

**HOUSE JOURNAL
TWENTY-EIGHTH LEGISLATIVE DAY**

Helena, Montana
February 4, 1999

House Chambers
State Capitol

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

Roll Call. All members present except Representatives Bitney and Juneau. Quorum present.

Mr. Speaker: We, your committee on Legislative Administration/Bills and Journal, having examined the daily journal for the twenty-seventh legislative day, find the same to be correct.

Rehbein, Chairman

REPORTS OF STANDING COMMITTEES

BILLS (Rehbein, Chairman): 2/4/1999
Correctly printed: **HB 89, HB 267, HB 296, HB 306, HB 344, HB 348, HB 391, HB 421, HJR 7, SB 2, SB 30, SB 76, SB 93, SB 141, SB 147.**
Correctly engrossed: **HB 132, HB 168, HB 204, HB 301, SB 7, SB 26.**

AGRICULTURE (Barnett, Chairman): 2/3/1999
HB 391, introduced bill, be amended as follows:

1. Title, page 1, lines 9 through 12.
Strike: "CLARIFYING" on line 9 through "CLEANUP;" on line 12

2. Title, page 1, line 12.
Following: "80-8-116"
Strike: ", "
Insert: "AND"

3. Title, page 1, line 13.
Strike: "AND 80-8-305,"

4. Page 3, line 18 through Page 5, line 10.
Strike: Section 4 in its entirety
Renumber: subsequent sections

And, as amended, do pass. Report adopted.

SB 141, be concurred in. Report adopted.
SB 147, be concurred in. Report adopted.

APPROPRIATIONS (Zook, Chairman): 2/3/1999
SB 136, be concurred in. Report adopted.

BUSINESS AND LABOR (Simon, Chairman): 2/3/1999
HB 306, do pass. Report adopted.
HB 421, do pass. Report adopted.

HOUSE JOURNAL
TWENTY-EIGHTH LEGISLATIVE DAY - FEBRUARY 4, 1999

EDUCATION (Masolo, Chairman):

2/4/1999

HB 236, do pass. Report adopted.

HB 310, introduced bill, be amended as follows:

1. Title, line 7.

Following: "ACTIVITY;"

Insert: "AUTHORIZING A SCHOOL TO PROVIDE TO YOUTH COURT AND LAW ENFORCEMENT
AUTHORITIES EDUCATION RECORDS THAT PERTAIN TO VIOLATIONS OF THE MONTANA
YOUTH COURT ACT OR CRIMINAL LAWS BY PUPILS;"

Following: "SCHOOL"

Insert: "DISTRICT"

2. Title, line 7 and line 8.

Following: the first "TO" on line 7

Strike: "EXPEL" on line 7 through "LAW" on line 8

Insert: "APPLY ITS POLICIES REGARDING SUSPENSION AND EXPULSION TO INFORMATION
RECEIVED FROM THE YOUTH COURT"

3. Page 2, line 5.

Following: "if"

Insert: "after an investigation,"

4. Page 2, line 5 and line 6.

Strike: "petition" on line 5 through "the" on line 6

5. Page 2, line 6.

Following: "officer"

Insert: "finds that it is necessary for a youth to transfer to another school or that a youth is a hazard to students at
the youth's present school, if the juvenile probation officer"

6. Page 2, line 7.

Following: "activity"

Insert: ", "

7. Page 2, line 8.

Following: "in"

Insert: "illegal"

Following: "use"

Insert: ", illegal drug distribution,"

8. Page 2, line 9.

Following: "school"

Insert: "district"

Strike: "will"

Insert: "presently attends or has applied to"

9. Page 2, line 9 and line 10.

Strike: "drug" on line 9 through "issues" on line 10

HOUSE JOURNAL
TWENTY-EIGHTH LEGISLATIVE DAY - FEBRUARY 4, 1999

Insert: "findings or grounds for the reasonable cause"

10. Page 2, line 10.

Following: "school"

Insert: "district"

11. Page 2, line 10 and line 11.

Strike: "expe" on line 10 through "but" on line 11

Insert: "apply its policies regarding admission, suspension, and expulsion to information received from the juvenile probation officer or the youth court. A school district"

12. Page 2, line 17 and line 18.

Strike: "for" on line 17 through "enforcement of" on line 18

Insert: ". The administrative officials may enforce"

13. Page 2.

Following: line 20

Insert: "(6) The school district may disclose, without consent, personally identifiable information from an education record of a pupil to the youth court and law enforcement authorities pertaining to violations of the Montana Youth Court Act or criminal laws by the pupil. The youth court or law enforcement authorities receiving the information shall certify in writing to the school district that the information will not be disclosed to any other party except as provided under state law without the prior consent of the parent or guardian of the pupil."

Renumber: subsequent subsections

And, as amended, do pass. Report adopted.

HB 348, introduced bill, be amended as follows:

2/2/1999

1. Title, line 4.

Following: the second "ACT"

Insert: "REDUCING THE NUMBER OF TIMES SCHOOL TRUSTEES IN A FIRST-CLASS ELEMENTARY DISTRICT ARE REQUIRED TO MEET;"

2. Page 1, line 15 and line 16.

Strike: "in" on line 15 through "district," on line 16

3. Page 1, line 19.

Strike: "or (1)(d)"

And, as amended, do pass. Report adopted.

SB 2, be concurred in. Report adopted.

2/3/1999

FISH, WILDLIFE AND PARKS (Wagner, Chairman):

2/3/1999

HB 267, introduced bill, be amended as follows:

1. Page 5, line 20.

Following: "category"

HOUSE JOURNAL
TWENTY-EIGHTH LEGISLATIVE DAY - FEBRUARY 4, 1999

Insert: "and at not more than the fee set by the commission for licenses in the outfitter-sponsored category as specified in 87-1-268"

And, as amended, do pass. Report adopted.

HB 344, introduced bill, be amended as follows:

1. Title, line 6.

Strike: "INCLUDED IN"

Insert: "CONSIDERED FOR PART OF"

2. Page 2, line 21.

Following: "be"

Strike: "included as"

Insert: "considered for"

And, as amended, do pass. Report adopted.

NATURAL RESOURCES (Tash, Chairman):

2/4/1999

HB 142, introduced bill, be amended as follows:

1. Page 3, line 10.

Following: "(3)"

Insert: "(a)"

2. Page 3, line 12.

Following: "decision."

Strike: "In"

Insert: "Except as provided in subsection (3)(b), in"

3. Page 3, line 16.

Following: "law."

Insert: "(b) When new, material, and significant evidence is presented to the district court that had not previously been presented to the agency for its consideration, the district court shall remand the new evidence back to the agency for the agency's consideration and an opportunity to modify its findings of fact and administrative decision before the district court considers the evidence within the administrative record under review. Immaterial or insignificant evidence may not be remanded to the agency. The district court shall review the agency's findings and decision to determine whether they are supported by substantial, credible evidence within the administrative record under review."

And, as amended, do pass. Report adopted.

HB 300, do pass. Report adopted.

HB 331, do pass. Report adopted.

MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence:

2/3/1999

HOUSE JOURNAL
TWENTY-EIGHTH LEGISLATIVE DAY - FEBRUARY 4, 1999

SB 205, introduced by McNutt
SB 206, introduced by McNutt
SB 210, introduced by Lynch
SB 214, introduced by Bartlett
SB 226, introduced by Hertel

Senate bill passed and transmitted to the House for concurrence:

2/4/1999

SB 197, introduced by Christiaens
SB 219, introduced by Waterman
SB 225, introduced by Hertel
SB 274, introduced by Wilson

FIRST READING AND COMMITMENT OF BILLS

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

HB 492, introduced by H. Harper, P. Clark, D. Ewer, M. Hanson, D. Harrington, C. Hibbard, J. Holden, R. Menahan, B. Pavlovich, J. Quilici, B. Raney, S. Rose, J. Tropila, T. Zook, referred to Judiciary.
HB 493, introduced by D. Harrington, P. Clark, R. Erickson, D. Ewer, S. Gallus, K. Galvin-Halcro, G. Gutsche, S. Kitzenberg, J. Mangan, L. McCulloch, B. Molnar, B. Pavlovich, J. Quilici, C. Squires, referred to Business and Labor.
HB 494, introduced by C. Squires, C. Ahner, S. Bartlett, G. Beck, T. Beck, R. Clark, D. Ewer, S. Gallus, K. Galvin-Halcro, B. Glaser, D. Grimes, M. Guggenheim, D. Hargrove, H. Harper, J. Hertel, C. Hibbard, S. Kitzenberg, R. Menahan, B. Pavlovich, J. Quilici, D. Shea, B. Wilson, C. Younkin, referred to State Administration.
HB 495, introduced by B. Pavlovich, G. Beck, S. Gallus, D. Harrington, B. McCarthy, L. McCulloch, R. Menahan, J. Quilici, G. Roush, D. Shea, C. Squires, J. Tropila, C. Tuss, C. Williams, referred to Appropriations.
HB 496, introduced by A. Curtiss, C. Ahner, P. Bergsagel, D. Haines, M. Hanson, B. Kasten, S. Orr, L. Taylor, D. Wagner, referred to State Administration.
HB 497, introduced by P. Bergsagel, D. Adams, C. Ahner, J. Andersen, S. Bookout-Reinicke, M. Brainard, E. Clark, R. Clark, A. Curtiss, B. DePratu, S. Fisher, D. Fuchs, D. Grimes, D. Haines, M. Hanson, B. Kasten, B. Keenan, K. Miller, B. Molnar, D. Mood, S. Orr, L. Taylor, M. Taylor, D. Wagner, referred to Business and Labor.
HB 498, introduced by B. Barnhart, S. Bartlett, P. Bergsagel, T. Hagener, R. Jabs, T. Keating, B. Keenan, K. Miller, L. Nelson, B. Pavlovich, B. Simon, S. Stang, M. Waterman, referred to Human Services.
HB 499, introduced by H. Harper, A. Ellis, referred to Agriculture.
HB 500, introduced by B. Barnhart, referred to Appropriations.
HB 501, introduced by K. Ohs, B. Barnhart, P. Bergsagel, B. DePratu, L. Grinde, D. Hargrove, J. Harp, B. Keenan, D. McGee, J. Mercer, D. Mood, B. Pavlovich, B. Simon, P. Sliter, E. Swanson, referred to Business and Labor.
HB 502, introduced by K. Ohs, L. Grinde, referred to State Administration.
HB 503, introduced by P. Sliter, referred to Agriculture.
HB 504, introduced by K. Ohs, C. Ahner, D. Grimes, J. Hertel, B. McCarthy, K. Miller, D. Mood, B. Pavlovich, R. Somerville, B. Tash, F. Thomas, J. Witt, referred to Business and Labor.
HB 505, introduced by D. Fuchs, C. Ahner, C. Christiaens, M. Noennig, referred to Natural Resources.
HB 506, introduced by P. Sliter, C. Ahner, S. Anderson, T. Beck, M. Brainard, R. Dale, L. Grinde, M. Halligan, B. Lawson, B. McCarthy, D. Mood, K. Ohs, B. Pavlovich, B. Raney, T. Schmidt, D. Shea, J. Stovall, C. Tuss, referred to Business and Labor.

HOUSE JOURNAL
TWENTY-EIGHTH LEGISLATIVE DAY - FEBRUARY 4, 1999

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

HJR 18, introduced by T. Facey, J. Andersen, R. Buzzas, P. Clark, J. Cobb, T. Dell, B. Eggers, J. Ellingson, E. Franklin, S. Gallus, K. Galvin-Halcro, G. Golie, G. Gutsche, J. Hurdle, S. Kitzenberg, M. Lindeen, J. Mangan, R. Menahan, B. Ryan, J. Tester, C. Younkin, referred to State Administration.

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

SB 274, introduced by B. Wilson, J. Bohlinger, C. Christiaens, B. Crippen, E. Franklin, G. Golie, J. Harp, S. Kitzenberg, J. Lynch, J. Mangan, J. McKenney, K. Mesaros, J. Quilici, S. Rose, Thomas, D. Wyatt, referred to Taxation.

**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 Schmidt in the chair.

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

SB 93 - Representative Soft moved **SB 93** be concurred in. Motion carried as follows:

Ayes: Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, E. Bergsagel, Bitney, Bookout-Reinicke, Brown, Buzzas, E. Clark, P. 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, 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, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.

Total 91

Noes: Adams, P. Bergsagel, Brainard, R. Clark, Jore, Molnar, Orr, Wagner, Walters.

Total 9

Voted Absentee: Bitney, Juneau, Ayes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 371 - Representative Cobb moved **HB 371** 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, Cobb, Curtiss, Dale, Davies, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Grinde, Guggenheim, Gutsche,

HOUSE JOURNAL
TWENTY-EIGHTH LEGISLATIVE DAY - FEBRUARY 4, 1999

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: Bitney, Juneau, Ayes.

Excused: None.
Total 0

Absent or not voting: R. Clark.
Total 1

HB 361 - Representative Shockley moved **HB 361** do pass.

HB 361 - Representative Shockley moved consideration of **HB 361** be placed at the bottom of the second reading board for the purpose of amendment. Motion carried.

HB 392 - Representative Tash moved **HB 392** do pass. Motion carried as follows:

Ayes: Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, 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, Story, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Vick, Wagner, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.
Total 96

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

Voted Absentee: Bitney, Juneau, Ayes.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 205 - Representative Tash moved **HB 205** do pass. Motion carried as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, E. Bergsagel, P. Bergsagel, Bitney,

HOUSE JOURNAL
TWENTY-EIGHTH LEGISLATIVE DAY - FEBRUARY 4, 1999

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, 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 100

Noes: None.

Total 0

Voted Absentee: Bitney, Juneau, Ayes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 361 - Representative Shockley moved **HB 361** do pass.

HB 361 - Representative Shockley moved **HB 361**, second reading copy, be amended as follows :

1. Page 1, line 15.

Following: "paid"

Insert: "and attorney fees incurred"

Amendment passed as follows:

Ayes: Adams, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, E. Bergsagel, P. Bergsagel, 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, 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, Tropila, Tuss, Wagner, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.

Total 93

Noes: Hibbard, Trexler, Vick.

Total 3

Excused: Bitney, Juneau.

Total 2

Absent or not voting: Ahner, Hedges.

Total 2

HOUSE JOURNAL
TWENTY-EIGHTH LEGISLATIVE DAY - FEBRUARY 4, 1999

Motion that **HB 361**, as amended, do pass carried as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, 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, 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, Smith, Soft, Somerville, Squires, Story, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tuss, Vick, Wagner, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.

Total 96

Noes: E. Bergsagel, Lawson, Sliter, Tropila.

Total 4

Voted Absentee: Bitney, Juneau, Ayes.

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

Total 93

Noes: Molnar, Sliter, Wyatt.

Total 3

Excused: Bitney, Juneau.

Total 2

Absent or not voting: Schmidt, Story.

Total 2

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the

HOUSE JOURNAL
TWENTY-EIGHTH LEGISLATIVE DAY - FEBRUARY 4, 1999

following manner:

HB 168 passed as follows:

Ayes: Ahner, J. Andersen, Barnett, Barnhart, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, E. Clark, R. Clark, Curtiss, Dale, Dell, Eggers, Erickson, Fisher, Fuchs, Gallus, Gillan, Grinde, Guggenheim, Haines, Hanson, Hedges, Hibbard, Holden, Jackson, Johnson, Kasten, Kitzenberg, Krenzler, Lawson, Lenhart, Masolo, McCann, McGee, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Peck, Quilici, Rehbein, Rose, Shockley, Simon, Sliter, Smith, Soft, Somerville, Story, Stovall, Tash, Taylor, Thomas, Tropila, Vick, Wagner, Walters, Witt, Younkin, Zook, Mr. Speaker.

Total 67

Noes: Adams, Beck, Buzzas, P. Clark, Davies, Ewer, Facey, Galvin-Halcro, Golie, Gutsche, Hagener, Harper, Harrington, Hurdle, Jore, Juneau, Lindeen, Mangan, Matthews, McCulloch, Orr, Pavlovich, Raney, Ryan, Squires, Swanson, Trexler, Tuss, Williams, Wyatt.

Total 30

Voted Absentee: Bitney, Aye; Juneau, No.

Excused: None.

Total 0

Absent or not voting: S. Anderson, Cobb, Schmidt.

Total 3

SB 7 concurred in 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, Rehbein, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Smith, Soft, Somerville, Squires, Story, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Vick, Wagner, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.

Total 99

Noes: None.

Total 0

Voted Absentee: Bitney, Juneau, Ayes.

Excused: None.

Total 0

Absent or not voting: Tuss.

Total 1

HOUSE JOURNAL
TWENTY-EIGHTH LEGISLATIVE DAY - FEBRUARY 4, 1999

SB 26 concurred in 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, 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, Orr, Pavlovich, Peck, Quilici, Raney, Rehbein, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Smith, Soft, Somerville, Squires, Story, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Vick, Wagner, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.

Total 96

Noes: P. Bergsagel, Jore.

Total 2

Voted Absentee: Bitney, Juneau, Ayes.

Excused: None.

Total 0

Absent or not voting: Cobb, Tuss.

Total 2

MOTIONS

Representative Harper requested that the rules be suspended to allow "by the Request of the Secretary of State" to show on any 2nd reading copy printed of **HB 451**. There being no objections, so ordered.

Representative Grinde moved that **HB 454** be taken from the Committee on Transportation and be rereferred to the Committee on Human Services. Motion carried.

ANNOUNCEMENTS

Committee meetings were announced by committee chairmen.

Majority Leader Grinde moved that the House adjourn until 1:00 p.m., Friday, February 5, 1999. Motion carried.

House adjourned at 2:00 p.m.

MARILYN MILLER
Chief Clerk of the House

JOHN MERCER
Speaker of the House