

**HOUSE JOURNAL  
SEVENTEENTH LEGISLATIVE DAY**

Helena, Montana  
January 22, 1999

House Chambers  
State Capitol

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

Roll Call. All members present except Representative Fisher. Quorum present.

Mr. Speaker introduced the pages of the week:

Alyssa Barnett, Belgrade  
Kelsy Cooper, Willow Creek  
Philip Downer, Big Sky  
Daylen Dupuis, Polson  
Havilah Murphy, Big Arm  
Jeremy Olson, Columbia Falls  
Becky Owen, Polson  
Erica Pribyl, Great Falls  
Rick Prigge, Butte  
Jennifer Retterath, Belgrade

Mr. Speaker: We, your committee on Legislative Administration/Bills and Journal, having examined the daily journals for the fourteenth, fifteenth, and sixteenth legislative days, find the same to be correct.

Rehbein, Chairman

**REPORTS OF STANDING COMMITTEES**

**BILLS** (Rehbein, Chairman): 1/22/1999  
Correctly printed: **HB 79, HB 154, HB 156, HB 167, HB 175, HB 266, SB 4.**  
Correctly engrossed: **HB 237, HJR 6, HJR 9.**

**EDUCATION** (Masolo, Chairman): 1/21/1999  
**HB 145**, introduced bill, be amended as follows:

1. Title, line 6.  
**Strike:** "ANNUAL"

2. Page 1, line 13.  
**Following:** "a"  
**Insert:** "one-time"  
**Strike:** "\$3,000"  
**Insert:** "\$5,000"

3. Page 1, line 14.  
**Strike:** "annually"

4. Page 1, line 16.  
**Strike:** "or of"

HOUSE JOURNAL  
SEVENTEENTH LEGISLATIVE DAY - JANUARY 22, 1999

5. Page 1, line 17.

**Following:** "20-7-451"

**Insert:** ", or the Montana school for the deaf and blind, as described in 20-8-101"

6. Page 1, line 22 through line 24.

**Strike:** "The" on line 22 through "(1)." on line 24

And, as amended, do pass. Report adopted.

**HB 220**, do pass. Report adopted.

**FISH, WILDLIFE AND PARKS** (Wagner, Chairman):

1/22/1999

**HB 20**, introduced bill, be amended as follows:

1. Page 1, line 26.

**Following:** "section"

**Strike:** "2"

**Insert:** "1"

2. Page 1, line 26.

**Following:** "."

**Insert:** "It is intended that the hatchery be constructed in stages as revenue becomes available in the warm water game fish account established in [section 1 of LC 78]."

And, as amended, do pass. Report adopted.

**HJR 4**, introduced joint resolution, be amended as follows:

1. Page 2, line 27.

**Following:** "bears"

**Strike:** "and all animals"

And, as amended, be adopted. Report adopted.

**JUDICIARY** (Clark, Chairman):

1/21/1999

**HB 59**, do pass. Report adopted.

**HB 77**, introduced bill, be amended as follows:

1. Page 1, line 20.

**Strike:** "double-occupant"

2. Page 1, line 21.

**Following:** "house"

**Insert:** "two or more"

And, as amended, do pass. Report adopted.

**NATURAL RESOURCES** (Tash, Chairman):

1/22/1999

HOUSE JOURNAL  
SEVENTEENTH LEGISLATIVE DAY - JANUARY 22, 1999

**HB 120**, introduced bill, be amended as follows:

1. Title, page 1, line 5.

**Following:** "ACT"

**Strike:** "REMOVING"

**Insert:** "REVISING"

2. Page 2, line 2.

**Following:** "conservation."

**Insert:** "The board may use a maximum of 2.5% of the amount of a grant for administrative costs associated with implementing the projects covered in the grant."

And, as amended, do pass. Report adopted.

**RULES** (Grinde, Chairman):

1/22/1999

**SJR 1**, be concurred in. Report adopted.

**STATE ADMINISTRATION** (Brainard, Chairman):

1/21/1999

**HB 66**, do pass. Report adopted.

**HB 83**, do pass. Report adopted.

**HB 194**, do pass. Report adopted.

**HB 197**, do pass. Report adopted.

**HB 198**, do pass. Report adopted.

**MESSAGES FROM THE SENATE**

Senate bills passed and transmitted to the House for concurrence:

1/21/1999

**SB 13**, introduced by McNutt

**SB 116**, introduced by Glaser

**SB 122**, introduced by Beck

**SB 124**, introduced by Beck

**SB 167**, introduced by Tester

**SB 168**, introduced by Grosfield

**SB 169**, introduced by Taylor

**SB 190**, introduced by Halligan

**SB 191**, introduced by Jabs

**SB 196**, introduced by Mesaros

**SB 201**, introduced by McNutt

**FIRST READING AND COMMITMENT OF BILLS**

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

**HB 353**, introduced by B. Tash, K. Ohs, C. Younkin, referred to Business and Labor.

**HB 354**, introduced by M. Lindeen, S. Bookout-Reinicke, T. Dell, R. Lenhart, J. Mangan, B. Raney, B. Ryan, referred to Business and Labor.

**HB 355**, introduced by L. Taylor, S. Bookout-Reinicke, T. Dell, M. Hanson, R. Jabs, R. Lenhart, M. Lindeen,

HOUSE JOURNAL  
SEVENTEENTH LEGISLATIVE DAY - JANUARY 22, 1999

J. Mangan, B. Raney, B. Ryan, referred to Business and Labor.

**HB 356**, introduced by K. Gillan, T. Facey, L. Nelson, referred to Transportation.

**HB 357**, introduced by J. Cobb, referred to Judiciary.

**HB 358**, introduced by B. Barnhart, M. Waterman, referred to Taxation.

**HB 359**, introduced by B. Barnhart, referred to State Administration.

**HB 360**, introduced by R. Clark, M. Cole, referred to Judiciary.

**MOTIONS**

Representative Swanson moved to reconsider **HB 238**. Motion carried as followed:

Ayes: Ahner, J. Andersen, E. Bergsagel, Bookout-Reinicke, Brainard, Brown, E. Clark, R. Clark, Curtiss, Dale, Dell, Fuchs, Gallus, Grinde, Guggenheim, Hagener, Hanson, Harrington, Hedges, Hibbard, Jackson, Kasten, Kitzenberg, Krenzler, Lawson, Masolo, McGee, McKenney, Mood, Noennig, Ohs, Pavlovich, Quilici, Rehbein, Rose, Shockley, Simon, Sliter, Somerville, Story, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tuss, Wagner, Walters, Witt, Wyatt, Zook, Mr. Speaker.

Total 53

Noes: Adams, S. Anderson, Barnett, Barnhart, Beck, P. Bergsagel, Bitney, Buzzas, P. Clark, Cobb, Davies, Eggers, Erickson, Ewer, Facey, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harper, Holden, Hurdle, Johnson, Jore, Juneau, Lenhart, Lindeen, Mangan, Matthews, McCann, McCulloch, Menahan, Molnar, Orr, Peck, Raney, Ryan, Schmidt, Smith, Soft, Squires, Tropila, Vick, Williams, Younkin.

Total 46

Excused: Fisher.

Total 1

Absent or not voting: None.

Total 0

Representative Ohs moved to rerefer **HB 238** to the Committee on Appropriations. Motion carried.

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

Representative Grinde moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative McGee in the chair.

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

**HB 176** - Representative Bergsagel moved consideration of **HB 176** be placed at the bottom of the second reading board for the purpose of adding an amendment. Motion carried.

**HB 255** - Representative Anderson moved **HB 255** do pass. Motion carried as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brown, Buzzas, E. Clark, P. Clark, R. Clark, Curtiss, Dale, Davies, Dell, Erickson, Ewer, Facey, Fisher, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Grinde, Guggenheim, Gutsche, Haines, Hanson,

HOUSE JOURNAL  
SEVENTEENTH LEGISLATIVE DAY - JANUARY 22, 1999

Harper, Harrington, Hedges, Hibbard, Holden, Hurdle, Jackson, Johnson, Jore, Juneau, Kasten, Kitzenberg, Krenzler, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McGee, McKenney, Menahan, Mood, Noennig, Ohs, Orr, Peck, Quilici, Raney, Rehbein, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Smith, Soft, Somerville, Squires, Story, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Vick, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.

Total 92

Noes: Brainard, Eggers, Hagener, Lawson, Molnar, Wagner.

Total 6

Voted Absentee: Fisher, Aye.

Excused: None.

Total 0

Absent or not voting: Cobb, Pavlovich.

Total 2

**HB 90** - Representative Hagener moved **HB 90** do pass. Motion carried as follows:

Ayes: Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, Buzzas, E. Clark, P. Clark, R. Clark, Cobb, Curtiss, Dale, Davies, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Grinde, Guggenheim, Gutsche, Hagener, Haines, Hanson, Harper, Harrington, Hedges, Hibbard, Holden, Hurdle, Jackson, Johnson, Juneau, Kasten, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McGee, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Pavlovich, Peck, Quilici, Raney, Rehbein, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Smith, Soft, Somerville, Squires, Stovall, Swanson, Tash, Thomas, Trexler, Tropila, Tuss, Vick, Wagner, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.

Total 95

Noes: Adams, Jore, Orr, Story, Taylor.

Total 5

Voted Absentee: Fisher, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 70** - Representative Hurdle moved **HB 70** do pass. Motion carried as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, Buzzas, E. Clark, P. Clark, R. Clark, Cobb, Curtiss, Dale, Davies, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Grinde, Guggenheim, Gutsche, Hagener, Haines, Hanson, Harper, Hedges, Hibbard, Holden, Hurdle, Jackson, Johnson, Jore, Juneau, Kasten, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Masolo, Matthews, McCann, McCulloch, McGee, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Orr, Pavlovich, Peck, Quilici, Raney, Rehbein, Rose, Ryan,

HOUSE JOURNAL  
SEVENTEENTH LEGISLATIVE DAY - JANUARY 22, 1999

Schmidt, Shockley, Simon, Sliter, Smith, Soft, Somerville, Squires, Story, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Vick, Wagner, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.  
Total 98

Noes: None.  
Total 0

Voted Absentee: Fisher, Aye.

Excused: None.  
Total 0

Absent or not voting: Harrington, Mangan.  
Total 2

**HB 85** - Representative Simon moved **HB 85** do pass.

**HB 85** - Representative Hibbard moved **HB 85**, second reading copy, be amended as follows :

1. Title, page 1, line 5.

**Strike:** "USE OF CERTAIN DRUGS AND FOR THE"

2. Page 1, line 27.

**Following:** "topical"

**Insert:** "topical"

Amendment failed as follows:

Ayes: Barnhart, Beck, Bitney, Bookout-Reinicke, Buzzas, P. Clark, R. Clark, Eggers, Erickson, Ewer, Facey, Gallus, Galvin-Halcro, Guggenheim, Gutsche, Hanson, Harper, Harrington, Hibbard, Hurdle, Juneau, Kasten, Krenzler, Mangan, Matthews, McGee, Pavlovich, Peck, Ryan, Schmidt, Sliter, Smith, Squires, Stovall, Swanson, Tropila, Tuss, Williams, Wyatt, Zook, Mr. Speaker.  
Total 41

Noes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, E. Bergsagel, P. Bergsagel, Brainard, Brown, E. Clark, Cobb, Curtiss, Dale, Davies, Dell, Fuchs, Gillan, Golie, Grinde, Hagener, Haines, Hedges, Holden, Jackson, Johnson, Jore, Kitzenberg, Lawson, Lenhart, Lindeen, Masolo, McCann, McCulloch, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Orr, Quilici, Raney, Rehbein, Rose, Shockley, Simon, Soft, Somerville, Story, Tash, Taylor, Thomas, Trexler, Vick, Wagner, Walters, Witt, Younkin.  
Total 58

Excused: Fisher.  
Total 1

Absent or not voting: None.  
Total 0

Motion that **HB 85** do pass carried as follows:

HOUSE JOURNAL  
SEVENTEENTH LEGISLATIVE DAY - JANUARY 22, 1999

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, E. Bergsagel, P. Bergsagel, Brainard, Brown, E. Clark, P. Clark, Cobb, Curtiss, Dale, Davies, Dell, Eggers, Erickson, Ewer, Fisher, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Grinde, Gutsche, Hagener, Haines, Harper, Harrington, Hedges, Hibbard, Holden, Hurdle, Jackson, Johnson, Jore, Juneau, Kasten, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, McCann, McCulloch, McGee, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Orr, Pavlovich, Quilici, Raney, Rehbein, Rose, Schmidt, Shockley, Simon, Smith, Soft, Somerville, Story, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Vick, Wagner, Walters, Williams, Witt, Younkin, Mr. Speaker.

Total 82

Noes: Barnhart, Beck, Bitney, Bookout-Reinicke, Buzzas, R. Clark, Facey, Guggenheim, Hanson, Matthews, Peck, Ryan, Sliter, Squires, Stovall, Wyatt, Zook.

Total 17

Voted Absentee: Fisher, Aye.

Excused: None.

Total 0

Absent or not voting: Swanson.

Total 1

**HB 58** - Representative Younkin moved **HB 58** do pass. Motion carried as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, Buzzas, E. Clark, P. Clark, R. Clark, Curtiss, Dale, Davies, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Grinde, Guggenheim, Gutsche, Hagener, Haines, Hanson, Harper, Harrington, Hedges, Hibbard, Holden, Hurdle, Jackson, Johnson, Jore, Juneau, Kasten, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McGee, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Orr, Pavlovich, Peck, Quilici, Raney, Rehbein, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Smith, Soft, Somerville, Squires, Story, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Vick, Wagner, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.

Total 99

Noes: None.

Total 0

Voted Absentee: Fisher, Aye.

Excused: None.

Total 0

Absent or not voting: Cobb.

Total 1

**HB 95** - Representative Story moved **HB 95** do pass. Motion carried as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brown, Buzzas, E. Clark, P. Clark, R. Clark, Cobb, Dale, Davies, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Grinde, Guggenheim, Gutsche, Hagener, Haines,

HOUSE JOURNAL  
SEVENTEENTH LEGISLATIVE DAY - JANUARY 22, 1999

Hanson, Harper, Harrington, Hedges, Hibbard, Holden, Hurdle, Jackson, Johnson, Jore, Juneau, Kasten, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McGee, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Orr, Peck, Quilici, Raney, Rehbein, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Smith, Soft, Somerville, Squires, Story, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Vick, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.  
Total 96

Noes: Brainard, Curtiss, Wagner.  
Total 3

Voted Absentee: Fisher, Aye.

Excused: None.  
Total 0

Absent or not voting: Pavlovich.  
Total 1

**HB 172** - Representative Hibbard moved **HB 172** do pass. Motion carried as follows:

Ayes: Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, E. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, Buzzas, E. Clark, P. Clark, R. Clark, Cobb, Curtiss, Dale, Davies, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Grinde, Guggenheim, Gutsche, Hagener, Haines, Hanson, Harper, Harrington, Hedges, Hibbard, Holden, Hurdle, Jackson, Johnson, Juneau, Kasten, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McGee, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Pavlovich, Peck, Quilici, Raney, Rehbein, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Smith, Soft, Somerville, Squires, Story, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Vick, Wagner, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.  
Total 95

Noes: Adams, P. Bergsagel, Jore, Orr.  
Total 4

Voted Absentee: Fisher, Aye.

Excused: None.  
Total 0

Absent or not voting: Walters.  
Total 1

**HB 187** - Representative Tropila moved **HB 187** do pass. Motion carried as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, Buzzas, E. Clark, P. Clark, R. Clark, Cobb, Curtiss, Dale, Davies, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Gallus, Galvin-Halcro, Gillan, Golie, Grinde, Guggenheim, Gutsche, Hagener, Haines, Hanson, Harper, Harrington, Hedges, Hibbard, Holden, Hurdle, Jackson, Johnson, Jore, Juneau, Kasten, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McGee, Menahan, Molnar, Mood, Noennig, Ohs, Orr, Pavlovich, Peck, Quilici, Raney, Rehbein, Rose, Ryan,



HOUSE JOURNAL  
SEVENTEENTH LEGISLATIVE DAY - JANUARY 22, 1999

Schmidt, Shockley, Simon, Sliter, Smith, Soft, Somerville, Squires, Story, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Vick, Wagner, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.  
Total 98

Noes: None.  
Total 0

Voted Absentee: Fisher, Aye.

Excused: None.  
Total 0

Absent or not voting: Fuchs, McKenney.  
Total 2

**HB 176** - Representative E. Bergsagel moved **HB 176** do pass.

**HB 176** - Representative Bergsagel moved **HB 176**, second reading copy, be amended as follows :

1. Page 7, line 19.

**Strike:** "subsection"

**Insert:** "subsections (4) and"

Amendment passed as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, Buzzas, E. Clark, P. Clark, R. Clark, Cobb, Curtiss, Dale, Davies, Dell, Eggers, Erickson, Ewer, Facey, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Grinde, Guggenheim, Gutsche, Hagener, Haines, Hanson, Harper, Harrington, Hedges, Hibbard, Holden, Hurdle, Jackson, Johnson, Jore, Kasten, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McGee, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Orr, Pavlovich, Peck, Quilici, Raney, Rehbein, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Smith, Soft, Somerville, Squires, Story, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Vick, Wagner, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.  
Total 97

Noes: Beck, Juneau.  
Total 2

Excused: Fisher.  
Total 1

Absent or not voting: None.  
Total 0

Motion that **HB 176** do pass as amended carried as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, Buzzas, E. Clark, P. Clark, R. Clark, Cobb, Curtiss, Dale, Davies, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Grinde, Guggenheim,

HOUSE JOURNAL  
SEVENTEENTH LEGISLATIVE DAY - JANUARY 22, 1999

Gutsche, Hagener, Haines, Hanson, Harper, Harrington, Hedges, Hibbard, Holden, Hurdle, Jackson, Johnson, Juneau, Kasten, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McGee, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Orr, Pavlovich, Peck, Quilici, Raney, Rehbein, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Smith, Soft, Somerville, Squires, Story, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Vick, Wagner, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.

Total 99

Noes: Jore.

Total 1

Voted Absentee: Fisher, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Grinde moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the chair. Chairman McGee moved the Committee of the Whole report be adopted. Report adopted as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, E. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, Buzzas, E. Clark, P. Clark, R. Clark, Cobb, Curtiss, Dale, Davies, Dell, Eggers, Erickson, Ewer, Facey, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Grinde, Guggenheim, Gutsche, Hagener, Haines, Hanson, Harper, Harrington, Hedges, Hibbard, Holden, Hurdle, Jackson, Johnson, Jore, Juneau, Kasten, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McGee, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Orr, Pavlovich, Peck, Quilici, Raney, Rehbein, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Smith, Soft, Somerville, Squires, Story, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Vick, Wagner, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.

Total 98

Noes: P. Bergsagel.

Total 1

Excused: Fisher.

Total 1

Absent or not voting: None.

Total 0

**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 3** passed as follows:

HOUSE JOURNAL  
SEVENTEENTH LEGISLATIVE DAY - JANUARY 22, 1999

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, Bookout-Reinicke, Buzzas, E. Clark, P. Clark, R. Clark, Dale, Davies, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Grinde, Guggenheim, Gutsche, Hagener, Haines, Hanson, Harper, Harrington, Hedges, Hibbard, Holden, Hurdle, Johnson, Juneau, Kitzenberg, Krenzler, Lenhart, Lindeen, Masolo, Matthews, McCulloch, McGee, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Pavlovich, Quilici, Raney, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Smith, Soft, Squires, Story, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.

Total 80

Noes: E. Bergsagel, P. Bergsagel, Bitney, Brainard, Brown, Cobb, Curtiss, Jackson, Jore, Kasten, Lawson, Mangan, McCann, Orr, Peck, Rehbein, Somerville, Tuss, Vick, Wagner.

Total 20

Voted Absentee: Fisher, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 41** passed as follows:

Ayes: Ahner, J. Andersen, Barnett, Barnhart, Beck, Bitney, Bookout-Reinicke, Buzzas, E. Clark, P. Clark, R. Clark, Cobb, Dale, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Grinde, Guggenheim, Gutsche, Hagener, Haines, Hanson, Harper, Harrington, Hedges, Hibbard, Holden, Hurdle, Johnson, Juneau, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McGee, Menahan, Mood, Noennig, Ohs, Pavlovich, Peck, Quilici, Raney, Rose, Ryan, Schmidt, Shockley, Sliter, Smith, Soft, Squires, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.

Total 80

Noes: Adams, S. Anderson, E. Bergsagel, P. Bergsagel, Brainard, Brown, Curtiss, Davies, Jackson, Jore, Kasten, McKenney, Molnar, Orr, Rehbein, Simon, Somerville, Story, Vick, Wagner.

Total 20

Voted Absentee: Fisher, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 207** passed as follows:

Ayes: Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, Bitney, Bookout-Reinicke, Brown, Buzzas, P. Clark, Cobb, Dale, Davies, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Haines, Hanson, Harper, Harrington, Hedges, Hibbard, Holden, Hurdle,

HOUSE JOURNAL  
SEVENTEENTH LEGISLATIVE DAY - JANUARY 22, 1999

Johnson, Juneau, Kasten, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McKenney, Menahan, Mood, Noennig, Ohs, Pavlovich, Peck, Quilici, Raney, Rehbein, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Smith, Soft, Squires, Story, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Vick, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.

Total 85

Noes: Adams, E. Bergsagel, P. Bergsagel, Brainard, E. Clark, R. Clark, Curtiss, Grinde, Jackson, Jore, McGee, Molnar, Orr, Somerville, Wagner.

Total 15

Voted Absentee: Fisher, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 180** passed as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, Beck, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, Buzzas, E. Clark, P. Clark, R. Clark, Cobb, Curtiss, Dale, Davies, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Fuchs, Gallus, Gillan, Golie, Grinde, Guggenheim, Gutsche, Hagener, Haines, Hanson, Harper, Harrington, Hedges, Hibbard, Holden, Hurdle, Jackson, Johnson, Juneau, Kasten, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McGee, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Pavlovich, Peck, Quilici, Raney, Rehbein, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Smith, Soft, Somerville, Story, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Vick, Wagner, Walters, Williams, Witt, Younkin, Zook, Mr. Speaker.

Total 94

Noes: Barnhart, Galvin-Halcro, Jore, Orr, Squires, Wyatt.

Total 6

Voted Absentee: Fisher, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 52** passed as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, Buzzas, E. Clark, P. Clark, R. Clark, Cobb, Curtiss, Dale, Davies, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Grinde, Guggenheim, Gutsche, Hagener, Haines, Hanson, Harper, Harrington, Hedges, Hibbard, Holden, Hurdle, Jackson, Johnson, Jore, Juneau, Kasten, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McGee, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Orr, Pavlovich, Peck, Quilici, Raney,

HOUSE JOURNAL  
SEVENTEENTH LEGISLATIVE DAY - JANUARY 22, 1999

Rehbein, Rose, Ryan, Schmidt, Simon, Sliter, Smith, Soft, Somerville, Squires, Story, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Vick, Wagner, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.

Total 99

Noes: None.

Total 0

Voted Absentee: Fisher, Aye.

Excused: None.

Total 0

Absent or not voting: Shockley.

Total 1

**MOTIONS**

Representative Simon moved that **HB 352** be taken from the Committee on Business and Labor and rereferred to the Committee on Transportation. Motion carried.

**ANNOUNCEMENTS**

Committee meetings were announced by committee chairmen.

Majority Leader Grinde moved that the House adjourn until 8:00 a.m., Saturday, January 23, 1999. Motion carried.

House adjourned at 2:40 p.m.

MARILYN MILLER  
Chief Clerk of the House

JOHN MERCER  
Speaker of the House