

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

Helena, Montana
April 7, 2021

House Chambers
State Capitol

House convened at 10:25 a.m. Mr. Speaker presiding. Invocation by Representative Thane. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representatives Hawk and Weatherwax, excused. Quorum present.

BILLS (J. Hinkle, Chair): 4/7/2021

Correctly engrossed: **HB 606, HB 670, HB 695, HB 703, SB 165, SB 212, SB 318.**

Examined by the sponsor and found to be correct: **HB 50, HB 57, HB 223, HB 280, HB 291, HB 307, HB 328, HB 364, HB 407, HB 482, HB 499, HB 556, HB 558, HB 609, HJR 6.**

Transmitted to the Senate: **HB 340, HB 661, HB 663, HB 681, HB 683, HB 705, SB 191.**

Signed by the Speaker at 1:20 p.m., April 7, 2021: **HB 31, HB 34, HB 43, HB 47, HB 49, HB 55, HB 159, HB 163, HB 176, HB 192, HB 207, HB 211, HB 246, HB 252, HB 259, HB 289, HB 292, HB 346, HB 349, HB 379, HB 386, HB 393, HB 432, HB 440, HB 494, HB 543, HB 611, HR 5.**

Signed by the Chief Clerk of the House at 2:00 p.m., April 7, 2021: **HB 31, HB 34, HB 43, HB 47, HB 49, HB 55, HB 159, HB 163, HB 176, HB 192, HB 207, HB 211, HB 246, HB 252, HB 259, HB 289, HB 292, HB 346, HB 349, HB 379, HB 386, HB 393, HB 432, HB 440, HB 494, HB 543, HB 611, HR 5.**

Signed by the Speaker at 2:00 p.m., April 7, 2021: **HB 50, HB 57, HB 223, HB 280, HB 291, HB 307, HB 328, HB 364, HB 407, HB 482, HB 499, HB 556, HB 558, HB 609, HJR 6.**

Signed by the Chief Clerk of the House at 2:15 p.m., April 7, 2021: **HB 50, HB 57, HB 223, HB 280, HB 291, HB 307, HB 328, HB 364, HB 407, HB 482, HB 499, HB 556, HB 558, HB 609, HJR 6.**

Delivered to the Secretary of State at 9:04 a.m., April 7, 2021: **HJR 10, HJR 17.**

Delivered to the Secretary of State at 3:07 p.m., April 7, 2021: **HR 5.**

REPORTS OF STANDING COMMITTEES

TAXATION (Beard, Chair): 4/1/2021

SB 212, be amended as follows:

1. Page 2, line 20.

Strike: "county treasurers"

Insert: "the taxpayer"

2. Page 2, line 24.

Following: "COUNTY"

Insert: "and local school average mills by county"

HOUSE JOURNAL
SIXTY-SIXTH LEGISLATIVE DAY - APRIL 7, 2021

3. Page 2, line 25.

Strike: "COUNTY TREASURER SHALL INCLUDE THE INFORMATION RECEIVED FROM THE"

4. Page 2, line 26.

Following: "REVENUE"

Insert: "shall provide to the taxpayer the information required"

5. Page 2, line 26.

Strike: "with the written notice"

Insert: "by the second Monday in October"

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

REPORTS OF SELECT COMMITTEES

CONFERENCE COMMITTEE
on Senate Amendments to **House Bill 20**
Report No. 002, April 1, 2021

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered Senate amendments to **House Bill 20** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **House Bill 20** (reference copy -- salmon) be amended as follows:

1. Page 1, line 14.

Following: "available"

Insert: "for service at all times"

2. Page 1, line 26.

Following: "pilot"

Insert: "or an airplane passenger"

3. Page 2, line 6.

Following: "service"

Insert: "at all times"

For the Senate:

Vance, Chair
Ellsworth
Sands

For the House:

Beard, Vice Chair
Berglee
Harvey

HOUSE JOURNAL
SIXTY-SIXTH LEGISLATIVE DAY - APRIL 7, 2021

MESSAGES FROM THE SENATE

House bills concurred in and returned to the House: 4/1/2021

HB 201, introduced by K. Holmlund
HB 258, introduced by J. Hinkle
HB 298, introduced by S. Galloway
HB 394, introduced by M. Noland
HB 589, introduced by B. Mercer

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

4/1/2021

HB 112, introduced by J. Fuller
HB 382, introduced by W. Curdy
HB 616, introduced by M. Hopkins

House joint resolution not concurred in and returned to the House: 4/1/2021

HJR 15, introduced by M. Marler

FIRST READING AND COMMITMENT OF BILLS

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

HR 6, introduced by S. Kerns, F. Anderson, D. Bartel, B. Beard, D. Bedey, S. Berglee, M. Bertoglio, M. Binkley, J. Carlson, N. Duram, P. Fielder, F. Fleming, G. Frazer, S. Galloway, J. Gillette, S. Gist, S. Greef, S. Gunderson, E. Hill, C. Hinkle, J. Hinkle, M. Hopkins, L. Jones, J. Kassmier, C. Knudsen, R. Knudsen, D. Lenz, B. Ler, R. Marshall, W. McKamey, B. Mitchell, T. Moore, J. Patelis, B. Phalen, J. Read, A. Regier, M. Regier, L. Reksten, J. Schillinger, K. Seekins-Crowe, L. Sheldon-Galloway, D. Skees, M. Stromswold, J. Trebas, B. Tschida, B. Usher, S. Vinton, K. Whitman, K. Zolnikov, referred to Human Services.

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 340 passed as follows:

Yeas: Anderson, Bartel, Bedey, Berglee, Bertoglio, Bishop, Brewster, Buckley, Buttrey, Caferro, Carlson, Curdy, Custer, Dooling, Dunwell, Farris-Olsen, Fern, Fielder, Fitzgerald, Fleming, Frazer, Fuller, Funk, Gist, Greef, Gunderson, Harvey, Hayman, Hill, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerns, Kerr-Carpenter, Knudsen C, Knudsen R, Kortum, Ler, Loge, Malone, Marler, Marshall, McKamey, Mitchell, Noland, Novak, Olsen,

HOUSE JOURNAL
SIXTY-SIXTH LEGISLATIVE DAY - APRIL 7, 2021

Patelis, Phalen, Putnam, Read, Reksten, Ricci, Running Wolf, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Smith, Stafman, Stewart Peregoy, Stromswold, Sullivan, Tenenbaum, Thane, Trebas, Usher, Vinton, Walsh, Welch, Whitman, Windy Boy, Zolnikov, Mr. Speaker.

Total 79

Nays: Abbott, Beard, Binkley, Duram, France, Hinkle C, Hinkle J, Lenz, Mercer, Moore, Nave, Regier A, Regier M, Tschida, Whiteman Pena.

Total 15

Voted absentee: None.

Excused: Hawk, Weatherwax.

Total 2

Absent or not voting: Galloway, Garner, Gillette, Hamilton.

Total 4

HB 661 passed as follows:

Yeas: Anderson, Bartel, Beard, Bedey, Berglee, Bertoglio, Binkley, Brewster, Buttrey, Carlson, Custer, Dooling, Duram, Fielder, Fitzgerald, Fleming, Frazer, Fuller, Galloway, Gillette, Gist, Greef, Gunderson, Harvey, Hill, Hinkle C, Hinkle J, Holmlund, Hopkins, Jones, Kassmier, Keane, Kerns, Knudsen C, Lenz, Ler, Loge, Malone, Marshall, McKamey, Mercer, Mitchell, Moore, Nave, Noland, Novak, Patelis, Phalen, Putnam, Read, Regier A, Regier M, Reksten, Ricci, 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, Hayman, Karjala, Kelker, Keogh, Kerr-Carpenter, Knudsen R, Kortum, Marler, Olsen, Running Wolf, Smith, Stafman, Stewart Peregoy, Sullivan, Tenenbaum, Thane, Whiteman Pena, Windy Boy.

Total 28

Voted absentee: None.

Excused: Hawk, Weatherwax.

Total 2

Absent or not voting: Garner, Hamilton, Schillinger.

Total 3

HOUSE JOURNAL
SIXTY-SIXTH LEGISLATIVE DAY - APRIL 7, 2021

HB 663 passed as follows:

Yeas: Anderson, Bartel, Beard, Bedey, Berglee, Bertoglio, Binkley, Brewster, Buttrey, Carlson, Custer, Dooling, Duram, Fern, Fielder, Fitzgerald, Fleming, Frazer, Fuller, Galloway, 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, France, Funk, Harvey, Hayman, Karjala, Keane, Kelker, Keogh, Kerr-Carpenter, Kortum, Marler, Novak, Olsen, Running Wolf, Smith, Stafman, Stewart Peregoy, Sullivan, Tenenbaum, Thane, Whiteman Pena, Windy Boy.

Total 29

Voted absentee: None.

Excused: Hawk, Weatherwax.

Total 2

Absent or not voting: Garner, Hamilton.

Total 2

HB 681 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, Gillette, Gist, Greef, Gunderson, Hamilton, Harvey, 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, Mitchell, Moore, Nave, Noland, Novak, Olsen, Patelis, Phalen, Putnam, Read, Regier A, Reksten, Ricci, Running Wolf, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Smith, Stafman, Stewart Peregoy, Stromswold, Sullivan, Tenenbaum, Thane, Trebas, Usher, Vinton, Walsh, Welch, Whiteman Pena, Whitman, Zolnikov, Mr. Speaker.

Total 93

Nays: Mercer, Regier M, Tschida, Windy Boy.

Total 4

Voted absentee: None.

HOUSE JOURNAL
SIXTY-SIXTH LEGISLATIVE DAY - APRIL 7, 2021

Excused: Hawk, Weatherwax.

Total 2

Absent or not voting: Garner.

Total 1

HB 683 passed as follows:

Yeas: Anderson, Bartel, Beard, Bedey, Berglee, Bertoglio, Binkley, Brewster, Buttrey, Carlson, Custer, Dooling, Duram, Fielder, Fitzgerald, Fleming, Frazer, Fuller, Galloway, 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, Dunwell, Farris-Olsen, Fern, France, Funk, Hamilton, Harvey, Hayman, Karjala, Keane, Kelker, Keogh, Kerr-Carpenter, Kortum, Marler, Novak, Olsen, Putnam, Running Wolf, Smith, Stafman, Stewart Peregoy, Sullivan, Tenenbaum, Thane, Whiteman Pena, Windy Boy.

Total 32

Voted absentee: None.

Excused: Hawk, Weatherwax.

Total 2

Absent or not voting: Garner.

Total 1

HB 705 passed as follows:

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

Total 74

HOUSE JOURNAL
SIXTY-SIXTH LEGISLATIVE DAY - APRIL 7, 2021

Nays: Beard, Berglee, Binkley, Dunwell, Fielder, Fuller, Galloway, Hayman, Hill, Hinkle C, Karjala, Kortum, Lenz, Mitchell, Moore, Olsen, Phalen, Read, Regier A, Sheldon-Galloway, Tschida, Windy Boy.

Total 22

Voted absentee: None.

Excused: Hawk, Weatherwax.

Total 2

Absent or not voting: Garner, Nave.

Total 2

SB 191 concurred in 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, Gillette, Gist, Greef, Gunderson, Hamilton, Harvey, 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, Welch, Whiteman Pena, Whitman, Windy Boy, Zolnikov, Mr. Speaker.

Total 97

Nays: None.

Total 0

Voted absentee: None.

Excused: Hawk, Weatherwax.

Total 2

Absent or not voting: Garner.

Total 1

HOUSE JOURNAL
SIXTY-SIXTH LEGISLATIVE DAY - APRIL 7, 2021

**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 Hopkins in the chair.

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

HB 279 - Representative Berglee moved **HB 279** do pass. 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, 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, Whitman, Zolnikov, Mr. Speaker.

Total 64

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

Total 35

Voted absentee: Hawk, Weatherwax, No.

Excused: Hawk, Weatherwax.

Total 2

Absent or not voting: Kortum.

Total 1

HB 606 - Representative Fielder moved **HB 606** do pass.

HB 606 - Representative Fielder moved **HB 606**, second reading copy, be amended as follows:

1. Title, line 5.

Following: "METERING"

Insert: "GATEWAY"

HOUSE JOURNAL
SIXTY-SIXTH LEGISLATIVE DAY - APRIL 7, 2021

2. Page 1, line 11.

Strike: "meter"

Insert: "metering gateway device"

3. Page 1, line 14.

Following: "metering"

Insert: "gateway"

4. Page 1, line 18.

Following: "metering"

Insert: "gateway"

5. Page 1, line 19.

Strike: "meter"

Insert: "metering gateway device"

6. Page 2, line 6.

Strike: the second "or"

Insert: "and"

7. Page 2, line 13.

Strike: "2020"

Insert: "2022"

8. Page 2, line 13.

Following: "for"

Insert: "advanced meters or"

9. Page 2, line 14.

Following: "devices"

Insert: ", or both,"

Following: "established."

Insert: "(2)"

10. Page 2, line 19.

Following: "devices"

Insert: "and advanced metering gateway devices"

11. Page 2, line 20.

Strike: "(2)"

Insert: "(3)"

12. Page 2, line 22.

Following: "metering"

Insert: "device or advanced metering gateway device"

HOUSE JOURNAL
SIXTY-SIXTH LEGISLATIVE DAY - APRIL 7, 2021

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bartel, Beard, Bedey, Berglee, Bertoglio, Binkley, Bishop, Brewster, Buckley, Buttrey, Carlson, Curdy, Custer, Dooling, Duram, Farris-Olsen, Fern, Fielder, Fitzgerald, Fleming, France, Frazer, Fuller, Funk, Galloway, Garner, Gillette, Gist, Greef, Gunderson, Hamilton, Harvey, Hawk, Hayman, 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, Whitman, Zolnikov, Mr. Speaker.
Total 94

Nays: Dunwell, Hill, Olsen, Whiteman Pena, Windy Boy.
Total 5

Voted absentee: Hawk, Weatherwax, Aye.

Excused: Hawk, Weatherwax.
Total 2

Absent or not voting: Caferro.
Total 1

HB 606 - Representative Fielder moved **HB 606**, as amended, do pass. Motion carried as follows:

Yeas: Anderson, Bartel, Beard, Bedey, Berglee, Bertoglio, Binkley, Bishop, Buckley, Buttrey, Carlson, Curdy, Custer, Dooling, Duram, Fern, Fielder, Fleming, France, Frazer, Fuller, Galloway, Garner, Gillette, Gist, Greef, Gunderson, Hamilton, Hayman, Hinkle C, Hinkle J, Holmlund, Hopkins, Jones, Kassmier, Kelker, Kerns, Kerr-Carpenter, Knudsen C, Knudsen R, Lenz, Ler, Loge, Malone, Marler, Marshall, McKamey, Mercer, Mitchell, Moore, Nave, Noland, Novak, Olsen, Patelis, Phalen, Read, Regier A, Regier M, Reksten, Ricci, Running Wolf, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Stromswold, Trebas, Tschida, Usher,

Vinton, Walsh, Weatherwax, Welch, Whiteman Pena, Whitman, Windy Boy, Zolnikov, Mr. Speaker.
Total 79

Nays: Abbott, Brewster, Caferro, Dunwell, Farris-Olsen, Fitzgerald, Funk, Harvey, Hawk, Hill, Karjala, Keane, Keogh, Kortum, Putnam, Smith, Stafman, Stewart Peregoy, Sullivan, Tenenbaum, Thane.
Total 21

HOUSE JOURNAL
SIXTY-SIXTH LEGISLATIVE DAY - APRIL 7, 2021

Voted absentee: Weatherwax, Aye; Hawk, No.

Excused: Hawk, Weatherwax.

Total 2

Absent or not voting: None.

Total 0

HB 625 - Representative Lenz moved **HB 625** do pass. Motion carried 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, Kerr-Carpenter, 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, Smith, Stromswold, Tenenbaum, 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, Kortum, Marler, Novak, Olsen, Running Wolf, Stafman, Stewart Peregoy, Sullivan, Thane, Weatherwax, Whiteman Pena, Windy Boy.

Total 27

Voted absentee: Hawk, Weatherwax, No.

Excused: Hawk, Weatherwax.

Total 2

Absent or not voting: None.

Total 0

HB 628 - Representative Kassmier moved **HB 628** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bartel, Beard, Bedey, Berglee, Bertoglio, Binkley, Bishop, Brewster, Buckley, Buttrey, Caferro, Carlson, Curdy, Custer, 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, 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,

HOUSE JOURNAL
SIXTY-SIXTH LEGISLATIVE DAY - APRIL 7, 2021

Stewart Peregoy, Stromswold, Sullivan, Tenenbaum, Thane, Trebas, Tschida, Usher, Vinton, Walsh, Weatherwax, Welch, Whiteman Pena, Whitman, Windy Boy, Zolnikov, Mr. Speaker.
Total 97

Nays: Hamilton.
Total 1

Voted absentee: Hawk, Weatherwax, Aye.

Excused: Hawk, Weatherwax.
Total 2

Absent or not voting: Dooling, Lenz.
Total 2

HB 629 - Representative Fern moved **HB 629** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bartel, Bedey, Bertoglio, Bishop, Brewster, Buckley, Buttrey, Caferro, Carlson, Curdy, Custer, Dooling, Duram, Farris-Olsen, Fern, Fitzgerald, Fleming, France, Frazer, Fuller, Funk, Garner, Gist, Greef, Gunderson, Hamilton, Harvey, Hawk, Hayman, Hill, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerns, Kerr-Carpenter, Knudsen C, Kortum, Lenz, Ler, Loge, Malone, Marler, Marshall, McKamey, Mercer, Mitchell, Nave, Noland, Novak, Olsen, Patelis, Phalen, Putnam, Read, Reksten, Ricci, Running Wolf, Schillinger, Seekins-Crowe, Skees, Smith, Stafman, Stewart Peregoy, Sullivan, Tenenbaum, Thane, Trebas, Vinton, Walsh, Weatherwax, Welch, Whiteman Pena, Whitman, Windy Boy, Mr. Speaker.
Total 82

Nays: Beard, Berglee, Binkley, Dunwell, Fielder, Galloway, Gillette, Hinkle C, Hinkle J, Knudsen R, Moore, Regier A, Regier M, Sheldon-Galloway, Stromswold, Tschida, Usher, Zolnikov.
Total 18

Voted absentee: Hawk, Weatherwax, Aye.

Excused: Hawk, Weatherwax.
Total 2

Absent or not voting: None.
Total 0

HB 644 - Representative Windy Boy moved **HB 644** do pass. Motion carried as follows:

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

HOUSE JOURNAL
SIXTY-SIXTH LEGISLATIVE DAY - APRIL 7, 2021

France, Frazer, Funk, Garner, Gist, Greef, Gunderson, Hamilton, Harvey, Hawk, Hayman, Hill, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Knudsen C, Knudsen R, Kortum, Ler, Marler, McKamey, Noland, Novak, Olsen, Patelis, Putnam, Read, Reksten, Running Wolf, Seekins-Crowe, Sheldon-Galloway, Smith, Stafman, Stewart Peregoy, Sullivan, Tenenbaum, Thane, Trebas, Vinton, Walsh, Weatherwax, Welch, Whiteman Pena, Whitman, Windy Boy, Zolnikov, Mr. Speaker.
Total 73

Nays: Bartel, Binkley, Fielder, Fleming, Fuller, Galloway, Gillette, Hinkle C, Hinkle J, Kerns, Lenz, Loge, Malone, Marshall, Mercer, Mitchell, Moore, Nave, Phalen, Regier A, Regier M, Ricci, Schillinger, Skees, Stromswold, Tschida, Usher.
Total 27

Voted absentee: Hawk, Weatherwax, Aye.

Excused: Hawk, Weatherwax.
Total 2

Absent or not voting: None.
Total 0

HB 648 - Representative Kassmier moved **HB 648** 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, Harvey, 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, Regier M, Reksten, Ricci, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Stromswold, Trebas, Tschida, Usher, Vinton, Walsh, Welch, Whitman, Zolnikov, Mr. Speaker.
Total 71

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

Voted absentee: Hawk, Weatherwax, No.

Excused: Hawk, Weatherwax.
Total 2

Absent or not voting: None.
Total 0

HOUSE JOURNAL
SIXTY-SIXTH LEGISLATIVE DAY - APRIL 7, 2021

HB 651 - Representative Bertoglio moved **HB 651** 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, 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: Hawk, Weatherwax, No.

Excused: Hawk, Weatherwax.

Total 2

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, Buckley, Buttrey, Carlson, Custer, Dooling, Dunwell, Duram, Farris-Olsen, 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, Kerr-Carpenter, Knudsen C, Knudsen R, Lenz, Ler, Loge, Malone, Marshall, McKamey, Mitchell, Moore, Nave, Noland, Novak, Patelis, Phalen, Putnam, Read, Regier M, Reksten, Ricci, Running Wolf, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Stewart Peregoy, Stromswold, Trebas, Tschida, Usher, Vinton, Walsh, Welch, Whitman, Zolnikov, Mr. Speaker.

Total 76

Nays: Abbott, Bishop, Caferro, Curdy, France, Funk, Hamilton, Hayman, Karjala, Kelker, Keogh, Kortum, Marler, Mercer, Olsen, Smith, Stafman, Sullivan, Tenenbaum, Thane, Weatherwax, Whiteman Pena, Windy Boy.

Total 23

Voted absentee: Hawk, Aye; Weatherwax, No.

HOUSE JOURNAL
SIXTY-SIXTH LEGISLATIVE DAY - APRIL 7, 2021

Excused: Hawk, Weatherwax.

Total 2

Absent or not voting: Regier A.

Total 1

HB 658 - Representative Frazer moved **HB 658** do pass. Motion carried as follows:

Yeas: Anderson, Bartel, Beard, Bedey, Berglee, Bertoglio, Binkley, Buckley, Buttrey, Carlson, Curdy, Custer, Dooling, Dunwell, Duram, Fern, Fielder, Fitzgerald, Fleming, France, Frazer, Fuller, Funk, Galloway, Garner, Gillette, Gist, Greef, Gunderson, Harvey, 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, Regier A, Regier M, Reksten, Ricci, Running Wolf, Schillinger, Sheldon-Galloway, Skees, Smith, Stromswold, Thane, Trebas, Tschida, Usher, Vinton, Walsh, Welch, Whitman, Zolnikov, Mr. Speaker.

Total 79

Nays: Abbott, Bishop, Brewster, Caferro, Farris-Olsen, Hamilton, Hayman, Karjala, Keogh, Kortum, Marler, Olsen, Read, Seekins-Crowe, Stafman, Stewart Peregoy, Sullivan, Tenenbaum, Weatherwax, Whiteman Pena, Windy Boy.

Total 21

Voted absentee: Hawk, Aye; Weatherwax, No.

Excused: Hawk, Weatherwax.

Total 2

Absent or not voting: None.

Total 0

HB 671 - Representative Bedey moved **HB 671** 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, 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 99

HOUSE JOURNAL
SIXTY-SIXTH LEGISLATIVE DAY - APRIL 7, 2021

Nays: None.

Total 0

Voted absentee: Hawk, Weatherwax, Aye.

Excused: Hawk, Weatherwax.

Total 2

Absent or not voting: Kerr-Carpenter.

Total 1

HB 678 - Representative Bartel moved **HB 678** 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, Marshall, 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 98

Nays: Marler, McKamey.

Total 2

Voted absentee: Hawk, Weatherwax, Aye.

Excused: Hawk, Weatherwax.

Total 2

Absent or not voting: None.

Total 0

HB 686 - Representative M. Regier moved **HB 686** 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, Harvey, 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, Regier M, Reksten, Ricci, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees,

HOUSE JOURNAL
SIXTY-SIXTH LEGISLATIVE DAY - APRIL 7, 2021

Stromswold, Trebas, Tschida, Usher, Vinton, Walsh, Welch, Whitman, Windy Boy, Zolnikov, Mr. Speaker.
Total 72

Nays: Abbott, Bishop, Buckley, Caferro, Curdy, Dunwell, Farris-Olsen, France, Funk, Hamilton, Hawk, Hayman, Karjala, Kelker, Keogh, Kerr-Carpenter, Kortum, Marler, Olsen, Running Wolf, Smith, Stafman, Stewart Peregoy, Sullivan, Tenenbaum, Thane, Weatherwax, Whiteman Pena.
Total 28

Voted absentee: Hawk, Weatherwax, No.

Excused: Hawk, Weatherwax.
Total 2

Absent or not voting: None.
Total 0

HB 689 - Representative Dooling moved **HB 689** 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, 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: Hawk, Weatherwax, No.

Excused: Hawk, Weatherwax.
Total 2

Absent or not voting: None.
Total 0

HOUSE JOURNAL
SIXTY-SIXTH LEGISLATIVE DAY - APRIL 7, 2021

HB 693 - Representative Mercer moved **HB 693** do pass. 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, Hamilton, 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, Thane, Trebas, Tschida, Usher, Vinton, Walsh, Welch, Whitman, Zolnikov, Mr. Speaker.

Total 71

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

Total 29

Voted absentee: Hawk, Weatherwax, No.

Excused: Hawk, Weatherwax.

Total 2

Absent or not voting: None.

Total 0

HB 694 - Representative Gist moved **HB 694** 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, Whiteman Pena, Whitman, Windy Boy, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Voted absentee: Hawk, Weatherwax, Aye.

HOUSE JOURNAL
SIXTY-SIXTH LEGISLATIVE DAY - APRIL 7, 2021

Excused: Hawk, Weatherwax.

Total 2

Absent or not voting: None.

Total 0

HB 696 - Representative Usher moved **HB 696** 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, Whiteman Pena, Whitman, Windy Boy, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Voted absentee: Hawk, Weatherwax, Aye.

Excused: Hawk, Weatherwax.

Total 2

Absent or not voting: None.

Total 0

HB 700 - Representative Dooling moved **HB 700** do pass. Motion **failed** as follows:

Yeas: Abbott, Bertoglio, Bishop, Buttrey, Caferro, Carlson, Curdy, Dooling, Dunwell, Farris-Olsen, Fern, Frazer, Funk, Garner, Greef, Hamilton, Harvey, Hawk, Holmlund, Hopkins, Karjala, Kelker, Keogh, Kortum, Marler, Marshall, McKamey, Novak, Olsen, Putnam, Running Wolf, Smith, Stafman, Stewart Peregoy, Sullivan, Tenenbaum, Thane, Weatherwax, Whitman.

Total 39

Nays: Anderson, Bartel, Beard, Bedey, Berglee, Binkley, Brewster, Buckley, Custer, Duram, Fielder, Fitzgerald, Fleming, France, Fuller, Galloway, Gillette, Gist, Gunderson, Hayman, Hill, Hinkle C, Hinkle J, Jones, Kassmier, Keane, Kerns, Kerr-Carpenter, Knudsen C, Knudsen R, Lenz, Ler, Loge, Malone, Mercer, Mitchell, Moore, Nave, Noland, Patelis, Phalen, Read,

HOUSE JOURNAL
SIXTY-SIXTH LEGISLATIVE DAY - APRIL 7, 2021

Regier A, Regier M, Reksten, Ricci, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Stromswold, Trebas, Tschida, Usher, Vinton, Walsh, Welch, Whiteman Pena, Windy Boy, Zolnikov, Mr. Speaker.

Total 61

Voted absentee: Hawk, Weatherwax, Aye.

Excused: Hawk, Weatherwax.

Total 2

Absent or not voting: None.

Total 0

HB 703 - Representative J. Hinkle moved **HB 703** do pass.

HB 703 - Representative J. Hinkle moved **HB 703**, second reading copy, be amended as follows:

1. Page 2, line 1.

Strike: "government"

Insert: "governmental"

2. Page 2, line 2.

Strike: "medical records"

Insert: "vaccination status or immunity passport"

3. Page 2, line 6.

Following: "benefits,"

Insert: "or"

4. Page 2, line 7.

Following: "53-2-101"

Strike: ", or membership card related to a private business"

Following: ";

Insert: "or"

5. Page 2, line 8.

Strike: subsection (c) in its entirety

Renumber: subsequent subsection

6. Page 2, line 12 through line 14.

Strike: subsection (2) in its entirety

Renumber: subsequent subsections

HOUSE JOURNAL
SIXTY-SIXTH LEGISLATIVE DAY - APRIL 7, 2021

7. Page 2, line 15.

Strike: "government"

Insert: "governmental"

8. Page 2, line 16.

Strike: "as proof of driving or"

Insert: "for"

9. Page 2, line 18.

Following: "(b)"

Strike: "discriminate against,"

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

Total 94

Nays: Kelker, Kortum, Marler, Stewart Peregoy, Tenenbaum.

Total 5

Voted absentee: Hawk, Weatherwax, Aye.

Excused: Hawk, Weatherwax.

Total 2

Absent or not voting: Olsen.

Total 1

HB 703 - Representative J. Hinkle moved **HB 703**, as amended, do pass. Motion carried as follows:

Yeas: Anderson, Bartel, Beard, Bedey, Berglee, Bertoglio, Binkley, Brewster, Carlson, Dooling, Duram, Fielder, Fleming, Frazer, Fuller, Galloway, Gillette, Gist, Greef, Gunderson, Hill, Hinkle C, Hinkle J, Holmlund, Hopkins, Jones, Kassmier, Kerns, Knudsen C, Knudsen R, Lenz, Ler, Loge, Malone, Marshall, Mitchell, Moore, Nave, Noland, Patelis, Phalen, Read, Regier A, Regier

HOUSE JOURNAL
SIXTY-SIXTH LEGISLATIVE DAY - APRIL 7, 2021

M, Reksten, Ricci, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Stromswold, Trebas, Tschida, Usher, Vinton, Whitman, Zolnikov, Mr. Speaker.
Total 58

Nays: Abbott, Bishop, Buckley, Buttrey, Caferro, Curdy, Custer, Dunwell, Farris-Olsen, Fern, Fitzgerald, France, Funk, Garner, Hamilton, Harvey, Hawk, Hayman, Karjala, Keane, Kelker, Keogh, Kerr-Carpenter, Kortum, Marler, McKamey, Mercer, Novak, Olsen, Putnam, Running Wolf, Smith, Stafman, Stewart Peregoy, Sullivan, Tenenbaum, Thane, Walsh, Weatherwax, Welch, Whiteman Pena, Windy Boy.
Total 42

Voted absentee: Hawk, Weatherwax, No.

Excused: Hawk, Weatherwax.
Total 2

Absent or not voting: None.
Total 0

HB 708 - Representative Kassmier moved **HB 708** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bedey, Berglee, Bertoglio, Binkley, Bishop, Brewster, Buckley, Buttrey, Carlson, Curdy, Custer, Dunwell, Duram, Farris-Olsen, Fern, Fielder, Fitzgerald, Fleming, France, Frazer, Fuller, Funk, Garner, Gillette, Gist, Greef, Gunderson, Hamilton, Harvey, Hawk, Hayman, Hill, Hinkle C, Hinkle J, Holmlund, Hopkins, Jones, Karjala, Kassmier, Kelker, Keogh, Kerns, Kerr-Carpenter, Kortum, Loge, Marler, Marshall, McKamey, Noland, Novak, Olsen, Patelis, Phalen, Putnam, Read, Reksten, Running Wolf, Schillinger, Seekins-Crowe, Skees, Smith, Stafman, Stewart Peregoy, Sullivan, Tenenbaum, Thane, Trebas, Usher, Vinton, Walsh, Weatherwax, Welch, Whiteman Pena, Whitman, Mr. Speaker.
Total 77

Nays: Bartel, Beard, Caferro, Dooling, Galloway, Keane, Knudsen C, Knudsen R, Lenz, Ler, Malone, Mercer, Mitchell, Moore, Nave, Regier A, Regier M, Ricci, Sheldon-Galloway, Stromswold, Tschida, Windy Boy, Zolnikov.
Total 23

Voted absentee: Hawk, Weatherwax, Aye.

Excused: Hawk, Weatherwax.
Total 2

Absent or not voting: None.
Total 0

HOUSE JOURNAL
SIXTY-SIXTH LEGISLATIVE DAY - APRIL 7, 2021

HB 709 - Representative M. Regier moved **HB 709** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bartel, Beard, Bedey, Berglee, Bertoglio, Binkley, Bishop, Brewster, Buckley, Buttrey, Caferro, Carlson, Curdy, Custer, Dunwell, Duram, 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, 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, Stewart Peregoy, Stromswold, Sullivan, Thane, Trebas, Tschida, Usher, Vinton, Walsh, Welch, Whiteman Pena, Whitman, Zolnikov, Mr. Speaker.

Total 93

Nays: Dooling, Farris-Olsen, Karjala, Stafman, Tenenbaum, Weatherwax, Windy Boy.

Total 7

Voted absentee: Hawk, Aye; Weatherwax, No.

Excused: Hawk, Weatherwax.

Total 2

Absent or not voting: None.

Total 0

HB 711 - Representative Noland moved **HB 711** do pass. Motion **failed** as follows:

Yeas: Bartel, Beard, Berglee, Bertoglio, Binkley, Brewster, Carlson, Duram, Fielder, Fleming, Fuller, Galloway, Gillette, Gist, Gunderson, Hill, Hinkle C, Hinkle J, Kerns, Knudsen C, Knudsen R, Lenz, Ler, Loge, Malone, Marshall, 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 48

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

Total 52

Voted absentee: Hawk, Weatherwax, No.

HOUSE JOURNAL
SIXTY-SIXTH LEGISLATIVE DAY - APRIL 7, 2021

Excused: Hawk, Weatherwax.

Total 2

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

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

Total 87

Nays: Dooling, Hinkle C, Keane, Mitchell, Read, Smith, Tschida.

Total 7

Voted absentee: None.

Excused: Hawk, Weatherwax.

Total 2

Absent or not voting: Farris-Olsen, Holmlund, Hopkins, Olsen.

Total 4

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Jones, Chair): 4/7/2021
HB 670, do pass. Report adopted.
HB 701, do pass. Report adopted.
HB 704, do pass. Report adopted.
HB 707, do pass. Report adopted.

BUSINESS AND LABOR (Noland, Chair): 3/31/2021
SB 108, be amended as follows:

1. Title, line 12 through line 18.

Strike: "REQUIRING" on line 12 through "MCA;" on line 18

HOUSE JOURNAL
SIXTY-SIXTH LEGISLATIVE DAY - APRIL 7, 2021

Insert: "ALLOWING FOR A CITIZEN INITIATIVE TO AMEND OR REPEAL LOCAL HEALTH BOARD ACTIONS;"

2. Page 1, line 23 through page 9, line 27.

Strike: everything after the enacting clause

Insert: "NEW SECTION. Section 1. Procedure for initiative election -- local health board actions. (1) The electors residing within the jurisdiction of a local health board may, by petition, request an election on whether to repeal or amend a local health board action. The form of the petition must be approved by the county election administrator of the county or counties that have territory within the local health board's jurisdiction. A petition signed by at least 5% of the qualified electors residing within the jurisdiction of the local health board is sufficient to require an election.

(2) If an approved petition containing sufficient signatures is filed prior to the effective date of the local health board action or within 14 days after the passage of the local health board action, whichever is later, a petition requesting an election on whether to amend or repeal the local health board action delays the local health board action's effective date until the local health board action is ratified by the electors.

(3) A petition for an election must:

(a) set out fully the local board action sought to be amended and the proposed amendment or the local board action to be repealed;

(b) specify the local governing body that oversees the local health board; and

(c) be in the form prescribed in Title 13, chapter 27, except as specifically provided in this part.

(4) An election held pursuant to this section must be conducted within 30 days of the filing of a petition allowed in subsection (2) and may be held:

(a) in conjunction with the next local government election held in accordance with Title 13, chapter 1, part 4; or

(b) as a special election if the next local government election does not occur within 30 days of the filing of a petition allowed in subsection (2).

(5) The city clerk, county election administrator, or both if applicable shall certify the results of the election.

(6) If a majority of those voting on the question approve the proposal:

(a) it becomes effective when the election results are officially declared, unless otherwise stated in the proposal; and

(b) the local board of health may not subsequently propose, adopt, or enact a local health board action that is similar to the original local health board action or conflicts with the amended or repealed local board action approved by the electors as allowed in this section.

(7) The local governing body that oversees the local board of health is responsible for all costs incurred by the petition and election provided for in this section.

(8) As used in this section, the following definitions apply:

(a) "Local governing body" or "governing body" means:

(i) the board of county commissioners that oversees a county local board of health;

(ii) the elected governing body of a city that oversees a city local board of health; or

HOUSE JOURNAL
SIXTY-SIXTH LEGISLATIVE DAY - APRIL 7, 2021

(iii) the entity identified as the governing body as established in the bylaws, interlocal agreement, or memorandum of understanding creating a city-county local board of health or a local district board of health.

(b) "Local health board action" includes a regulation, rule, directive, or order adopted or enacted by a local health board pursuant to this part."

Insert: "NEW SECTION. Section 2. Codification instruction. [Section 1] is intended to be codified as an integral part of Title 50, chapter 2, part 1, and the provisions of Title 50, chapter 2, part 1, apply to [section 1]."

Insert: "NEW SECTION. Section 3. {standard} **Effective date.** [This act] is effective on passage and approval."

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

JUDICIARY (Usher, Chair):
SB 318, be amended as follows:

4/1/2021

1. Title, line 5.

Following: "COURT;"

Insert: "PROVIDING A DEFINITION FOR "MALFEASANCE" IN A JUDICIAL IMPEACHMENT SETTING;"

2. Title, line 5.

Strike: "SECTION"

Insert: "SECTIONS"

3. Title, line 5.

Following: "3-1-604"

Insert: "AND 5-5-401"

4. Page 1.

Following: line 14

Insert: "**Section 2.** Section 5-5-401, MCA, is amended to read:

"5-5-401. Officers liable to impeachment. (1) The governor, executive officers, heads of state departments, and judicial officers are liable to impeachment for felonies and misdemeanors or malfeasance in office.

(2) As used in this section, "malfeasance", when applied to a judicial officer, includes but is not limited to exceeding the role of the judge as provided in 1-2-101, including inserting what has been omitted from or omitting what has been inserted in a judicial decision or order."

Renumber: subsequent sections

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

HOUSE JOURNAL
SIXTY-SIXTH LEGISLATIVE DAY - APRIL 7, 2021

LOCAL GOVERNMENT (Custer, Chair):
SB 174, be amended as follows:

4/1/2021

1. Title, line 6.

Following: "ADDITIONAL"

Insert: "CLARIFICATION OF THE"

2. Title, line 6.

Strike: "REGULATIONS"

Insert: "APPROVAL"

3. Title, line 6.

Following: "REGULATIONS;"

Insert: "PROVIDING THAT THE CONDITIONS OF A CONDITIONALLY APPROVED
SUBDIVISION MUST BE CLEARLY DEFINED;"

4. Title, line 7.

Following: "76-3-504,"

Insert: "76-3-604,"

Strike: "AND"

5. Title, line 7.

Following: "76-3-608,"

Insert: "AND 76-3-620,"

6. Page 1, line 28 through page 2, line 5.

Strike: subsection (2) in its entirety

Renumber: subsequent subsections

7. Page 2, line 12 through line 15.

Strike: subsection (3) in its entirety

Renumber: subsequent subsections

8. Page 2, line 16.

Strike: "Anything"

Insert: "Any action"

9. Page 2.

Following: line 18

Insert: "(3) If a local government has historically interpreted and enforced or chosen not to enforce a condition of subdivision approval to the benefit of a parcel owner, the local government may not undertake a different interpretation or enforcement action against a similarly situated parcel owner in the same subdivision."

HOUSE JOURNAL
SIXTY-SIXTH LEGISLATIVE DAY - APRIL 7, 2021

10. Page 6.

Following: line 15

Insert: "Section 3. Section 76-3-604, MCA, is amended to read:

"76-3-604. Review of subdivision application -- review for required elements and sufficiency of information. (1) (a) A subdivision application is considered to be received on the date of delivery to the reviewing agent or agency and when accompanied by the review fee submitted as provided in 76-3-602.

(b) Within 5 working days of receipt of a subdivision application, the reviewing agent or agency shall determine whether the application contains all of the listed materials as required by 76-3-504(1)(a) and shall notify the subdivider or, with the subdivider's written permission, the subdivider's agent of the reviewing agent's or agency's determination. If the reviewing agent or agency determines that elements are missing from the application, the reviewing agent or agency shall identify those elements in the notification.

(2) (a) Within 15 working days after the reviewing agent or agency notifies the subdivider or the subdivider's agent that the application contains all of the required elements as provided in subsection (1), the reviewing agent or agency shall determine whether the application and required elements contain detailed, supporting information that is sufficient to allow for the review of the proposed subdivision under the provisions of this chapter and the local regulations adopted pursuant to this chapter and shall notify the subdivider or, with the subdivider's written permission, the subdivider's agent of the reviewing agent's or agency's determination.

(b) If the reviewing agent or agency determines that information in the application is not sufficient to allow for review of the proposed subdivision, the reviewing agent or agency shall identify the insufficient information in its notification.

(c) A determination that an application contains sufficient information for review as provided in this subsection (2) does not ensure that the proposed subdivision will be approved or conditionally approved by the governing body and does not limit the ability of the reviewing agent or agency or the governing body to request additional information during the review process.

(3) The time limits provided in subsections (1) and (2) apply to each submittal of the application until:

(a) a determination is made that the application contains the required elements and sufficient information; and

(b) the subdivider or the subdivider's agent is notified.

(4) After the reviewing agent or agency has notified the subdivider or the subdivider's agent that an application contains sufficient information as provided in subsection (2), the governing body shall approve, conditionally approve, or deny the proposed subdivision within 60 working days or 80 working days if the proposed subdivision contains 50 or more lots, based on its determination of whether the application conforms to the provisions of this chapter and to the local regulations adopted pursuant to this chapter, unless:

(a) the subdivider and the reviewing agent or agency agree to an extension or suspension of the review period, not to exceed 1 year; or

(b) a subsequent public hearing is scheduled and held as provided in 76-3-615.

(5) (a) If the governing body fails to comply with the time limits under subsection (4), the governing body shall pay to the subdivider a financial penalty of \$50 per lot per month or a pro

HOUSE JOURNAL
SIXTY-SIXTH LEGISLATIVE DAY - APRIL 7, 2021

rata portion of a month, not to exceed the total amount of the subdivision review fee collected by the governing body for the subdivision application, until the governing body denies, approves, or conditionally approves the subdivision.

(b) The provisions of subsection (5)(a) do not apply if the review period is extended or suspended pursuant to subsection (4).

(6) If the governing body denies or conditionally approves the proposed subdivision, it shall send the subdivider a letter, with the appropriate signature, that complies with the provisions of 76-3-620.

(7) (a) The governing body shall collect public comment submitted at a hearing or hearings regarding the information presented pursuant to 76-3-622 and shall make any comments submitted or a summary of the comments submitted available to the subdivider within 30 days after conditional approval or approval of the subdivision application and preliminary plat.

(b) The subdivider shall, as part of the subdivider's application for sanitation approval, forward the comments or the summary provided by the governing body to the:

(i) reviewing authority provided for in Title 76, chapter 4, for subdivisions that will create one or more parcels containing less than 20 acres; and

(ii) local health department or board of health for proposed subdivisions that will create one or more parcels containing 20 acres or more and less than 160 acres.

(8) (a) For a proposed subdivision that will create one or more parcels containing less than 20 acres, the governing body may require approval by the department of environmental quality as a condition of approval of the final plat.

(b) For a proposed subdivision that will create one or more parcels containing 20 acres or more, the governing body may condition approval of the final plat upon the subdivider demonstrating, pursuant to 76-3-622, that there is an adequate water source and at least one area for a septic system and a replacement drainfield for each lot.

(9) (a) Review and approval, conditional approval, or denial of a proposed subdivision under this chapter may occur only under those regulations in effect at the time a subdivision application is determined to contain sufficient information for review as provided in subsection (2).

(b) If regulations change during the review periods provided in subsections (1) and (2), the determination of whether the application contains the required elements and sufficient information must be based on the new regulations.

(10) Unless otherwise provided by law, the governing body may review but does not have approval authority of the governing documents of the subdivision or amendments to the governing documents unless the governing documents directly and materially impact a condition of subdivision approval."

Renumber: subsequent sections

11. Page 7, line 14.

Strike: "76-3-501"

Insert: "76-3-620"

HOUSE JOURNAL
SIXTY-SIXTH LEGISLATIVE DAY - APRIL 7, 2021

12. Page 7, line 18.

Following: "instances the"

Strike: "unmitigated"

13. Page 7, line 18.

Strike: "unacceptable"

Insert: "deemed unmitigable"

14. Page 7, line 20.

Strike: "76-3-501"

Insert: "76-3-620"

15. Page 8.

Following: line 21

Insert: "**Section 5.** Section 76-3-620, MCA, is amended to read:

"76-3-620. Review requirements -- written statement. (1) In addition to the requirements of 76-3-604 and 76-3-609, following any decision by the governing body to deny or conditionally approve a proposed subdivision, the governing body shall, in accordance with the time limit established in 76-3-504(1)(r), prepare a written statement that:

(a) must be provided to the applicant;

(b) ~~that~~ must be made available to the public, ~~and that~~;

(1)(c) includes information regarding the appeal process for the denial or imposition of conditions;

(2)(d) identifies the regulations and statutes that are used in reaching the decision ~~to deny or impose conditions~~ and explains how they apply to the basis of the decision to deny or impose conditions;

(3)(e) provides the facts and conclusions that the governing body relied upon in making its the decision to deny or impose conditions and references documents, testimony, or other materials that form the basis of the decision; and

(4)(f) ~~provides~~ identifies the conditions that apply to the preliminary plat approval and that must be satisfied before the final plat may be approved.

(2) If the governing body conditionally approves the proposed subdivision, each condition required for subdivision approval must identify a specific, documentable, and clearly defined purpose or objective related to the primary criteria set forth in 76-3-608(3) that forms the basis for the condition."

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

NATURAL RESOURCES (Gunderson, Chair):

4/1/2021

SB 29, be concurred in. Report adopted.

SB 165, be amended as follows:

1. Page 9, line 28.

Strike: "and construction"

Insert: ", size, and location"

HOUSE JOURNAL
SIXTY-SIXTH LEGISLATIVE DAY - APRIL 7, 2021

2. Page 9, line 28.

Following: "facilities"

Insert: "based on site characteristics"

3. Page 9, line 28 through page 10, line 4.

Strike: "for" on page 9, line 28 through "facilities" on page 10, line 4

4. Page 10, line 9 through line 13.

Strike: "(4)" on line 9 through "76-3-207" on line 13

Insert: "(4) The storm drainage review requirements of this chapter do not apply to divisions or parcels of land that are exempt from review under 76-3-207(1)(a), (1)(b), (1)(d), (1)(e), or (1)(f) that:

(a) are used for a single-family residential purpose; or

(b) include no more than 25% that is impervious"

5. Page 15.

Following: line 25

Insert: "COORDINATION SECTION. Section 8. Coordination instruction. If both Senate Bill No. 233 and [this act] are passed and approved, then the change in this act in 76-3-504(1)(g)(iii)(A) regarding regulations adopted by the board of environmental review must be deleted."

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

SB 284, be concurred in. Report adopted.

SB 302, be concurred in. Report adopted.

SB 358, be amended as follows:

1. Title, line 8.

Following: "75-5-105,"

Strike: "75-5-301,"

Following: "MCA;"

Strike: "AND"

2. Title, line 9.

Following: "MCA"

Insert: "; REPEALING ARM 17.30.660; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

3. Page 1, line 13.

Following: "standards"

Strike: "-- board of environmental review"

4. Page 1, line 14 through page 3, line 3.

Strike: page 1, line 14 through page 3, line 3 in their entirety

Insert: "(1) By March 1, 2022, the department of environmental quality shall adopt rules related to narrative nutrient standards in consultation with the nutrient work group.

HOUSE JOURNAL
SIXTY-SIXTH LEGISLATIVE DAY - APRIL 7, 2021

(2) The rules shall provide for the development of an adaptive management program which provides for an incremental watershed approach for protecting and maintaining water quality, and that:

- (a) reasonably balances all factors impacting a water body;
- (b) prioritizes the minimization of phosphorus, taking into account site-specific conditions; and
- (c) identifies the appropriate response variables affected by nutrients and associated impact thresholds in accordance with the beneficial uses of the waterbody.

(3) In developing the rules in subsection (2), the department shall consider options pertaining to whether the point source is new or existing and whether the receiving water body is considered impaired or unimpaired."

5. Page 3, line 5 through line 7.

Following: "department." on line 5

Strike: remainder of line 5 through line 7 in their entirety

Insert: "(1) Until final rules are adopted pursuant to [section 1], the department shall administer the discharge permitting program under 75-5-402 in a manner consistent with ARM 17.30.637 and the intent of [this act].

(2) Any nutrient standards variances currently authorized and effective are hereby authorized and effective under 75-5-320 until otherwise amended or repealed."

6. Page 3, line 16.

Following: "17.30.602"

Strike: "and 17.30.660"

7. Page 15, line 24 through page 17, line 27.

Strike: section 7 in its entirety

Renumber: subsequent sections

8. Page 20.

Following: line 5

Insert: "(u) discharges of total phosphorus or total nitrogen that do not:

- (i) create conditions that are toxic or harmful to human, animal, plant, and aquatic life;
- (ii) create conditions that produce undesirable aquatic life; or
- (iii) cause measurable changes in aquatic life; and"

9. Page 20, line 6.

Following: "u"

Insert: "(v)"

10. Page 20, line 8 through line 10.

Strike: "i" on line 8 through "75-5-301(5)(c)" on line 10

11. Page 21.

Following: line 6

HOUSE JOURNAL
SIXTY-SIXTH LEGISLATIVE DAY - APRIL 7, 2021

Insert: "NEW SECTION. Section 10. Repealer. ARM 17.30.660 is repealed."

Renumber: subsequent sections

12. Page 21.

Following: line 8

Insert: "NEW SECTION. Section 12. Saving clause. [This act] does not affect nutrient standards variances granted before [the effective date of this act], or rights and duties that matured, penalties that were incurred, or proceedings that were begun before [the effective date of this act]."

Insert: "NEW SECTION. Section 13. {standard} Effective date. [This act] is effective on passage and approval."

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

TAXATION (Beard, Chair):

4/1/2021

SB 326, be concurred in. Report adopted.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Vinton moved the House adjourn until 1:00 p.m., Thursday, April 8, 2021.
Motion carried.

House adjourned at 12:44 p.m.

CAROLYN TSCHIDA
Chief Clerk of the House

WYLIE GALT
Speaker of the House