

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

Helena, Montana  
March 31, 2021

House Chambers  
State Capitol

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

Roll Call. All members present. Quorum present.

**BILLS** (J. Hinkle, Chair): 3/31/2021

Correctly printed: **HB 14, HB 625, HB 708, HB 709, HB 710, HB 711, HB 712, HJR 30, SB 40, SB 136, SB 233, SB 249, SB 280, SB 283, SB 348.**

Correctly engrossed: **HB 279, HB 628, HB 629, HB 632, HB 647, HB 651, HB 656, SB 294.**

Correctly enrolled: **HB 89, HB 91, HB 121, HB 152, HB 173, HB 217, HB 218, HB 242, HB 243, HB 305, HB 306, HB 310, HB 383, HB 401, HB 402, HB 438, HB 446, HB 454, HJR 10, HJR 17.**

Examined by the sponsor and found to be correct: **HB 89, HB 91, HB 121, HB 152, HB 173, HB 217, HB 218, HB 226, HB 242, HB 243, HB 305, HB 306, HB 310, HB 383, HB 401, HB 402, HB 438, HB 446, HB 454, HJR 10, HJR 17.**

Transmitted to the Senate: **HB 14.**

Signed by the Speaker at 9:10 a.m., March 31, 2021: **HB 13, HB 35, HB 81, HB 88, HB 195, HB 208, HB 275, HB 293, HB 295, HB 396, HB 548.**

Signed by the Chief Clerk of the House at 9:30 a.m., March 31, 2021: **HB 13, HB 35, HB 81, HB 88, HB 195, HB 208, HB 275, HB 293, HB 295, HB 396, HB 548.**

**REPORTS OF STANDING COMMITTEES**

**AGRICULTURE** (Kassmier, Chair): 3/30/2021

**HB 681**, do pass. Report adopted.

**HB 688**, do pass. Report adopted.

**SB 270**, be concurred in. Report adopted.

**SB 307**, be concurred in. Report adopted.

**APPROPRIATIONS** (Jones, Chair): 3/29/2021

**HB 692**, do pass. Report adopted.

**FISH, WILDLIFE AND PARKS** (Fitzgerald, Chair): 3/30/2021

**HB 647**, introduced bill, be amended as follows:

1. Page 2, line 11.

Following: "2"

Insert: "(a)"

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2. Page 2.

**Following:** line 13

**Insert:** "(b) A student may not purchase a license pursuant to this section for more than 4 license years."

And, as amended, do pass. Report adopted.

**JUDICIARY** (Usher, Chair):

3/31/2021

**HB 641**, do pass. Report adopted.

**HB 665**, do pass. Report adopted.

**LOCAL GOVERNMENT** (Custer, Chair):

3/30/2021

**SB 294**, be amended as follows:

1. Title, line 6.

**Following:** "COURT;"

**Insert:** "PROVIDING MINIMUM LOT SIZE RESTRICTIONS IN RESIDENTIAL ZONING;"

2. Title, line 8.

**Strike:** "AND AN APPLICABILITY DATE"

3. Page 1, line 17.

**Strike:** "15%"

**Insert:** "20%"

4. Page 3.

**Following:** line 6

**Insert:** "NEW SECTION. Section 3. Minimum lot size restrictions. A board of county commissioners may not adopt zoning regulations under this part that require minimum lot sizes in an area zoned for residential use unless:

(1) the zoning regulation requiring minimum lot sizes is applied to land that is within 3 miles of the limits of an incorporated municipality; or

(2) the county has adopted a land use map in its growth policy pursuant to 76-1-601(5) that sets forth projected population densities and recommended minimum lot sizes."

**Renumber:** subsequent sections

5. Page 3, line 7.

**Strike:** "[Section 1] is"

**Insert:** "[Sections 1 and 3] are"

6. Page 3, line 8.

**Strike:** "[section 1]"

**Insert:** "[sections 1 and 3]"

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7. Page 3, line 12 through line 13

**Strike:** section 5 in its entirety

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

**MESSAGES FROM THE SENATE**

**House bills** concurred in and returned to the House: 3/29/2021

**HB 31**, introduced by E. Buttrey  
**HB 159**, introduced by L. Jones  
**HB 192**, introduced by L. Reksten  
**HB 346**, introduced by T. Welch  
**HB 432**, introduced by S. Gunderson

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

3/29/2021

**HB 63**, introduced by J. Dooling  
**HB 146**, introduced by B. Mercer  
**HB 318**, introduced by K. Holmlund  
**HB 333**, introduced by B. Usher  
**HB 336**, introduced by B. Ler  
**HB 416**, introduced by D. Lenz  
**HB 614**, introduced by M. Caferro

**House joint resolution** concurred in as amended and returned to the House for concurrence in Senate amendments:

3/29/2021

**HJR 14**, introduced by F. Garner

**House amendments to Senate bills** concurred in: 3/29/2021

**SB 49**, introduced by M. Blasdel  
**SB 57**, introduced by J. Pomnichowski

**FIRST READING AND COMMITMENT OF BILLS**

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

**HJR 31**, introduced by F. Fleming, referred to Judiciary.

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**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 Noland in the chair.

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

**HB 637** - Representative Berglee moved **HB 637** do pass. Motion carried as follows:

Yeas: Anderson, Bartel, Beard, Bedey, Berglee, Bertoglio, Binkley, Brewster, Buckley, Custer, Dooling, Duram, Fielder, Fitzgerald, Fleming, Frazer, Fuller, Galloway, Garner, Gillette, Gist, Greef, Gunderson, Harvey, Hill, Hinkle C, Hinkle J, Holmlund, Hopkins, Jones, Kassmier, 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, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Stromswold, Trebas, Tschida, Usher, Vinton, Walsh, Welch, Whitman, Zolnikov, Mr. Speaker.

Total 69

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

Total 31

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 640** - Representative Hopkins moved **HB 640** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bartel, Beard, Bedey, Berglee, Bertoglio, Binkley, 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, 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,

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Sullivan, Thane, Trebas, Tschida, Usher, Vinton, Walsh, Weatherwax, Welch, Whiteman Pena, Whitman, Windy Boy, Zolnikov, Mr. Speaker.

Total 96

Nays: Bishop, Olsen, Tenenbaum.

Total 3

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: McKamey.

Total 1

**HB 655** - Representative Buttrey moved **HB 655** do pass. Motion carried as follows:

Yeas: Anderson, Bartel, Beard, Bedey, Berglee, Bertoglio, Binkley, Brewster, Buttrey, Carlson, Custer, Dooling, Duram, Fern, 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, 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 67

Nays: Abbott, Bishop, Buckley, Caferro, Curdy, Dunwell, Farris-Olsen, 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 32

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: McKamey.

Total 1

**SB 106** - Representative Malone moved **SB 106** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bartel, Beard, Bedey, Berglee, Bertoglio, Binkley, Bishop, Brewster, Buckley, Buttrey, Caferro, Curdy, Custer, Dooling, Dunwell, Duram, Farris-Olsen, Fern, Fielder, Fitzgerald, France, Frazer, Funk, Garner, Gillette, Gist, Greef, Gunderson, Hamilton, Harvey,

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Hawk, Hayman, Hill, 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, Phalen, Putnam, Read, Reksten, Ricci, Running Wolf, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Smith, Stafman, Stewart Peregoy, Stromswold, Sullivan, Tenenbaum, Thane, Vinton, Walsh, Weatherwax, Welch, Whiteman Pena, Whitman, Windy Boy, Mr. Speaker.

Total 88

Nays: Carlson, Fleming, Fuller, Galloway, Hinkle C, Patelis, Regier A, Regier M, Trebas, Tschida, Usher, Zolnikov.

Total 12

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 163** - Representative Fitzgerald moved **SB 163** be concurred in. Motion carried as follows:

Yeas: Anderson, Bartel, Beard, Bedey, Berglee, Bertoglio, Binkley, Brewster, Buckley, Buttrey, Carlson, Custer, Dooling, Duram, Fielder, Fitzgerald, Fleming, France, Frazer, Fuller, Galloway, Garner, Gillette, Gist, Greef, Gunderson, Harvey, Hill, Hinkle C, Hinkle J, Holmlund, Hopkins, Jones, Kassmier, 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, Schillinger, Seekins-Crowe, Sheldon-Galloway, Stewart Peregoy, Stromswold, Trebas, Tschida, Usher, Vinton, Walsh, Welch, Whitman, Windy Boy, Zolnikov, Mr. Speaker.

Total 73

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

Total 26

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: Skees.

Total 1

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**SB 184** - Representative Beard moved **SB 184** be concurred in.

**SB 184** - Representative Beard moved **SB 184**, second reading copy, be amended as follows:

1. Page 1.

**Following:** line 27

**Insert:** "(c) The term does not include either a business entity or a business entity with a financial interest in another business entity that is directly or indirectly engaged in a business activity that is illegal under federal law, regardless of how the business entity is organized."

Amendment adopted as follows:

Yeas: Anderson, Bartel, Beard, Bedey, Berglee, Bertoglio, Binkley, Brewster, Buttrey, Caferro, Carlson, Curdy, Custer, Dooling, Duram, Fern, Fielder, Fitzgerald, Fleming, Frazer, Funk, Galloway, Garner, Gillette, Gist, Greef, Gunderson, Harvey, Hawk, Holmlund, Jones, Kassmier, Keane, Kerns, Kerr-Carpenter, Knudsen C, Knudsen R, Lenz, Ler, Loge, Malone, Marshall, McKamey, Mercer, Moore, Noland, Novak, Patelis, Phalen, Putnam, Regier A, Regier M, Reksten, Ricci, Running Wolf, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Smith, Stromswold, Trebas, Tschida, Usher, Vinton, Walsh, Welch, Whitman, Zolnikov, Mr. Speaker.

Total 70

Nays: Abbott, Bishop, Buckley, Dunwell, Farris-Olsen, France, Fuller, Hamilton, Hayman, Hill, Hinkle C, Hinkle J, Hopkins, Karjala, Kelker, Keogh, Kortum, Marler, Mitchell, Nave, Olsen, Read, Stafman, Stewart Peregoy, Sullivan, Tenenbaum, Thane, Weatherwax, Whiteman Pena, Windy Boy.

Total 30

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 184** - Representative Mercer moved to reconsider action of previous passage of amendment SB0184002001 on **SB 184**.

Motion **passed** as follows:

Yeas: Anderson, Bartel, Beard, Bedey, Berglee, Bertoglio, Binkley, Brewster, Buttrey, Carlson, Curdy, Custer, Dooling, Duram, Fern, Fielder, Fitzgerald, Fleming, Frazer, Fuller, Galloway, Garner, Gillette, Gist, Greef, Gunderson, Hamilton, Hill, Hinkle C, Hinkle J, Holmlund, Hopkins, Jones, Kassmier, Keane, Kerns, Knudsen C, Knudsen R, Lenz, Ler, Loge, Malone, Marshall, McKamey, Mercer, Mitchell, Moore, Nave, Noland, Novak, Patelis, Phalen, Putnam, Read,

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Regier A, Reksten, Ricci, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Trebas, Tschida, Usher, Vinton, Walsh, Welch, Whitman, Zolnikov, Mr. Speaker.  
Total 70

Nays: Abbott, Bishop, Buckley, Caferro, Dunwell, Farris-Olsen, France, Harvey, Hawk, Hayman, Karjala, Kelker, Keogh, Kerr-Carpenter, Kortum, Marler, Olsen, Regier M, Running Wolf, Smith, Stafman, Stewart Peregoy, Stromswold, Sullivan, Tenenbaum, Thane, Weatherwax, Whiteman Pena, Windy Boy.  
Total 29

Voted absentee: None.

Excused: None.  
Total 0

Absent or not voting: Funk.  
Total 1

**SB 184** - Representative Mercer moved **SB 184**, second reading copy, be further amended as follows:

1. Title, line 11.

**Following:** "AUTHORITY;"

**Insert:** "PROVIDING RULEMAKING AUTHORITY;"

2. Page 2, line 7.

**Following:** "rulemaking"

**Insert:** "-- rulemaking"

3. Page 2.

**Following:** line 17

**Insert:** "(3) The department shall adopt rules to implement and administer [sections 1 through 4]."

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, 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, Skees, Stafman, Stewart Peregoy, Stromswold, Sullivan, Tenenbaum, Thane, Trebas, Tschida, Usher, Vinton, Walsh, Welch, Whitman, Zolnikov, Mr. Speaker.  
Total 93



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Nays: Hamilton, Olsen, Sheldon-Galloway, Smith, Weatherwax, Whiteman Pena, Windy Boy.  
Total 7

Voted absentee: None.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SB 184** - Representative Beard moved **SB 184**, as amended, be concurred in. Motion carried as follows:

Yeas: Anderson, Bartel, Beard, Bedey, Berglee, Bertoglio, Binkley, Brewster, Buttrey, Carlson, Curdy, Custer, Dooling, Duram, Fern, Fielder, Fitzgerald, Fleming, Frazer, Fuller, Galloway, Garner, Gillette, Gist, Greef, Gunderson, Harvey, Hawk, Hill, Hinkle C, Hinkle J, Holmlund, Hopkins, Jones, Kassmier, Keane, Kerns, Knudsen C, Knudsen R, Lenz, Ler, Loge, Malone, Marshall, McKamey, Mercer, Mitchell, Moore, Nave, Noland, Novak, Patelis, Phalen, Putnam, Read, Regier A, Reksten, Ricci, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Trebas, Tschida, Usher, Vinton, Walsh, Welch, Whitman, Zolnikov, Mr. Speaker.  
Total 71

Nays: Abbott, Bishop, Buckley, Caferro, Dunwell, Farris-Olsen, France, Funk, Hamilton, Hayman, Karjala, Kelker, Keogh, Kerr-Carpenter, Kortum, Marler, Olsen, Regier M, Running Wolf, Smith, Stafman, Stewart Peregoy, Stromswold, Sullivan, Tenenbaum, Thane, Weatherwax, Whiteman Pena, Windy Boy.  
Total 29

Voted absentee: None.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SB 225** - Representative Dooling moved **SB 225** be concurred in. Motion carried as follows:

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

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Schillinger, Seekins-Crowe, Skees, Smith, Stewart Peregoy, Stromswold, Trebas, Tschida, Usher, Vinton, Walsh, Weatherwax, Welch, Whiteman Pena, Whitman, Windy Boy, Mr. Speaker.  
Total 83

Nays: Bishop, Dunwell, Farris-Olsen, Fern, Hamilton, Hayman, Kelker, Keogh, Kortum, Olsen, Putnam, Sheldon-Galloway, Stafman, Sullivan, Tenenbaum, Thane, Zolnikov.  
Total 17

Voted absentee: None.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SB 226** - Representative Binkley moved **SB 226** 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, Gunderson, 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 65

Nays: Abbott, Bishop, Buckley, Caferro, Curdy, Dunwell, Farris-Olsen, Fern, France, Funk, Hamilton, Harvey, Hawk, Hayman, Hill, 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

Voted absentee: None.

Excused: None.  
Total 0

Absent or not voting: Greef.  
Total 1

**SB 251** - Representative Duram moved **SB 251** be concurred in. Motion carried as follows:

Yeas: Anderson, Bartel, Beard, Bedey, Berglee, Binkley, Brewster, Buttrey, Carlson, Custer, Dooling, Duram, Fielder, Fitzgerald, Fleming, Frazer, Fuller, Galloway, Garner, Gillette, Gist,

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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 65

Nays: Abbott, Bertoglio, Bishop, Buckley, Caferro, Curdy, Dunwell, Farris-Olsen, Fern, France, Funk, Greef, 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 35

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 277** - Representative Skees moved **SB 277** be concurred in. Motion carried 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, 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 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, Mercer, Novak, Olsen, Running Wolf, Smith, Stafman, Stewart Peregoy, Sullivan, Tenenbaum, Thane, Weatherwax, Whiteman Pena, Windy Boy.

Total 35

Voted absentee: None.

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

**SB 278** - Representative Berglee moved **SB 278** be concurred in.

**SB 278** - Representative Buttrey moved **SB 278**, second reading copy, be amended as follows:

1. Title, line 9.

**Following:** "MANUFACTURES;"

**Insert:** "REVISING LAWS RELATED TO LEGAL FEES AND COSTS OF NONPROFIT CORPORATIONS;"

2. Title, line 11.

**Following:** "SECTIONS"

**Insert:** "15-31-102,"

**Following:** "27-2-208"

**Insert:** " ,"

3. Page 2.

**Following:** line 12

**Insert:** "NEW SECTION. **Section 4. Nonprofit corporation -- legal fees and costs challenging government action.** (1) (a) Except as otherwise provided in subsection (2), the payment of legal fees and costs associated with a nonprofit corporation challenging or supporting a government action is not a charitable purpose under state law, and any income used to support this activity constitutes unrelated business income under 15-31-102 and therefore is subject to taxation as provided for in 15-31-121. This requirement applies to any affiliated corporation or entity of the nonprofit corporation organized under 26 U.S.C. 501(c)(4) or 26 U.S.C. 527.

(b) Each 501(c)(3) nonprofit corporation that undertakes an activity in subsection (1)(a) shall file, under penalty of perjury, a statement with the attorney general within 30 calendar days of the action listing any donations or other financial assistance received during the previous calendar year through the date of submission of the statement with the attorney general, including providing the name and address of any individual or entity providing financial support in excess of \$50.

(2) This section does not apply if the nonprofit corporation is either defending or prosecuting a government action that involves:

(a) property belonging to the nonprofit corporation;

(b) a contract to which the nonprofit corporation is a party;

(c) a permit or license held or owned by the nonprofit corporation; or

(d) any professional license associated with an employee or the nonprofit corporation.

(3) For the purposes of this section, the following definitions apply:

(a) "Government action" means the implementation or application of any law, including but not limited to federal, state, and local laws, ordinances, rules, regulations, and policies, whether statutory or otherwise, or other action by a federal, state, or local government body or official acting in their official capacity.

(b) "Legal fees and costs" include but are not limited to:

(i) internal lawyer, internal paralegal, internal legal assistant, internal expert witness, and other

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internal employee time and costs, including a calculation of employee benefits, associated with employee participation in the challenge or support of a government action; and

(ii) external lawyer, external paralegal, external legal assistant, expert witness, and other external resource time and costs associated with participation in the challenge or support of a government action under this section.

(c) "Nonprofit corporation" means a nonprofit corporation exempt from taxation under 26 U.S.C. 501(c)(3) and organized for charitable purposes. "

**Insert: "Section 5.** Section 15-31-102, MCA, is amended to read:

"15-31-102. Organizations exempt from tax -- unrelated business income not exempt. (1) Except as provided in subsection (3), there may not be taxed under this title any income received by any:

(a) labor, agricultural, or horticultural organization;

(b) fraternal beneficiary, society, order, or association operating under the lodge system or for the exclusive benefit of the members of a fraternity itself operating under the lodge system and providing for the payment of life, sick, accident, or other benefits to the members of the society, order, or association or their dependents;

(c) cemetery company owned and operated exclusively for the benefit of its members;

(d) corporation or association organized and operated exclusively for religious, charitable, scientific, or educational purposes, no part of the net income of which inures to the benefit of any private stockholder or individual;

(e) business league, chamber of commerce, or board of trade not organized for profit, no part of the net income of which inures to the benefit of any private stockholder or individual;

(f) civic league or organization not organized for profit but operated exclusively for the promotion of social welfare;

(g) club organized and operated exclusively for pleasure, recreation, and other nonprofitable purposes, no part of the net income of which inures to the benefit of any private stockholder or members;

(h) farmers' or other mutual hail, cyclone, or fire insurance company, mutual ditch or irrigation company, mutual or cooperative telephone company, or similar organization of a purely local character, the income of which consists solely of assessments, dues, and fees collected from members for the sole purpose of meeting its expenses;

(i) cooperative association or corporation engaged in the business of operating a rural electrification system or systems for the transmission or distribution of electrical energy on a cooperative basis;

(j) corporations or associations organized for the exclusive purpose of holding title to property, collecting income from the property, and turning over the entire amount of the income, less expenses, to an organization that itself is exempt from the tax imposed by this title;

(k) wool and sheep pool, which is an association owned and operated by agricultural producers organized to market association members' wool and sheep, the income of which consists solely of assessments, dues, and fees collected from members for the sole purpose of meeting its expenses. Income, for this purpose, does not include expenses and money distributed to members contributing wool and sheep.

(l) corporation that qualifies as a domestic international sales corporation (DISC) under the provisions of section 991, et seq., of the Internal Revenue Code, 26 U.S.C. 991, et seq., and that has in effect for the entire taxable year a valid election under federal law to be treated as a DISC. If a corporation makes that election under federal law, each person who at any time is a shareholder of the corporation is subject to taxation under Title 15, chapter 30, on the earnings and profits of this DISC in the same manner as provided by federal law for all periods for which the

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election is effective.

(m) farmers' market association not organized for profit, no part of the net income of which inures to the benefit of any member, but that is organized for the sole purpose of providing for retail distribution of homegrown vegetables, handicrafts, and other products either grown or manufactured by the seller;

(n) common trust fund as defined in section 584(a) of the Internal Revenue Code, 26 U.S.C. 584(a).

(2) In determining the corporate income tax imposed under this part, there may not be included any earnings derived from any public utility managed or operated by any subdivision of the state or from the exercise of any governmental function.

(3) (a) Any Except as provided in subsection (3)(b), any unrelated business taxable income, as defined by section 512 of the Internal Revenue Code, 26 U.S.C. 512, as amended, earned by any exempt corporation resulting in a federal unrelated business income tax liability of more than \$100 must be taxed as other corporation income is taxed under this title. An exempt corporation subject to taxation on unrelated business income under this section shall file a copy of its federal exempt organization business income tax return on which it reports its unrelated business income with the department.

(b) Income associated with the activities set forth in [section 4] is deemed unrelated business taxable income and taxable under 15-31-121."

**Renumber:** subsequent sections

4. Page 3.

**Following:** line 27

**Insert:** "(4) [Section 4] is intended to be codified as an integral part of Title 25, chapter 10, and the provisions of Title 25, chapter 10, apply to [section 4]."

5. Page 3.

**Following:** line 28

**Insert:** "NEW SECTION. **Section 9.** {standard} **Severability.** If a part of [this act] is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of [this act] is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications."

**Renumber:** subsequent sections

6. Page 4, line 1.

**Following:** "**Applicability.**"

**Insert:** "(1)"

**Strike:** "[This act]"

**Insert:** "Except as provided in subsection (2), [this act]"

7. Page 4.

**Following:** line 3

**Insert:** "(2) [Section 4] applies to any disbursements, contributions, expenditures, and promises

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associated with the payment of legal fees and costs pursuant to [section 4] on or after [the effective date of this act], regardless of whether the proceeding associated with the government action has already begun."

Amendment adopted 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, Zolnikov, Mr. Speaker.

Total 67

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, Windy Boy.

Total 33

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 278** - Representative Berglee moved **SB 278**, as amended, 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, 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, Dunwell, Farris-Olsen, Fern, France, Funk, Greef, Hamilton, Harvey, Hawk, Hayman, Karjala, Keane, Kelker, Keogh, Kerr-Carpenter, Kortum, Marler, Olsen, Putnam, Running Wolf, Smith, Stafman, Stewart Peregoy, Sullivan, Tenenbaum, Thane, Weatherwax, Whiteman Pena, Windy Boy.

Total 34

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Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: Novak.

Total 1

**SB 319** - Representative McKamey moved **SB 319** be concurred in.

**SB 319** - Representative McKamey moved **SB 319**, second reading copy, be amended as follows:

1. Title, line 5.

**Following:** "REPORTING;"

**Strike:** "AND"

2. Title, line 8.

**Following:** "MCA"

**Insert:** "; AND PROVIDING AN EFFECTIVE DATE"

3. Page 30.

**Following:** line 24

**Insert:** "NEW SECTION. **Section 22. Effective date.** [This act] is effective July 1, 2021."

Amendment adopted as follows:

Yeas: Anderson, Bartel, Beard, Bedey, Berglee, Bertoglio, Binkley, Brewster, Buckley, Buttrey, Carlson, Custer, Dooling, Duram, Fern, Fielder, Fitzgerald, Fleming, Frazer, Fuller, Galloway, Garner, Gillette, Gist, Greef, Gunderson, Hill, Hinkle C, Hinkle J, Holmlund, Hopkins, Jones, Kassmier, Kelker, Kerns, 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, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Stewart Peregoy, Stromswold, Thane, Trebas, Tschida, Usher, Vinton, Walsh, Welch, Whitman, Zolnikov, Mr. Speaker.

Total 73

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

Total 27

Voted absentee: None.

Excused: None.

Total 0



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Absent or not voting: None.

Total 0

**SB 319** - Representative McKamey moved **SB 319**, as amended, be concurred in. Motion carried as follows:

Yeas: 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, Zolnikov, Mr. Speaker.

Total 66

Nays: Abbott, Anderson, 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, Windy Boy.

Total 34

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Vinton moved the Committee rise, report progress, and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Noland moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Anderson, Bartel, Beard, Bedey, Berglee, Bertoglio, Binkley, Brewster, Buckley, Buttrey, Carlson, Curdy, Custer, Dooling, 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, Keogh, Kerns, Kerr-Carpenter, Knudsen C, Knudsen R, Lenz, Ler, Loge, Malone, Marler, Marshall, McKamey, Mercer, Mitchell, Moore, Nave, Noland, Novak, Patelis, Phalen, Putnam, Read, Regier A, Regier M, Reksten, Ricci, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Stewart Peregoy, Stromswold, Sullivan, Thane, Trebas, Tschida, Usher, Vinton, Walsh, Welch, Whitman, Mr. Speaker.

Total 81

Nays: Abbott, Bishop, Caferro, Dunwell, Farris-Olsen, Harvey, Hayman, Karjala, Kortum, Olsen, Running Wolf, Smith, Stafman, Tenenbaum, Weatherwax, Whiteman Pena, Windy Boy, Zolnikov.

Total 18

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Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: Funk.

Total 1

**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 14** passed 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, Galloway, Garner, Gillette, Gist, Greef, Gunderson, Hamilton, Harvey, Hawk, Hayman, Hill, Holmlund, Hopkins, Jones, 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, Usher, Vinton, Walsh, Weatherwax, Welch, Whiteman Pena, Whitman, Windy Boy, Mr. Speaker.

Total 92

Nays: Beard, Hinkle C, Hinkle J, Trebas, Tschida.

Total 5

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: Funk, Karjala, Zolnikov.

Total 3

**HB 223** 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,

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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, Mr. Speaker.

Total 65

Nays: Abbott, Bishop, Buckley, Caferro, Curdy, Dunwell, Farris-Olsen, Fern, France, 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 33

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: Funk, Zolnikov.

Total 2

**HB 613 failed** as follows:

Yeas: Abbott, Anderson, Bedey, Bertoglio, Bishop, Buckley, Caferro, Curdy, Custer, Dooling, Dunwell, Farris-Olsen, Fern, France, Frazer, Funk, Garner, Greef, Hamilton, Harvey, Hawk, Hayman, Holmlund, Hopkins, Jones, Karjala, Keane, Kelker, Keogh, Kerr-Carpenter, Kortum, Loge, Marler, McKamey, Novak, Olsen, Putnam, Running Wolf, Smith, Stafman, Stewart Peregoy, Sullivan, Tenenbaum, Thane, Walsh, Weatherwax, Welch, Whiteman Pena.

Total 48

Nays: Bartel, Beard, Berglee, Binkley, Brewster, Buttrey, Carlson, Duram, Fielder, Fitzgerald, Fleming, Fuller, Galloway, Gillette, Gist, Gunderson, Hill, Hinkle C, Hinkle J, Kassmier, Kerns, Knudsen C, Knudsen R, Lenz, Ler, Malone, Marshall, 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, Whitman, Windy Boy, Mr. Speaker.

Total 51

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: Zolnikov.

Total 1

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**MOTIONS**

Majority Leader Vinton moved to re-refer **HB 637** to the Appropriations Committee. Without objection, so ordered.

**UNFINISHED BUSINESS**

Mr. Speaker, I move that the following undersigned name be **ADDED** as sponsor to **HB 699**. Motion carried.

**HB 699** (W. McKamey, Chief Sponsor)  
B. Beard, F. Garner, R. Marshall.

Mr. Speaker, I move that the following undersigned name be **ADDED** as sponsor to **HB 702**. Motion carried.

**HB 702** (J. Carlson, Chief Sponsor)  
D. Bartel, S. Berglee, M. Binkley, L. Brewster, F. Fleming, J. Fuller, S. Galloway, W. Galt, J. Gillette, S. Gist, S. Gunderson, E. Hill, C. Hinkle, J. Hinkle, M. Hopkins, J. Kassmier, S. Kerns, C. Knudsen, R. Knudsen, D. Lenz, B. Ler, R. Marshall, B. Mitchell, T. Moore, F. Nave, M. Noland, J. Patelis, B. Phalen, J. Read, A. Regier, M. Regier, V. Ricci, J. Schillinger, K. Seekins-Crowe, L. Sheldon-Galloway, D. Skees, M. Stromswold, J. Trebas, B. Tschida, B. Usher, S. Vinton.

Mr. Speaker, I move that the following undersigned name be **ADDED** as sponsor to **HB 703**. Motion carried.

**HB 703** (J. Hinkle, Chief Sponsor)  
F. Anderson, D. Bartel, M. Binkley, J. Carlson, N. Duram, J. Fuller, S. Galloway, S. Gist, S. Gunderson, E. Hill, C. Hinkle, S. Kerns, D. Lenz, B. Ler, R. Marshall, B. Mitchell, F. Nave, M. Noland, B. Phalen, A. Regier, M. Regier, J. Schillinger, L. Sheldon-Galloway, B. Tschida, B. Usher, M. Blasdel, B. Brown, J. Ellsworth, S. Fitzpatrick, B. Gillespie, G. Hertz, S. Hinebauch, T. McGillvray, K. Regier, C. Smith, G. Vance.

House recessed.  
House reconvened.

**REPORTS OF STANDING COMMITTEES**

**AGRICULTURE** (Kassmier, Chair):  
**HB 628**, introduced bill, be amended as follows:

3/30/2021

1. Title, line 4 through line 5.  
**Strike:** "AND" on line 4 through "FEE" on line 5

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2. Page 2, line 24.

**Strike:** "all livestock except horses, mules, and asses"

**Insert:** "all cow-calf pairs"

3. Page 2, line 25 through line 28.

**Strike:** "inspection" on line 25 through "range" on line 28

**Insert:** "the inspector making the inspection must receive a fee of one-half the rate of a change of ownership inspection fee"

4. Page 3, line 1 through line 2.

**Strike:** "state" on line 1 through "pasture" on line 2

**Insert:** "inspector making the inspection must receive a fee of one-half the rate of a change of ownership inspection fee"

And, as amended, do pass. Report adopted.

**APPROPRIATIONS** (Jones, Chair):

3/31/2021

**HB 279**, introduced bill, be amended as follows:

1. Page 1, line 26.

**Strike:** "2026"

**Insert:** "2029"

2. Page 3, line 4.

**Strike:** "2026"

**Insert:** "2029"

3. Page 4, line 4.

**Strike:** "2026"

**Insert:** "2029"

4. Page 4, line 14.

**Strike:** "2026"

**Insert:** "2029"

5. Page 4, line 28.

**Strike:** "2026"

**Insert:** "2029"

6. Page 5, line 21.

**Strike:** "\$3"

**Insert:** "\$1"

7. Page 5, line 22.

**Strike:** "beginning"

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Following: "2021"

**Insert:** "and \$2 million per year in tax year 2022 and subsequent tax years except as provided in this subsection (4)(a)"

8. Page 6, line 16.

**Strike:** "2026"

**Insert:** "2029"

9. Page 7, line 8.

**Strike:** "\$3"

**Insert:** "\$1"

10. Page 7, line 9.

**Strike:** "beginning"

**Following:** "2021"

**Insert:** "and \$2 million per year in tax year 2022 and subsequent tax years except as provided in this subsection (4)(a)"

11. Page 8, line 10.

**Strike:** "2026"

**Insert:** "2029"

12. Page 8, line 13.

**Strike:** "2026"

**Insert:** "2029"

13. Page 8, line 20.

**Strike:** "2026"

**Insert:** "2029"

And, as amended, do pass. Report adopted.

**HB 629**, introduced bill, be amended as follows:

1. Page 3, line 17 through line 19.

**Strike:** "key" on line 17 through "science" on line 19

**Insert:** "the sectors of construction, natural resources, mining, agriculture, forestry, manufacturing, transportation, utilities, or outdoor recreation"

And, as amended, do pass. Report adopted.

**SB 191**, be amended as follows:

1. Title, line 5.

**Following:** "FUND;"

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**Insert:** "REVISING THE PURPOSE OF THE BUDGET STABILIZATION FUND; DEFINING TERMS; REVISING THE CAPITAL DEVELOPMENTS LONG-RANGE BUILDING PROGRAM ACCOUNT; CLARIFYING BUDGET AMENDMENT REQUIREMENTS;"

2. Title, line 5.

**Strike:** "SECTION"

**Insert:** "SECTIONS"

3. Title, line 5.

**Following:** "17-7-130,"

**Insert:** "17-7-209, AND 17-7-402,"

4. Page 1, line 14 through line 15.

**Strike:** ":" on line 14 through "(a)" on line 15

5. Page 1, line 15.

**Strike:** "; and"

**Insert:** "."

6. Page 1, line 16 through line 19.

**Strike:** subsection (b) in its entirety

7. Page 1, line 22.

**Strike:** "prior"

**Insert:** "most recently completed"

8. Page 2, line 15.

**Following:** "(a) "Adjusted"

**Insert:** "compound annual growth rate"

**Following:** "the"

**Insert:** "fiscal year prior to the"

9. Page 2, line 18.

**Following:** "adjusted"

**Insert:** "compound annual growth rate"

10. Page 2, line 19.

**Strike:** "prior"

**Insert:** "fiscal year prior to the most recently completed"

11. Page 2, line 21 through line 22.

**Strike:** "average" on line 21 through "years" on line 22

**Insert:** "annual compound growth rate of general fund revenue realized over the period 12 years prior to the most recently completed fiscal year, including the most recently completed fiscal year"

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12. Page 2.

**Following:** line 23

**Insert:** "**Section 2.** Section 17-7-209, MCA, is amended to read:

**"17-7-209. Capital developments long-range building program account.** (1) (a) There is a capital developments long-range building program account in the capital projects fund type to fund capital developments.

(b) If there are funds in excess of the amount needed for appropriations of the capital fund type, then the excess funds:

(i) may be used to pay down the debt service on bonds for capital projects previously authorized by the legislature if allowed without penalty by the terms of the bond issuance; and

(ii) must be used to delay, forego, or reduce the amount of an issuance of bonds authorized by the legislature.

(2) Interest earnings, project carryover funds, administrative fees, and miscellaneous revenue must be retained in the account.

(3) The legislature may transfer unencumbered funds from the account only to supplement funding local infrastructure.

(4) The state treasurer may temporarily borrow from the fund to address cash balance deficiencies in the general fund. A loan made to the general fund does not bear interest and must be recorded in the state accounting records. The fund may not be so impaired by a loan that all legal obligations against the fund cannot be met." "

**Insert:** "**Section 3.** Section 17-7-402, MCA, is amended to read:

**"17-7-402. Budget amendment requirements.** (1) Except as provided in subsection (7), a budget amendment may not be approved:

(a) by the approving authority, except a budget amendment to spend:

(i) additional federal revenue;

(ii) additional tuition collected by the Montana university system;

(iii) additional revenue deposited in the internal service funds within the department or the office of the commissioner of higher education as a result of increased service demands by state agencies;

(iv) Montana historical society enterprise revenue resulting from sales to the public;

(v) additional revenue that is deposited in funds other than the general fund and that is from the sale of fuel for those agencies participating in the Montana public vehicle fueling program established by Executive Order 22-91;

(vi) revenue resulting from the sale of goods produced or manufactured by the industries program of an institution within the department of corrections;

(vii) revenue collected for the administration of the state grain laboratory under the provisions of Title 80, chapter 4, part 7;

(viii) revenue collected for the Water Pollution Control State Revolving Fund Act under the provisions of Title 75, chapter 5, part 11;

(ix) revenue collected for the Drinking Water State Revolving Fund Act under the provisions of Title 75, chapter 6, part 2;

(x) state special revenue adjustments required to allocate costs for leave or terminal leave within an agency in accordance with federal circular A-87; ~~or~~

(xi) revenue generated from fees collected by the department of justice for dissemination of criminal history record information pursuant to Title 44, chapter 5, part 3; or



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(xii) additional state special funds and proprietary funds identified in House Bill No. 2 as being eligible for budget amendments for the fiscal years beginning July 1, 2021, and July 1, 2022;

(b) by the approving authority if the budget amendment contains any significant ascertainable commitment for any present or future increased general fund support;

(c) by the approving authority for the expenditure of money in the state special revenue fund unless:

(i) an emergency justifies the expenditure;

(ii) the expenditure is authorized under subsection (1)(a); or

(iii) the expenditure is exempt under subsection (5);

(d) by the approving authority unless it will provide additional services;

(e) by the approving authority for any matter of which the requesting agency had knowledge at a time when the proposal could have been presented to an appropriation subcommittee, the house appropriations committee, or the senate finance and claims committee of the most recent legislative session open to that matter, except when the legislative finance committee is given specific notice by the approving authority that significant identifiable events, specific to Montana and pursuant to provisions or requirements of Montana state law, have occurred since the matter was raised with or presented for consideration by the legislature; or

(f) to extend beyond June 30 of the last year of any biennium, except that budget amendments for federal funds may extend to the end of the federal fiscal year.

(2) A general fund loan made pursuant to 17-2-107 does not constitute a significant ascertainable commitment of present general fund support.

(3) Subject to subsection (1)(f), all budget amendments must itemize planned expenditures by fiscal year.

(4) Each budget amendment must be submitted by the approving authority to the budget director and the legislative fiscal analyst.

(5) Money from nonstate or nonfederal sources that would be deposited in the state special revenue fund and that is restricted by law or by the terms of a written agreement, such as a contract, trust agreement, or donation, is exempt from the requirements of this part.

(6) An appropriation for a nonrecurring item that would usually be the subject of a budget amendment must be submitted to the legislature for approval during a legislative session between January 1 and the senate hearing on the budget amendment bill. The bill may include authority to spend money in the current fiscal year and in both fiscal years of the next biennium.

(7) A budget amendment to spend state funds, other than from the general fund, required for matching funds in order to receive a grant is exempt from the provisions of subsection (1)."

**Renumber:** subsequent sections

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

**SB 247**, be concurred in. Report adopted.

**BUSINESS AND LABOR** (Noland, Chair):

3/31/2021

**SB 121**, be concurred in. Report adopted.

**SB 308**, be concurred in. Report adopted.

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**EDUCATION** (Berglee, Chair): 3/31/2021  
**HB 663**, do pass. Report adopted.

**JUDICIARY** (Usher, Chair): 3/31/2021  
**HB 685**, do pass. Report adopted.  
**HB 702**, do pass. Report adopted.

**NATURAL RESOURCES** (Gunderson, Chair): 3/29/2021  
**SB 328**, be amended as follows:

1. Page 14, line 24.

**Strike:** "may"

**Insert:** "shall"

2. Page 14, line 27.

**Following:** "82-4-231(10)(k);"

**Strike:** "or"

3. Page 15, line 2.

**Following:** "survey"

**Insert:** "; or

(C) the permittee has not successfully completed all reclamation activities, including water replacement, in the designated area"

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

**STATE ADMINISTRATION** (McKamey, Chair): 3/31/2021  
**HB 651**, introduced bill, be amended as follows:

1. Title, line 6.

**Following:** "REQUIRING"

**Insert:** "EMPLOYERS OF"

2. Title, line 12.

**Strike:** "13-27-102,"

3. Page 3, line 18 through line 27.

**Strike:** section 4 in its entirety

**Renumber:** subsequent sections

4. Page 4, line 10.

**Following:** "by a"

**Strike:** "\$100"

**Following:** "filing fee"

**Insert:** "of \$100 or an amount set by the secretary of state"

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5. Page 4, line 15.

**Following:** "implement"

**Insert:** "a standard registration form and"

6. Page 5, line 24.

**Following:** "conducted"

**Strike:** "by the appropriate interim committee or the legislative council"

7. Page 5, line 26.

**Strike:** "If the attorney general approves the proposed issue and after"

**Insert:** "After"

8. Page 6, line 6.

**Strike:** "(c)"

**Insert:** "(f)"

**Renumber:** subsequent subsections

9. Page 8, line 22.

**Strike:** "(7)"

**Insert:** "(8)"

**Renumber:** subsequent subsections

And, as amended, do pass. Report adopted.

**TAXATION** (Beard, Chair):

3/31/2021

**HB 667**, do pass. Report adopted.

**HB 675**, do pass. Report adopted.

**HB 682**, do pass. Report adopted.

**HB 683**, do pass. Report adopted.

**SB 355**, be amended as follows:

1. Title, line 4.

**Following:** "LODGING"

**Strike:** "FACILITY USE"

2. Title, line 5 through line 6.

**Strike:** "FACILITY" on line 5 through "USE" on line 6

**Insert:** "SALES"

3. Title, line 6.

**Strike:** "15-65-121 AND 90-1-135"

**Insert:** "15-68-820, 22-3-1303, AND 22-3-1307"

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4. Title, line 7.

**Following:** "DATE"

**Insert:** "AND A TERMINATION DATE"

5. Page 1, line 13 through line 14.

**Strike:** "facility" on line 13 through "use" on line 14

**Insert:** "sales"

6. Page 1, line 18 through page 4, line 9.

**Strike:** section 1 in its entirety

**Insert:** "**Section 1.** Section 15-68-820, MCA, is amended to read:

**"15-68-820. Sales tax and use tax proceeds.** (1) Except as provided in subsections (2) through (6), all money collected under this chapter must, in accordance with the provisions of 17-2-124, be deposited by the department into the general fund.

(2) Twenty-five percent of the revenue collected on the base rental charge for rental vehicles under 15-68-102(1)(b) and 15-68-102(3)(a)(ii) must be deposited in the state special revenue fund to the credit of the senior citizen and persons with disabilities transportation services account provided for in 7-14-112.

(3) (a) The amount of \$482,000 must be distributed annually to the following counties and in the percentage allocations indicated:

- (i) Daniels County, 69.4%;
- (ii) Chouteau County, 12.89%;
- (iii) Liberty County, 2.64%;
- (iv) Hill County, 1.76%;
- (v) Judith Basin County, 0.87%;
- (vi) Toole County, 1.14%;
- (vii) Wheatland County, 0.98%;
- (viii) Teton County, 1.03%;
- (ix) Prairie County, 0.07%;
- (x) Lake County, 2.47%;
- (xi) Fallon County, 3.29%;
- (xii) Powder River County, 0.25%;
- (xiii) Carter County, 0.98%;
- (xiv) Custer County, 0.53%;
- (xv) Musselshell County, 0.37%; and
- (xvi) Richland County, 1.33%.

(b) Until December 30, 2024, a portion of the revenue collected on the sale or use of accommodations and campgrounds under 15-68-102 (1)(a) and (3)(a)(i) must be deposited as follows:

(a)(i) 20% in the account established in 22-3-1303 for construction of the Montana heritage center; and

(b)(ii) 5% in the account established in 22-3-1307 for historic preservation grants.

(4) Starting January 1, 2025, a portion of the revenue collected on the sale or use of accommodations and campgrounds under 15-68-102(1)(a) and (3)(a)(i) must be deposited or distributed as follows:

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(a) 6% in the account established in 22-3-1304 for operation and maintenance of the Montana heritage center;

(b) 6% distributed as provided in subsection (5);

(c) 6% in the account established in 22-3-1307 for historic preservation grants; and

(d) 7% in the account established in 17-7-209.

(5) (a) Before allocating the balance of the tax proceeds in accordance with the provisions of 17-2-124 and as provided in subsection (5)(b) of this section, the department shall determine the expenditures by state agencies for in-state lodging for each reporting period and deduct 1% of that amount from the tax proceeds received each reporting period. The department shall distribute the portion of the 1% that was paid with federal funds to the agency that made the in-state lodging expenditure and deposit 30% of the amount deducted less the portion paid with federal funds in the state general fund.

(b) The balance of the tax proceeds received each reporting period and not distributed to agencies that paid the tax with federal funds must be transferred to an account in the state special revenue fund to the credit of the department of commerce for tourism promotion and promotion of the state as a location for the production of motion pictures and television commercials, to the department of fish, wildlife, and parks, and to the state-tribal economic development commission as follows:

(i) 7% to the department of fish, wildlife, and parks for the maintenance of facilities in state parks that have both resident and nonresident use;

(ii) 68.5% to be used directly by the department of commerce;

(iii) (A) except as provided in subsection (5)(b)(iii)(B), 24% to be distributed by the department of commerce to regional nonprofit tourism corporations in the ratio of the proceeds collected in each tourism region to the total proceeds collected statewide; and

(B) if 24% of the proceeds collected annually within the limits of a city, consolidated city-county, resort area, or resort area district exceeds \$35,000, 50% of the amount available for distribution to the regional nonprofit tourism corporation in the region where the city, consolidated city-county, resort area, or resort area district is located to be distributed to the nonprofit convention and visitors bureau in that city, consolidated city-county, resort area, or resort area district; and

(iv) 0.5% to the state special revenue account provided for in 90-1-135 for use by the state-tribal economic development commission established in 90-1-131 for activities in the Indian tourism region.

(6) The tax proceeds received that are transferred to a state special revenue account pursuant to subsection (5)(b) are allocated to the entities." "

Insert: "**Section 2.** Section 22-3-1303, MCA, is amended to read:

**"22-3-1303. Account -- Montana heritage center construction.** There is an account in the capital projects fund established in 17-2-102 known as the Montana heritage center construction account. The tax collections allocated in 15-68-820~~(3)~~~~(a)~~ must be deposited in the account until December 30, 2024. The money in the account is authorized to the department of administration and may be used only for capital construction of the Montana heritage center." "

Insert: "**Section 3.** Section 22-3-1307, MCA, is amended to read:

**"22-3-1307. Historic preservation grant program account.** (1) There is an account in the state special revenue fund established in 17-2-102 known as the historic preservation grant program account. The tax collections allocated in 15-68-820~~(3)~~~~(b)~~ and ~~(4)~~~~(c)~~ must be deposited in the account.

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(2) Money deposited in the account is subject to appropriation by the legislature and may be used only for historic preservation grants to be administered by the department of commerce.

(3) The department shall allocate and disburse historic preservation account funds as appropriated by the legislature." "

Renumber: subsequent sections

7. Page 4, line 11 through page 5, line 1.

**Strike:** section 2 in its entirety

**Renumber:** subsequent sections

8. Page 5.

**Following:** line 4

**Insert:** "NEW SECTION. Section 5. Termination. [This act] terminates June 30, 2023."

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

**MESSAGES FROM THE SENATE**

**House bills** concurred in and returned to the House: 3/30/2021

**HB 50**, introduced by F. Garner

**HB 307**, introduced by J. Gillette

**HB 328**, introduced by C. Keogh

**HB 364**, introduced by J. Trebas

**HB 386**, introduced by S. Gist

**HB 494**, introduced by . Harvey

**HB 499**, introduced by J. Trebas

**HB 556**, introduced by K. Walsh

**House joint resolution** concurred in and returned to the House: 3/30/2021

**HJR 6**, introduced by D. Fern

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

3/30/2021

**HB 459**, introduced by D. Lenz

**House bill not** concurred in and returned to the House: 3/30/2021

**HB 368**, introduced by S. Greef

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**House amendments to Senate bill** concurred in: 3/30/2021

**SB 168**, introduced by S. Fitzpatrick

**Senate bills** passed and transmitted to the House for concurrence: 3/30/2021

**SB 269**, introduced by B. Hoven

**SB 320**, introduced by E. Boldman

**SB 300** - The Senate failed to concur in House amendments to **SB 300**, authorized the President to appoint the following **Free** Conference Committee, and requested that the House appoint a like committee to confer on **SB 300**:

3/31/2021

Senator Glimm, Chair

Senator Sands

Senator Vance

**MESSAGES FROM THE GOVERNOR**

March 31, 2021

The Honorable Wylie Galt  
Speaker of the House  
State Capitol  
Helena, Montana 59620

Dear Speaker Galt:

On Wednesday, March 31, 2021, I signed the following bill:

**House Bill 200** - Holmlund

The bill has been delivered to the Secretary of State's Office.

Sincerely,

GREG GIANFORTE  
Governor

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**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. Speaker Pro Tempore Knudsen in the chair.

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

**HB 162** - Representative Fielder moved **HB 162** do pass. Motion carried as follows:

Yeas: Anderson, Bartel, Beard, Bedey, Berglee, Bertoglio, Binkley, Brewster, Buttrey, Custer, Duram, Fielder, Fitzgerald, Fleming, Frazer, Fuller, Galloway, Garner, Gillette, Gist, Greef, Gunderson, Hamilton, Hawk, Hill, Hinkle C, Hinkle J, Hopkins, Jones, Kassmier, Kerns, Knudsen C, Knudsen R, Lenz, Ler, Loge, Malone, Marshall, McKamey, Mitchell, Nave, Noland, Patelis, Phalen, Read, Regier A, Regier M, Reksten, Ricci, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Stromswold, Trebas, Tschida, Usher, Vinton, Walsh, Whitman, Zolnikov, Mr. Speaker.  
Total 62

Nays: Abbott, Bishop, Buckley, Caferro, Carlson, Curdy, Dooling, Dunwell, Farris-Olsen, Fern, France, Funk, Harvey, Hayman, Holmlund, Karjala, Keane, Kelker, Keogh, Kerr-Carpenter, Kortum, Marler, Mercer, Moore, Novak, Olsen, Putnam, Running Wolf, Smith, Stafman, Stewart Peregoy, Sullivan, Tenenbaum, Thane, Weatherwax, Welch, Whiteman Pena, Windy Boy.  
Total 38

Voted absentee: None.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 372** - Representative Ler moved **HB 372** do pass. Motion carried as follows:

Yeas: Anderson, Bartel, 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, Hopkins, Jones, Kassmier, Knudsen C, Knudsen R, Lenz, Ler, Loge, Malone, Marshall, McKamey, Mitchell, Nave, Noland, Patelis, Phalen, Putnam, Read, Regier A, Reksten, Ricci, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Stromswold, Tschida, Usher, Vinton, Walsh, Welch, Whitman, Zolnikov, Mr. Speaker.  
Total 59



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Nays: Abbott, Beard, Bishop, Brewster, Buckley, Caferro, Curdy, Dunwell, Farris-Olsen, Fern, France, Funk, Hamilton, Harvey, Hawk, Hayman, Holmlund, Karjala, Keane, Kelker, Keogh, Kerns, Kerr-Carpenter, Kortum, Marler, Mercer, Moore, Novak, Olsen, Regier M, Running Wolf, Smith, Stafman, Stewart Peregoy, Sullivan, Tenenbaum, Thane, Trebas, Weatherwax, Whiteman Pena, Windy Boy.  
Total 41

Voted absentee: None.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SB 215** - Representative Berglee moved **SB 215** be concurred in.

**SB 215** - Representative Abbott moved **SB 215**, second reading copy, be amended as follows:

1. Page 3, line 14.

**Following:** "protected"  
**Insert:** "-- limitation"

2. Page 3.

**Following:** line 25

**Insert:** "(3) Nothing in [sections 1 through 5] may be used as a defense in a claim brought under Title 49, chapter 2, or under a local nondiscrimination ordinance."

Amendment **not** adopted as follows:

Yeas: Abbott, Bishop, Buckley, Caferro, Curdy, Custer, Dooling, Dunwell, Farris-Olsen, Fern, Fitzgerald, France, Frazer, Funk, Garner, Greef, Hamilton, Harvey, Hawk, Hayman, Hopkins, Karjala, Keane, Kelker, Keogh, Kerr-Carpenter, Kortum, Marler, McKamey, Novak, Olsen, Putnam, Running Wolf, Smith, Stafman, Stewart Peregoy, Stromswold, Sullivan, Tenenbaum, Thane, Walsh, Weatherwax, Welch, Whiteman Pena, Whitman, Windy Boy, Zolnikov.  
Total 47

Nays: Anderson, Bartel, Beard, Bedey, Berglee, Bertoglio, Binkley, Brewster, Buttrey, Carlson, Duram, Fielder, Fleming, Fuller, Galloway, Gillette, Gist, Gunderson, Hill, Hinkle C, Hinkle J, Holmlund, Jones, Kassmier, Kerns, Knudsen C, Knudsen R, Lenz, Ler, Loge, Malone, Marshall, Mercer, Mitchell, Moore, Nave, Noland, Patelis, Phalen, Read, Regier A, Regier M, Reksten, Ricci, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Trebas, Tschida, Usher, Vinton, Mr. Speaker.  
Total 53

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Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 215** - Representative Berglee moved **SB 215** be concurred in. Motion carried as follows:

Yeas: Anderson, Bartel, Beard, Bedey, Berglee, Bertoglio, Binkley, Brewster, Buttrey, Carlson, Dooling, Duram, Fielder, Fitzgerald, Fleming, Frazer, Fuller, Galloway, Gillette, Gist, Greef, Gunderson, Hill, Hinkle C, Hinkle J, Holmlund, 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, Trebas, Tschida, Usher, Vinton, Walsh, Welch, Whitman, Mr. Speaker.

Total 61

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

Total 39

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 403** - Representative Running Wolf moved **HB 403** do pass. Motion carried as follows:

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

Total 81

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Nays: Binkley, Fielder, Galloway, Hinkle C, Hinkle J, Lenz, Mercer, Mitchell, Moore, Nave, Phalen, Regier A, Regier M, Sheldon-Galloway, Skees, Trebas, Tschida, Usher.  
Total 18

Voted absentee: None.

Excused: None.  
Total 0

Absent or not voting: Zolnikov.  
Total 1

**HB 522** - Representative Buttrey moved **HB 522** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bartel, Beard, Bedey, Berglee, Bertoglio, 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, Hill, Hinkle C, Hinkle J, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerns, Kerr-Carpenter, Knudsen C, Knudsen R, Lenz, Ler, Loge, Malone, Marshall, McKamey, Mitchell, Moore, Nave, Noland, Novak, Olsen, Patelis, Phalen, Putnam, Read, Reksten, Ricci, Running Wolf, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Smith, Stafman, Stewart Peregoy, Stromswold, Sullivan, Tenenbaum, Thane, Trebas, Tschida, Vinton, Walsh, Weatherwax, Welch, Whiteman Pena, Whitman, Windy Boy, Zolnikov, Mr. Speaker.  
Total 92

Nays: Binkley, Hayman, Kortum, Marler, Mercer, Regier A, Regier M, Usher.  
Total 8

Voted absentee: None.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 625** - Representative Lenz moved **HB 625** do pass. Motion carried as follows:

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

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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, Zolnikov, Mr. Speaker.  
Total 89

Nays: Caferro, Dunwell, Farris-Olsen, France, Hawk, Karjala, Keane, Keogh, Marler, Olsen, Windy Boy.  
Total 11

Voted absentee: None.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 634** - Representative Skees moved **HB 634** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Berglee, Binkley, Brewster, Carlson, Duram, Fern, Fielder, Fleming, Frazer, Fuller, Galloway, Gillette, Gist, Gunderson, Hill, Hinkle C, Hinkle J, Kerns, Knudsen C, Knudsen R, Lenz, Ler, Malone, Marshall, 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, Zolnikov, Mr. Speaker.  
Total 49

Nays: Abbott, Anderson, Bedey, Bertoglio, Bishop, Buckley, Buttrey, Caferro, Curdy, Custer, Dooling, Dunwell, Farris-Olsen, Fitzgerald, France, Funk, Garner, Greef, Hamilton, Harvey, Hawk, Hayman, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Kortum, Loge, Marler, McKamey, Novak, Olsen, Putnam, Running Wolf, Smith, Stafman, Stewart Peregoy, Sullivan, Tenenbaum, Thane, Walsh, Weatherwax, Welch, Whiteman Pena, Whitman, Windy Boy.  
Total 51

Voted absentee: None.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

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**HB 635** - Representative Skees moved **HB 635** do pass. Motion carried as follows:

Yeas: Anderson, Bartel, Beard, 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 64

Nays: Abbott, Bedey, 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 36

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 656** - Representative Read moved **HB 656** do pass. 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, Putnam, Read, Regier A, Regier M, Reksten, Ricci, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Stromswold, 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, Running Wolf, Smith, Stafman, Stewart Peregoy, Sullivan, Tenenbaum, Thane, Trebas, Weatherwax, Whiteman Pena, Windy Boy.

Total 34

Voted absentee: None.

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 660** - Representative Kassmier moved **HB 660** do pass. Motion carried 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, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerns, Kerr-Carpenter, Knudsen C, Knudsen R, Kortum, Lenz, Ler, Loge, Malone, Marler, Marshall, McKamey, Mitchell, Nave, Noland, Novak, Olsen, Patelis, Phalen, Putnam, Read, Regier A, Reksten, Ricci, Running Wolf, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Smith, Stafman, Stewart Peregoy, Sullivan, Tenenbaum, Thane, Usher, Vinton, Walsh, Weatherwax, Welch, Whiteman Pena, Whitman, Windy Boy, Zolnikov, Mr. Speaker.  
Total 92

Nays: Hinkle C, Hinkle J, Mercer, Moore, Regier M, Stromswold, Trebas, Tschida.

Total 8

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 669** - Representative Buttrey moved **HB 669** do pass. Motion carried 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, Whitman, Windy Boy, Zolnikov, Mr. Speaker.  
Total 99

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Nays: Whiteman Pena.

Total 1

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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

Total 80

Nays: Bishop, Buckley, Dunwell, Farris-Olsen, France, Hamilton, Harvey, Hayman, Karjala, Kortum, Marler, Olsen, Smith, Sullivan, Tschida, Windy Boy.

Total 16

Voted absentee: None.

Excused: None.

Total 0

Absent or not voting: Knudsen C, Putnam, Stafman, Whiteman Pena.

Total 4

**MOTIONS**

Majority Leader Vinton moved to re-refer **HB 162** to the Appropriations Committee. Without objection, so ordered.

Majority Leader Vinton moved to re-refer **HB 372** to the Appropriations Committee. Without objection, so ordered.

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Majority Leader Vinton moved to re-refer **HB 625** to the Appropriations Committee. Without objection, so ordered.

Majority Leader Vinton moved to re-refer **HB 656** to the Appropriations Committee. Without objection, so ordered.

Majority Leader Vinton moved to re-refer **HB 701** from the Business and Labor Committee to the Taxation Committee. Without objection, so ordered.

Representative Windy Boy arose on a **Point of Personal Privilege** asking for additional tribal member involvement on contentious legislation that involves tribal relations.

**ANNOUNCEMENTS**

Committee meetings were announced by the committee chairs.

Majority Leader Vinton moved the House adjourn until 1:00 p.m., Thursday, April 1, 2021. Motion carried.

House adjourned at 8:00 p.m.

CAROLYN TSCHIDA  
Chief Clerk of the House

WYLIE GALT  
Speaker of the House