerald, France, Funk, Garner, Hamilton, Harvey, Hawk, Hayman, Holmlund, Hopkins, Jones, Karjala, Keane, Kelker, Keogh, Kerr-Carpenter, Kortum, Lenz, Marler, McKamey, Mercer, Moore, Novak, Olsen, Putnam, Reksten, Running Wolf, Smith, Stafman, Stewart Peregoy, Sullivan, Tenenbaum, Thane, Weatherwax, Whiteman Pena, Whitman, Windy Boy.

Total 50

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Vinton moved consideration of **HB 372, HB 522, HB 634, HB 635, HB 660, SB 63, SB 83, and SB 215**, be passed for the day. Without objection, so ordered.

Majority Leader Vinton 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, Beard, Berglee, Bertoglio, Binkley, Brewster, Buckley, Buttrey, Caferro, Curdy, Custer, Dooling, Duram, Farris-Olsen, Fern, Fielder, Fitzgerald, France, Frazer, Fuller, Galloway, Garner, Gillette, Gist, Greef, Gunderson, Hamilton, Harvey, Hawk, Hill, Hinkle C, Holmlund, Hopkins, Jones, Keane, Kelker, Keogh, Kerns, Kerr-Carpenter, Knudsen R, Lenz, Ler, Loge, Malone, Marler, Marshall, McKamey, Mercer, Mitchell, Moore, Nave, Noland, Novak, Putnam, Read, Regier A, Regier M, Ricci, Running Wolf, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Smith, Stafman, Stromswold, Sullivan, Tenenbaum, Thane, Trebas, Tschida, Usher, Vinton, Walsh, Welch, Whitman, Zolnikov, Mr. Speaker.

Total 79

Nays: Bishop, Carlson, Dunwell, Hinkle J, Karjala, Knudsen C, Kortum, Olsen, Weatherwax, Whiteman Pena, Windy Boy.

Total 11

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Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: Bartel, Bedey, Fleming, Funk, Hayman, Kassmier, Patelis, Phalen, Reksten, Stewart Peregoy.

Total 10

REPORTS OF STANDING COMMITTEES

JUDICIARY (Usher, Chair):

3/30/2021

HB 625, do pass. Report adopted.

HB 656, introduced bill, be amended as follows:

1. Title, line 5.

Following: "RESERVATION;"

Insert: "PROVIDING THAT LAKE COUNTY MAY WITHDRAW FROM ENFORCEMENT OF CRIMINAL JURISDICTION ON BEHALF OF THE STATE;"

2. Title, line 6.

Strike: "SECTION"

Insert: "SECTIONS"

3. Title, line 6.

Following: "2-1-301"

Insert: "AND 2-1-306"

4. Page 1, line 17.

Strike: "The"

Insert: "Unless the Confederated Salish and Kootenai tribes or Lake County withdraws consent to enforcement pursuant to 2-1-306, the"

5. Page 1.

Following: line 20

Insert: "**Section 2.** Section 2-1-306, MCA, is amended to read:

"2-1-306. Withdrawal of consent to state jurisdiction. (1) No sooner than 6 months after April 24, 1993, and after consulting with local government officials concerning implementation, the Confederated Salish and Kootenai tribes may, by tribal resolution, withdraw consent to be subject to the criminal jurisdiction of the state of Montana. Within 6 months after receipt of the resolution, the governor shall issue a proclamation to that effect.

(2) The Confederated Salish and Kootenai tribes may, by separate resolution, withdraw consent to be subject to those areas of civil jurisdiction of the state of Montana that are delineated in tribal ordinance 40-A (revised and enacted May 5, 1965). The withdrawal is limited to those delineated areas of civil jurisdiction agreed upon in writing by the governor after consultation with

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the attorney general and officials of affected local governments. The tribes shall initiate this process by sending a certified letter to the governor. After consultation and execution of a written agreement between the governor and the tribes, the agreed-upon civil areas must be incorporated into a tribal resolution to be enacted by the tribes. Within 6 months after receipt of the tribal resolution, the governor shall issue a proclamation to that effect that reflects the terms of the written agreement.

(3) No sooner than 6 months after [the effective date of this act], and after consulting with tribal government officials concerning withdrawal, the board of county commissioners of Lake County may, by resolution, withdraw consent to enforce criminal jurisdiction on behalf of the state of Montana over the Confederated Salish and Kootenai tribes. Within 6 months after receipt of the resolution, the governor shall issue a proclamation to that effect.

~~(3)~~(4) Subsections (1) and ~~(2)~~ through (3) do not alter the existing jurisdiction or authority of the Confederated Salish and Kootenai tribes or the state of Montana, except as expressly provided for in subsections (1) and ~~(2)~~ through (3)."

Renumber: subsequent sections

And, as amended, do pass. Report adopted.

SB 280, be concurred in. Report adopted.

SB 283, be concurred in. Report adopted.

UNFINISHED BUSINESS

Mr. Speaker, I move that the following undersigned name be **ADDED** as sponsor to **HB 701**.
Motion carried.

HB 701 (M. Hopkins, Chief Sponsor)

F. Anderson, D. Bedey, L. Brewster, A. Buckley, E. Buttrey, W. Curdy, D. Fern, R. Fitzgerald, G. Frazer, W. Galt, F. Garner, S. Gist, C. Hinkle, K. Holmlund, L. Jones, J. Kassmier, J. Keane, S. Kerns, C. Knudsen, D. Loge, B. Phalen, J. Read, V. Ricci, J. Schillinger, M. Stromswold, B. Tschida, S. Vinton, K. Walsh, T. Welch, K. Whitman, J. Windy Boy, D. Ankney, M. Blasdel, B. Brown, M. Cuffe, J. Ellsworth, S. Fitzpatrick, C. Friedel, T. Gauthier, B. Gillespie, G. Hertz, S. Hinebauch, B. Hoven, D. Howard, D. Kary, M. Lang, T. Manzella, T. McGillvray, R. Osmundson, K. Regier, W. Sales, D. Salomon, J. Small, R. Tempel, G. Vance, J. Welborn.

Mr. Speaker, I move that the following undersigned name be **REMOVED** as sponsor to **HB 701**.
Motion carried.

HB 701 (M. Hopkins, Chief Sponsor)

D. Fern, A. Buckley, W. Curdy.

Mr. Speaker, I move that the following undersigned name be **REMOVED** as sponsor to **HB 658**.
Motion carried.

HB 658 (G. Frazer, Chief Sponsor)

A. Buckley.

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ANNOUNCEMENTS

Representative Skees arose on a **Point of Personal Privilege** to explain that according to House Rules, a bill that is a Constitutional Amendment requires a total vote count of both Chambers combined to determine passage. By that measure, technically, **HB 261** should be considered passed second reading. Representative Skees did not object to the ruling of the chair.

Committee meetings were announced by the committee chairs.

Majority Leader Vinton moved the House adjourn until 1:00 p.m., Wednesday, March 31, 2021. Motion carried.

House adjourned at 3:22 p.m.

CAROLYN TSCHIDA
Chief Clerk of the House

WYLIE GALT
Speaker of the House