# HOUSE JOURNAL 67TH LEGISLATURE FORTY-SECOND LEGISLATIVE DAY

Helena, Montana February 27, 2021 House Chambers State Capitol

House convened at 8:00 a.m. Mr. Speaker presiding. Invocation by Representative Skees. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representative Garner, excused. Quorum present.

**BILLS** (J. Hinkle, Chair):

2/27/2021

Correctly printed: HB 92, HB 155, HB 233, HB 258, HB 328, HB 356, HB 360, HB 364, HB 369, HB 406, HB 425, HB 435, HB 444, HB 445, HB 446, HB 450, HB 453, HB 459, HB 469, HB 472, HB 477, HB 480, HB 483, HB 484, HB 493, HB 495, HB 496, HB 497, HB 510, HB 526, HB 548, HB 558, HB 559, HB 564, HB 566, HB 574, HB 611, HB 616, HB 618, HB 619, HB 620, HJR 21, SB 118.

Correctly engrossed: HB 91, HB 121, HB 147, HB 230, HB 468, HB 481, HB 485, HB 499, HB 501, HB 527, HB 549, HB 576, HB 614, HJR 16.

Transmitted to the Senate: **HB 92**, **HB 233**, **HB 258**, **HB 328**, **HB 334**, **HB 425**, **HB 444**, **HB 459**, **HB 469**, **HB 472**, **HB 480**, **HB 483**, **SB 118**.

#### **UNFINISHED BUSINESS**

Mr. Speaker, I move that the following undersigned name be **ADDED** as sponsor to **HB 585**. Motion carried.

**HB 585** (S. Galloway, Chief Sponsor)

B. Beard, S. Berglee, M. Binkley, J. Fuller, J. Gillette, S. Gunderson, E. Hill, S. Kerns, M. Malone, J. Schillinger, B. Brown.

Mr. Speaker, I move that the following undersigned name be **ADDED** as sponsor to **HJR 17**. Motion carried.

**HJR 17** (M. Marler, Chief Sponsor)

W. Curdy, R. Fitzgerald, T. France, S. Galloway, S. Gist, R. Knudsen, M. Malone, B. Putnam, K. Walsh.

## REPORTS OF STANDING COMMITTEES

ENERGY, TECHNOLOGY AND FEDERAL RELATIONS (Skees, Chair):

2/24/2021

HB 494, do pass. Report adopted.

**HB 576**, introduced bill, be amended as follows:

1. Page 5, line 19.

Strike: "69-3-2003(4)(a)" Insert: "subsection (6)"

And, as amended, do pass. Report adopted.

**HJR 16**, introduced joint resolution, be amended as follows:

1. Page 1.

Following: line 11

Insert: "WHEREAS, Montana residents of Richland County and Wibaux County who would choose to get their television news from Billings, Montana, sources are located in the North Dakota Direct Marketing area and should also have opportunity to follow Montana news; and"

2. Page 1, line 19. Strike: "the northwest"

Insert: "their"

And, as amended, do pass. Report adopted.

JUDICIARY (Usher, Chair): 2/24/2021

**HB 553**, do pass. Report adopted.

TRANSPORTATION (Loge, Chair): 2/24/2021

HB 562, do pass. Report adopted.

## **MESSAGES FROM THE SENATE**

**House bill** passed and transmitted to the House for concurrence:

2/25/2021

HB 143, introduced by L. Jones

Senate bills passed and transmitted to the House for concurrence: 2/25/2021

SB 29, introduced by B. Gillespie

SB 51, introduced by J. Ellsworth

SB 91, introduced by G. Vance

SB 154, introduced by J. Small

**SB 175**, introduced by D. Kary

SB 183, introduced by G. Hertz

**SB 211**, introduced by S. Fitzpatrick

SB 216, introduced by J. Small

SB 219, introduced by D. Howard

SB 222, introduced by T. Gauthier

SB 223, introduced by T. Gauthier

# FIRST READING AND COMMITMENT OF BILLS

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

**HB 621**, introduced by J. Windy Boy, A. Buckley, T. Running Wolf, F. Smith, E. Stafman, S. Stewart Peregoy, M. Thane, R. Whiteman Pena, referred to Taxation.

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

**SB 29**, introduced by B. Gillespie (by request of the Water Policy Interim Committee), referred to Natural Resources.

**SB 51**, introduced by J. Ellsworth (by request of the Economic Affairs Interim Committee), referred to Taxation.

SB 91, introduced by G. Vance, referred to State Administration.

SB 154, introduced by J. Small, referred to Taxation.

**SB 175**, introduced by D. Kary, referred to State Administration.

**SB 183**, introduced by G. Hertz, referred to Energy, Technology and Federal Relations.

**SB 211**, introduced by S. Fitzpatrick, referred to Local Government.

SB 216, introduced by J. Small, referred to Human Services.

SB 219, introduced by D. Howard, D. Salomon, S. Fitzpatrick, K. Regier, M. Blasdel, J. Cohenour,

B. Keenan, G. Hertz, M. Lang, R. Lynch, S. Berglee, B. Brown, J. Hinkle, M. Noland, V. Ricci,

S. Hinebauch, J. Patelis, J. Ellsworth, K. Bogner, B. Gillespie, M. Sweeney, K. Seekins-Crowe, referred to Judiciary.

SB 222, introduced by T. Gauthier, referred to Judiciary.

**SB 223**, introduced by T. Gauthier, referred to Judiciary.

# 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 Ler in the chair.

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

**HB 539** - Majority Leader Vinton moved consideration of **HB 539** be passed for the day. Without objection, so ordered.

**HB 121** - Representative Bedey moved **HB 121** do pass.

HB 121 - Representative Buttrey moved HB 121, second reading copy, be amended as follows:

1. Page 7, line 1.

Following: "representatives"

Strike: ", WITHOUT OBJECTION FROM THE MAJORITY OF THE GOVERNING BODY,"

# 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, 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.

Nays: Hill. Total 1

Voted absentee: Garner, Aye.

Excused: Garner.

Total 1

Absent or not voting: None.

Total 0

# **HB 121** - Representative Bedey moved **HB 121**, as amended, do pass. Motion carried as follows:

Yeas: Anderson, Bartel, Beard, Bedey, Berglee, Bertoglio, Binkley, Brewster, Buttrey, Carlson, Custer, Dooling, Duram, Fern, Fielder, Fitzgerald, Fleming, France, Frazer, Fuller, Galloway, Garner, Gillette, Gist, Greef, Gunderson, Hawk, 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.

Nays: Abbott, Bishop, Buckley, Caferro, Curdy, Dunwell, Farris-Olsen, Funk, Hamilton, Harvey, 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 30

Voted absentee: Garner, Aye.

Excused: Garner.

Absent or not voting: None.

Total 0

HB 230 - Representative M. Regier moved HB 230 do pass.

HB 230 - Representative Mercer moved HB 230, second reading copy, be amended as follows:

1. Page 5, line 25 through line 27. **Strike:** subsection (1) in its entirety **Renumber:** subsequent subsections

Amendment adopted 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, 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, 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, Running Wolf, Smith, Stafman, Stewart Peregoy, Sullivan, Tenenbaum, Thane, Weatherwax, Whiteman Pena, Windy Boy.

Total 34

Voted absentee: Garner, Aye.

Excused: Garner.

Total 1

Absent or not voting: None.

Total 0

**HB 230** - Representative M. Regier moved **HB 230**, as amended, 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: Garner, Aye.

Excused: Garner.

Total 1

Absent or not voting: None.

Total 0

HB 264 - Representative Fitzgerald moved HB 264 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.

Nays: None. Total 0

Voted absentee: Garner, Aye.

Excused: Garner.

Total 1

Absent or not voting: None.

**HB 289** - Representative M. Regier moved **HB 289** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bartel, Beard, Bedey, Berglee, Bertoglio, Binkley, Bishop, Buckley, Buttrey, Carlson, Curdy, Custer, Dooling, Duram, Fern, Fielder, Fitzgerald, Fleming, France, Fuller, Funk, Galloway, Garner, Gillette, Gist, Greef, Gunderson, Harvey, Hawk, Hill, Hinkle C, Hinkle J, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerns, 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, Running Wolf, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Stromswold, Sullivan, Thane, Trebas, Tschida, Usher, Vinton, Walsh, Welch, Whitman, Zolnikov, Mr. Speaker.

Nays: Brewster, Caferro, Dunwell, Farris-Olsen, Frazer, Hamilton, Hayman, Kerr-Carpenter, Kortum, Olsen, Smith, Stafman, Stewart Peregoy, Tenenbaum, Weatherwax, Whiteman Pena, Windy Boy.

Total 17

Voted absentee: Garner, Aye.

Excused: Garner.

Total 1

Absent or not voting: None.

Total 0

**HB 404** - Representative Patelis moved **HB 404** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Berglee, Bertoglio, Binkley, Brewster, Carlson, Custer, Dooling, Duram, Fielder, Fitzgerald, Fleming, Frazer, Fuller, Galloway, Garner, Gist, Gunderson, Harvey, Hinkle C, Hinkle J, Hopkins, Kassmier, Kerns, Kerr-Carpenter, Knudsen C, Knudsen R, Lenz, Ler, Malone, Marshall, Mitchell, Noland, Novak, Patelis, Phalen, Putnam, Read, Regier A, Regier M, Ricci, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Smith, Stewart Peregoy, Stromswold, Tschida, Usher, Vinton, Walsh, Zolnikov, Mr. Speaker.

Nays: Abbott, Anderson, Bedey, Bishop, Buckley, Buttrey, Caferro, Curdy, Dunwell, Farris-Olsen, Fern, France, Funk, Gillette, Greef, Hamilton, Hawk, Hayman, Hill, Holmlund, Jones, Karjala, Keane, Kelker, Keogh, Kortum, Loge, Marler, McKamey, Mercer, Moore, Nave, Olsen, Reksten, Running Wolf, Stafman, Sullivan, Tenenbaum, Thane, Trebas, Weatherwax, Welch, Whiteman Pena, Whitman, Windy Boy.

Voted absentee: Garner, Aye.

Excused: Garner.

Total 1

Absent or not voting: None.

Total 0

HB 437 - Representative Keane moved HB 437 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, 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.

Nays: None. Total 0

Voted absentee: Garner, Ave.

Excused: Garner.

Total 1

Absent or not voting: Olsen.

Total 1

HB 438 - Representative Galloway moved HB 438 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, Moore, Nave, Noland, Novak, Patelis, Phalen, Putnam, Read, Regier A, Regier M, Reksten, Ricci, Running Wolf, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Smith, Stafman, Stewart Peregoy, Stromswold, Sullivan, Tenenbaum, Thane, Trebas, Tschida, Usher, Vinton, Walsh, Weatherwax, Welch, Whiteman Pena, Whitman, Windy Boy, Zolnikov, Mr. Speaker.

Nays: None. Total 0

Voted absentee: Garner, Aye.

Excused: Garner.

Total 1

Absent or not voting: Mitchell, Olsen.

Total 2

**HB 448** - Representative Kassmier moved **HB 448** do pass. Motion carried as follows:

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

Total 83

Nays: Binkley, Brewster, Buttrey, France, Harvey, Hawk, Holmlund, Keane, McKamey, Mercer, Moore, Regier A, Regier M, Smith, Weatherwax, Whiteman Pena, Windy Boy. Total 17

Voted absentee: Garner, Aye.

Excused: Garner.

Total 1

Absent or not voting: None.

Total 0

HB 454 - Representative Ricci moved HB 454 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: Garner, Aye.

Excused: Garner.

Total 1

Absent or not voting: None.

Total 0

HB 462 - Representative Stromswold moved HB 462 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.

Nays: None. Total 0

Voted absentee: Garner, Aye.

Excused: Garner.

Total 1

Absent or not voting: None.

Total 0

HB 476 - Representative Whitman moved HB 476 do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bartel, Beard, Bedey, Bertoglio, Brewster, Buckley, Buttrey, Caferro, Curdy, Custer, Dooling, Dunwell, Fern, Fitzgerald, Fleming, Frazer, Funk, Garner, Gillette, Gist,

Greef, Gunderson, Harvey, Hawk, Hayman, Hinkle C, Hinkle J, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Kerr-Carpenter, Knudsen C, Kortum, Loge, Malone, Marshall, McKamey, Mitchell, Novak, Patelis, Putnam, Running Wolf, Seekins-Crowe, Sheldon-Galloway, Smith, Stewart Peregoy, Sullivan, Thane, Trebas, Walsh, Weatherwax, Welch, Whitman, Windy Boy, Mr. Speaker.

Total 61

Nays: Berglee, Binkley, Bishop, Carlson, Duram, Farris-Olsen, Fielder, France, Fuller, Galloway, Hamilton, Hill, Keogh, Kerns, Knudsen R, Lenz, Ler, Marler, Mercer, Moore, Nave, Noland, Olsen, Phalen, Read, Regier A, Regier M, Reksten, Ricci, Schillinger, Skees, Stafman, Stromswold, Tenenbaum, Tschida, Usher, Vinton, Whiteman Pena, Zolnikov. Total 39

Voted absentee: Garner, Aye.

Excused: Garner.

Total 1

Absent or not voting: None.

Total 0

HB 482 - Representative Gunderson moved HB 482 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: Garner, Aye.

Excused: Garner.

Total 1

Absent or not voting: None.

# HB 491 - Representative Funk moved HB 491 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, 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

Nays: Marshall.

Total 1

Voted absentee: Garner, Aye.

Excused: Garner.

Total 1

Absent or not voting: None.

Total 0

**HB 503** - Representative Lenz moved **HB 503** 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, 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

Nays: None. Total 0

Voted absentee: Garner, Aye.

Excused: Garner.

Total 1

Absent or not voting: Mercer.

Total 1

HB 509 - Representative Tenenbaum moved HB 509 do pass. Motion carried as follows:

Yeas: Abbott, Bedey, Bertoglio, Bishop, Buckley, Buttrey, Caferro, Carlson, Curdy, Custer, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, France, Frazer, Funk, Garner, Gillette, Greef, Hamilton, Harvey, Hawk, Hayman, Holmlund, Hopkins, Jones, Karjala, Keane, Kelker, Keogh, Kerr-Carpenter, Knudsen C, Kortum, Ler, Loge, Malone, Marler, Marshall, McKamey, Mercer, Moore, Nave, Novak, Olsen, Putnam, Regier M, Reksten, Running Wolf, Seekins-Crowe, Smith, Stafman, Stewart Peregoy, Stromswold, Sullivan, Tenenbaum, Thane, Trebas, Vinton, Walsh, Weatherwax, Welch, Whiteman Pena, Whitman, Windy Boy, Zolnikov, Mr. Speaker. Total 68

Nays: Anderson, Bartel, Beard, Berglee, Binkley, Brewster, Dooling, Fielder, Fleming, Fuller, Galloway, Gist, Gunderson, Hill, Hinkle C, Hinkle J, Kassmier, Kerns, Knudsen R, Lenz, Mitchell, Noland, Patelis, Phalen, Read, Regier A, Ricci, Schillinger, Sheldon-Galloway, Skees, Tschida, Usher.

Total 32

Voted absentee: Garner, Ave.

Excused: Garner.

Total 1

Absent or not voting: None.

Total 0

HB 530 - Representative McKamey moved HB 530 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.

Nays: None. Total 0

Voted absentee: Garner, Aye.

Excused: Garner.

Total 1

Absent or not voting: None.

Total 0

**HB 555** - Representative M. Regier moved **HB 555** 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, Kassmier, 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, Zolnikov, Mr. Speaker.

Total 97

Nays: Karjala, Keane, Windy Boy.

Total 3

Voted absentee: Garner, Aye.

Excused: Garner.

Total 1

Absent or not voting: None.

Total 0

HB 556 - Representative Walsh moved HB 556 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, Hayman, 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, Stewart Peregoy, Stromswold, Sullivan, Tenenbaum, Thane, Trebas, Usher, Vinton, Walsh, Weatherwax, Welch, Whiteman Pena, Whitman, Windy Boy, Zolnikov, Mr. Speaker.

Total 95

Nays: Binkley, Hill, Hinkle C, Lenz, Tschida.

Total 5

Voted absentee: Garner, Aye.

Excused: Garner.

Total 1

Absent or not voting: None.

Total 0

SB 140 - Representative A. Regier moved SB 140 be concurred in.

SB 140 - Representative France moved SB 140, second reading copy, be amended as follows:

1. Title, line 5.

Following: "APPOINTMENTS;"

Insert: "ALLOWING A GOVERNOR TO SELECT A SECOND LIST OF NOMINEES FOR A JUDICIAL VACANCY; REVISING THE TERMS OF LAY MEMBERS OF THE JUDICIAL NOMINATION COMMISSION TO COINCIDE WITH THE GOVERNOR'S TERM; PROVIDING THAT CURRENT LAY MEMBERS' TERMS EXPIRE ON THE EFFECTIVE DATE OF THIS ACT;"

2. Title, line 5 through line 7.

Strike: "PROVIDING" on line 5 through "COMMISSION;" on line 7

3. Title, line 7 through line 8.

Strike: "2-15-1707," on line 7 through "3-1-1001," on line 8

4. Title. line 8.

**Strike:** "3-1-1003, 3-1-1004, 3-1-1005, 3-1-1006,"

5. Title, line 9.

Strike: "3-1-1008, 3-1-1009, 3-1-1010,"

Following: "3-1-1011,"

Insert: "AND"

Following: "3-1-1012,"

Strike: "3-1-1013, AND 3-1-1014,"

6. Page 1, line 14 through page 7, line 5. **Strike:** everything after the enacting clause

**Insert:** "Section 1. Section 3-1-1002, MCA, is amended to read:

- "3-1-1002. Staggered terms Terms of members. (1) Members of The two attorneys and the district court judge who serve on the commission shall serve staggered 4-year terms.
- (2) Beginning January 1, 2025, the four lay members appointed by the governor shall serve 4-year terms that run concurrently with the governor's term.
  - (2)(3) A member may not serve more than two full 4-year terms.""

**Insert:** "Section 2. Section 3-1-1007, MCA, is amended to read:

- "3-1-1007. Commission to make rules -- confidentiality of proceedings. (1) The commission shall adopt and publish rules:
  - (a) for the conduct of its affairs and the format of reports filed under 3-1-1010;
- (b) establishing a procedure for providing the public with notice of a vacancy within 10 days of receipt of the notice of the vacancy;
- (c) establishing an application period of not less than 30 days from the date of public notice under subsection (1)(b) and the procedure for applying for a position; and
- (d) establishing a reasonable period for reviewing applications and interviewing applicants that provides at least 30 days for public comment concerning applicants.
  - (2) A copy of the rules must be filed with the clerk of the supreme court.
- (3) The total time from receipt of notice of a vacancy until a list of names is submitted to the governor or chief justice may not exceed 90 days <u>unless a second list is requested by the governor</u> pursuant to 3-1-1011(2).
- (4) The proceedings of the commission and the related documents shall <u>must</u> be open to the public except when the demands of individual privacy clearly exceed the merits of public disclosure.""

**Insert:** "Section 3. Section 3-1-1011, MCA, is amended to read:

- "3-1-1011. Governor or chief justice of the supreme court to nominate from list <u>--</u> request for additional names. (1) The Except as provided in subsection (2), the governor, or the chief justice of the supreme court for the office described in 3-7-221, must make a nomination from the list of nominees submitted by the commission.
- (2) Within 30 days of receipt of a first list of nominees from the commission, the governor may request a second list of nominees. The commission shall use the timelines established in 31-1-1007(1) to develop and submit a second list of nominees to the governor. The total time from the request for a second list until the second list of names is submitted to the governor or chief justice may not exceed 90 days.""

Insert: "Section 4. Section 3-1-1012, MCA, is amended to read:

- "3-1-1012. When governor fails to nominate. If the governor fails to nominate within 30 days after receipt of the <u>a second</u> list of nominees, the chief justice or acting chief justice shall make the nomination from names on either the first or second list of nominees.""
- **Insert:** "NEW SECTION. **Section 5. Transition.** (1) The term of a lay member appointed prior to January 1, 2021, expires on [the effective date of this act].
- (2) The term of a lay member appointed on or after [the effective date of this act] expires on December 31, 2024."

**Insert:** "NEW SECTION. Section 6. {standard} Effective date. [This act] is effective on passage and approval."

# Amendment **not** adopted as follows:

Yeas: Abbott, Bishop, Buckley, Caferro, Curdy, Dunwell, Farris-Olsen, Fern, France, Funk, Hamilton, Harvey, Hawk, Hayman, Karjala, Keane, Kelker, Keogh, Kerr-Carpenter, Kortum, Marler, McKamey, Novak, Olsen, Putnam, Running Wolf, Smith, Stafman, Stewart Peregoy, Sullivan, Tenenbaum, Thane, Weatherwax, Whiteman Pena, Whitman, Windy Boy. Total 36

Nays: 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, 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, Zolnikov, Mr. Speaker.

Total 64

Voted absentee: Garner, No.

Excused: Garner.

Total 1

Absent or not voting: None.

Total 0

**SB 140** - Representative A. Regier moved **SB 140** be concurred in. Motion carried as follows:

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

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: Garner, Aye.

Excused: Garner.

Total 1

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

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

Total 83

Nays: Abbott, Bartel, Bishop, Caferro, Curdy, Hamilton, Hawk, Karjala, Keane, Kerr-Carpenter, Kortum, Ler, Olsen, Stafman, Windy Boy.

Total 15

Voted absentee: None.

Excused: Garner.

Total 1

Absent or not voting: Mitchell.

Total 1

#### REPORTS OF STANDING COMMITTEES

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

2/26/2021

HB 614, introduced bill, be amended as follows:

1. Page 1, line 20. Following: "shall"

Insert: ":"

2. Page 1, line 23.

Following: "employment"

Insert: "(a) assist program participants with completion of an employment or reemployment assessment; and

(b)"

3. Page 1, line 25. Following: "field"

Insert: "and in short-term certification programs for entry-level cybersecurity analysts"

And, as amended, do pass. Report adopted.

# FISH, WILDLIFE AND PARKS (Fitzgerald, Chair):

2/25/2021

HB 147, introduced bill, be amended as follows:

1. Page 1, line 18.

Strike: "\$10" Insert: "\$1"

2. Page 1, line 19 through line 20. Following: "license." on line 19

Strike: remainder of line 19 through line 20 in their entirety

3. Page 1, line 25.

Following: "(3)"

Insert: "(a)"

4. Page 2, line 1.

Strike: "(a)" Insert: "(i)"

Renumber: subsequent subsections

5. Page 2.

Following: line 4

Insert: "(b) Grant funds may not be used for costs related to marketing, advertising, advocacy, or political activities."

6. Page 2, line 23.

Strike: "The"

Insert: "In consultation with the board, the"

7. Page 2, line 23.

Following: "department"

Insert: ": (a)"

Following: "section"

Insert: "; and

(b) shall develop a plan to promote and solicit contributions to the Montana hunters' and anglers' community fund"

8. Page 3.

Following: line 2

Insert: "(3) Each year, the department may use up to 10% of the funds in the account for

administrative costs."

Renumber: subsequent subsections

And, as amended, do pass. Report adopted.

HB 468, introduced bill, be amended as follows:

1. Title, line 5.

Following: "SEASON;"

Insert: "PROVIDING RULEMAKING AUTHORITY;"

2. Page 2, line 8. Following: "spring" Strike: "open" Following: "season"

Strike: ", as established by the commission,"

3. Page 2, line 9. Following: "dogs"

Insert: "as authorized by the commission"

4. Page 2, line 19. Following: "spring" Strike: "open"

5. Page 2, line 20. Strike: "July 31" Insert: "June 15"

6. Page 2, line 20. Following: "year"

Insert: "as authorized by the commission"

And, as amended, do pass. Report adopted.

# **HUMAN SERVICES** (Lenz, Chair):

HB 485, introduced bill, be amended as follows:

1. Page 1, line 13.

2/26/2021

Following: "shall"

Strike: ":" Insert: ","

2. Page 1, line 14 through line 17.

Strike: "(a)" on line 14 through "(b)" on line 17

And, as amended, do pass. Report adopted.

HB 487, do pass. Report adopted.

HB 549, introduced bill, be amended as follows:

1. Title, line 5.

Following: "MEMBERS"

Insert: ", RESERVE MEMBERS, AND GUARD MEMBERS"

2. Page 1, line 17. Following: "members"

Insert: ", reserve members, and guard members"

3. Page 1, line 18. Following: "members"

Insert: ", reserve members, and guard members"

4. Page 1, line 21. Following: "members"

Insert: ", reserve members, and guard members"

And, as amended, do pass. Report adopted.

**HJR 19**, do pass. Report adopted.

JUDICIARY (Usher, Chair):

HB 481, introduced bill, be amended as follows:

1. Title, line 6.

Following: "FACILITIES"

Insert: "; EXEMPTING CERTAIN ACTIVITIES"

2. Page 1, line 11.

Strike: "3" Insert: "4"

3. Page 2, line 10.

Following: "state"

Insert: "."

2/26/2021

Strike: "or" Insert: "the"

Following: "government"

Insert: ", or a tribal government"

4. Page 2, line 23.

Strike: "." Insert: ";"

5. Page 2, line 24. Following: "(2)(a);"

Insert: "or"

6. Page 2, line 28.

Strike: "; or" Insert: "."

7. Page 3, line 1.

Strike: subsection (d) in its entirety

8. Page 3, line 5.

Strike: "A"

Insert: "Except as provided in [section 4], a"

9. Page 3.

Following: line 26

Insert: "NEW SECTION. Section 4. Exempt activities. Nothing in [sections 1 through 4] may be construed to limit legally permissible activity under 29 U.S.C. 151 through 169, as those sections existed on December 23, 2020."

Renumber: subsequent sections

10. Page 3, line 28.

Strike: "3" Insert: "4"

11. Page 4, line 1.

Strike: "3" Insert: "4"

And, as amended, do pass. Report adopted.

# **NATURAL RESOURCES** (Gunderson, Chair):

HB 527, introduced bill, be amended as follows:

2/26/2021

1. Title, line 11.

Following: "OWNERS;"

Strike: "AND" Following: "MCA"

Insert: ": AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

2. Page 2.

Following: line 21

Insert: "NEW SECTION. Section 2. {standard} Effective date. [This act] is effective on passage

and approval."

And, as amended, do pass. Report adopted.

**HB 554**, do pass. Report adopted. **HB 594**, do pass. Report adopted. **HJR 17**, do pass. Report adopted.

## 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 92** passed as follows:

Yeas: Abbott, Anderson, Bartel, Bedey, Bertoglio, Bishop, Brewster, Buckley, Buttrey, Caferro, Carlson, Curdy, Custer, Dunwell, Farris-Olsen, Fern, Fitzgerald, Fleming, France, Frazer, Fuller, Funk, Galloway, Gillette, Gist, Greef, Gunderson, Hamilton, Harvey, Hawk, Hayman, Hill, Hinkle C, Hinkle J, 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, Novak, Olsen, Patelis, Phalen, Putnam, Read, Regier A, Reksten, Ricci, Running Wolf, Schillinger, Seekins-Crowe, Skees, Smith, Stafman, Stewart Peregoy, Stromswold, Sullivan, Tenenbaum, Thane, Trebas, Tschida, Usher, Vinton, Walsh, Weatherwax, Welch, Whiteman Pena, Windy Boy, Zolnikov, Mr. Speaker.

Nays: Beard, Berglee, Binkley, Dooling, Duram, Fielder, Holmlund, Noland, Regier M, Sheldon-Galloway, Whitman.

Total 11

Voted absentee: None.

Excused: Garner.

Absent or not voting: None. Total 0

# **HB 233** passed as follows:

Yeas: Abbott, Anderson, Beard, Bedey, Bertoglio, 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, Hawk, Hayman, Hill, Hinkle C, Hinkle J, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, 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, Stewart Peregoy, Stromswold, Sullivan, Tenenbaum, Thane, Trebas, Usher, Vinton, Walsh, Weatherwax, Welch, Whiteman Pena, Whitman, Windy Boy, Zolnikov, Mr. Speaker.

Total 93

Nays: Bartel, Berglee, Binkley, Kerns, Lenz, Tschida.

Total 6

Voted absentee: None.

Excused: Garner.

Total 1

Absent or not voting: None.

Total 0

## **HB 258** 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, 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, 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.

Voted absentee: None.

Excused: Garner.

Total 1

Absent or not voting: None.

Total 0

## **HB 328** passed as follows:

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

Nays: Bartel, Beard, Berglee, Binkley, Brewster, Dooling, Duram, Fielder, Fleming, Galloway, Gillette, Gunderson, Hill, Hinkle C, Hinkle J, Kassmier, Kerns, Knudsen C, Knudsen R, Lenz, Ler, Marshall, Mercer, Mitchell, Moore, Nave, Noland, Patelis, Phalen, Regier A, Regier M, Ricci, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Stromswold, Trebas, Tschida, Usher, Vinton, Zolnikov, Mr. Speaker.

Total 43

Voted absentee: None.

Excused: Garner.

Total 1

Absent or not voting: Read.

Total 1

## HB 334 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, Putnam, Read, Regier A, Regier M, Reksten, Ricci, Schillinger, Seekins-Crowe, Sheldon-Galloway, Skees, Stromswold, Trebas, Tschida, Usher, Vinton, Walsh, Welch, Zolnikov, Mr. Speaker.

Total 65

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, Whitman, Windy Boy.

Total 34

Voted absentee: None.

Excused: Garner.

Total 1

Absent or not voting: None.

Total 0

## **HB 425** 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, 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.

Nays: None. Total 0

Voted absentee: None.

Excused: Garner.

Total 1

Absent or not voting: None.

Total 0

## **HB 444** 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, 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, 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.

Nays: Olsen. Total 1

Voted absentee: None.

Excused: Garner.

Total 1

Absent or not voting: Read.

Total 1

## **HB 459** 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, Gillette, Gist, Greef, Gunderson, Hawk, Hill, Hinkle C, Hinkle J, Holmlund, Hopkins, Jones, Kassmier, Kerns, Kerr-Carpenter, Knudsen C, Knudsen R, Lenz, Ler, Loge, Malone, Marshall, McKamey, Mercer, Mitchell, 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 71

Nays: Abbott, Bishop, Buckley, Caferro, Dunwell, Farris-Olsen, France, Funk, Hamilton, Harvey, Hayman, Karjala, Keane, Kelker, Keogh, Kortum, Marler, Moore, Novak, Olsen, Running Wolf, Stafman, Stewart Peregoy, Sullivan, Thane, Weatherwax, Whiteman Pena, Windy Boy. Total 28

Voted absentee: None.

Excused: Garner.

Total 1

Absent or not voting: None.

Total 0

## HB 469 passed as follows:

Yeas: Abbott, Anderson, Bartel, Beard, Berglee, Bertoglio, Bishop, Brewster, Buckley, Buttrey,

Caferro, Carlson, Curdy, Custer, Dooling, Dunwell, Duram, Farris-Olsen, Fern, Fielder, Fitzgerald, Fleming, France, Frazer, Fuller, Funk, Gillette, 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, Regier A, Reksten, Ricci, Running Wolf, Seekins-Crowe, Sheldon-Galloway, Skees, Smith, Stafman, Stewart Peregoy, Stromswold, Sullivan, Tenenbaum, Thane, Trebas, Usher, Vinton, Walsh, Welch, Whiteman Pena, Whitman, Windy Boy, Zolnikov, Mr. Speaker. Total 90

Nays: Binkley, Galloway, Gist, Read, Regier M, Schillinger, Tschida, Weatherwax. Total 8

Voted absentee: None.

Excused: Garner.

Total 1

Absent or not voting: Bedey.

Total 1

## **HB 472** passed as follows:

Yeas: Anderson, Bartel, Beard, 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, 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, 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: Garner.

Total 1

Absent or not voting: Bedey.

# **HB 480** passed as follows:

Yeas: Abbott, Anderson, Bartel, Beard, 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, 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.

Nays: None. Total 0

Voted absentee: None.

Excused: Garner.

Total 1

Absent or not voting: Bedey.

Total 1

# **HB 483** passed as follows:

Yeas: Abbott, Anderson, Beard, Bedey, Berglee, Bertoglio, Binkley, Bishop, Brewster, Buckley, Buttrey, Caferro, Curdy, Custer, Dooling, Dunwell, Duram, Farris-Olsen, Fern, Fielder, Fitzgerald, Fleming, France, Frazer, Fuller, Funk, Galloway, 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, Moore, Nave, Noland, Novak, Olsen, Phalen, Putnam, Regier A, Regier M, Reksten, Ricci, Running Wolf, Seekins-Crowe, Sheldon-Galloway, Skees, Smith, Stafman, Stewart Peregoy, Stromswold, Sullivan, Tenenbaum, Thane, Trebas, Usher, Vinton, Walsh, Weatherwax, Welch, Whiteman Pena, Whitman, Windy Boy, Zolnikov, Mr. Speaker. Total 91

Nays: Bartel, Hill, Mitchell, Read, Schillinger, Tschida.

Total 6

Voted absentee: None.

Excused: Garner.

Absent or not voting: Carlson, Patelis. Total 2

## SB 118 concurred in 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, 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, 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: Garner.

Total 1

Absent or not voting: Malone.

Total 1

## **MOTIONS**

Majority Leader Vinton moved to re-refer **HB 404** to the Appropriations Committee. Without objection, so ordered.

## **ANNOUNCEMENTS**

Representative Gillette arose on a **Point of Personal Privilege** to address an issue she encountered when she attempted to ask a question in debate to a member participating remotely.

Minority Leader Abbott arose to respond that members are participating remotely to protect their health and the public health of their community.

Representative Dunwell arose on a **Point of Personal Privilege** to comment on the events that had occurred in a committee hearing where she felt that there was a lack of decorum.

Committee meetings were announced by the committee chairs.

Majority Leader Vinton moved the House adjourn until 8:00 a.m., Monday, March 1, 2021. Motion carried.

House adjourned at 10:57 a.m.

CAROLYN TSCHIDA Chief Clerk of the House WYLIE GALT Speaker of the House