

**HOUSE JOURNAL
THIRTY-SIXTH LEGISLATIVE DAY**

Helena, Montana
February 13, 1999

House Chambers
State Capitol

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

Roll Call. All members present except Representatives Bitney, Brainard, Erickson, Galvin-Halcro, Hanson, and Rose. Quorum present.

Speaker Mercer introduced the honorary pages for the day:

Chad Campbell, Kalispell
Corey Campbell, Kalispell
Chase Giacomo, Kalispell
Cailey Anderson, Huson
Jesse Anderson, Huson
Shelby McCann, Harlem

COMMUNICATIONS AND PETITIONS

A JOINT PROCLAMATION OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA

WHEREAS, Nadia Ben-Youseff, an esteemed resident of Sidney, Montana and a freshman at Sidney Senior High School, has achieved national recognition for exemplary volunteer service by receiving a 1999 Prudential Spirit of Community Award; and

WHEREAS, this prestigious award, presented by The Prudential Insurance Company of America in partnership with the National Association of Secondary School Principals, honors young volunteers across America who have demonstrated an extraordinary commitment to serving their communities; and

WHEREAS, Miss Ben-Youseff earned this award by giving generously over \$6,000 to various children's charities from royalties earned from her poems written over many years and published in book form; and

WHEREAS, the success of the State of Montana, the strength of our communities, and the overall vitality of American society depend, in great measure, upon the dedication of young people like Nadia Ben-Youseff who use their considerable talents and resources to serve others, the Montana State Legislature is pleased to recognize and honor her talents and generosity.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

That the congratulations of all Montanans be extended to Nadia Ben-Youseff as a recipient of a Prudential Spirit of Community Award, recognizes her outstanding record of volunteer service, peer leadership and community spirit, and extends best wishes for her continued success and happiness.

Signed by Representatives Mercer, Rehbein, and Swanson, and Senators Crippen, Doherty, and McNutt

REPORTS OF STANDING COMMITTEES

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BILLS (Rehbein, Chairman): 2/13/1999
Correctly printed: **HB 72, HB 241, HB 314, HB 315, HB 316, HB 379, HB 440, HB 444, HB 459, HB 482, HB 488, HB 492, HB 502, HB 533, HB 534, HB 558, HB 571, HJR 24, HR 2.**
Correctly engrossed: **HB 173, HB 258, HB 274, HB 349, HB 387, HB 407, HB 414, SB 9.**
Signed by the Speaker at 9:00 a.m., February 13, 1999: **HB 29, HB 30, HB 35, HB 51, HB 80, HB 254, HB 284.**

APPROPRIATIONS (Zook, Chairman): 2/13/1999
HB 404, do pass. Report adopted.
HB 470, introduced bill, be amended as follows:

1. Page 1, lines 18 and 19.
Following: the second "of" on line 18
Strike: the remainder of line 18 through "calculated" on line 19
Insert: "its historic state expenditures, as defined in 42 U.S.C. 609(a)(7)(B)(iii), governing"

And, as amended, do pass. Report adopted.

HB 480, do pass. Report adopted.
HB 495, do pass. Report adopted.

BUSINESS AND LABOR (Simon, Chairman): 2/12/1999
HB 514, introduced bill, be amended as follows:

1. Title, lines 5 and 6.
Following: "PROVISIONS" on line 5
Strike: the remainder of line 5 through "OR" on line 6
2. Page 1, line 12.
Strike: "contingent payment or"
3. Page 1, line 13.
Strike: ":"
4. Page 1, line 14.
Strike: "(1)"
5. Page 1, line 17.
Strike: "; or"
Insert: "."

6. Page 1, lines 18 through 20.
Strike: subsection (2) in its entirety

And, as amended, do pass. Report adopted.

HB 553, introduced bill, be amended as follows:
1. Title, line 5.

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Strike: "BY RULE"

2. Page 2, line 10.

Strike: "or"

3. Page 2, line 11.

Following: "~~planner,~~"

Insert: " or landscape contractor,"

4. Page 2, line 26.

Strike: "registered"

Insert: "licensed"

5. Page 3, lines 14 through 16.

Strike: subsection (5) in its entirety

And, as amended, do pass. Report adopted.

HB 557, introduced bill, be amended as follows:

1. Page 1, line 29.

Following: "physician"

Insert: "or other health care provider"

2. Page 2, lines 1 through 2.

Following: "claim." on line 1

Strike: the remainder of line 1 through "benefits." on line 2

And, as amended, do pass. Report adopted.

HB 581, introduced bill, be amended as follows:

2/13/1999

1. Title, line 9.

Strike: "AND"

Following: "SECTIONS"

Insert: "18-5-301, 18-5-302, 18-5-303, 18-5-304, 18-5-305,"

Following: "18-5-306"

Strike: "AND"

Insert: ", "

Following: "18-5-307,"

Insert: "AND 18-5-308,"

Following: "MCA"

Insert: "; AND PROVIDING EFFECTIVE DATES"

2. Page 2, line 23.

Following: "**Repealer.**"

Insert: "(1)"

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Following: "repealed."

Insert: "(2) Sections 18-5-301, 18-5-302, 18-5-303, 18-5-304, 18-5-305, and 18-5-308, MCA, are repealed."

3. Page 2.

Following: line 23

Insert: "NEW SECTION. Section 5. Effective dates. (1) [Sections 1 through 4(1) and this section] are effective on passage and approval.

(2) [Section 4(2)] is effective June 30, 2003."

And, as amended, do pass. Report adopted.

EDUCATION (Masolo, Chairman):

2/13/1999

HJR 20, be adopted. Report adopted.

HJR 21, be adopted. Report adopted.

HUMAN SERVICES (Soft, Chairman):

2/13/1999

HB 313, introduced bill, be amended as follows:

1. Page 1, line 25.

Following: "line 24"

Insert: "(4) "Employed" means that a person:

(a) works for wages at least 12 hours a week or the equivalent number of hours for a month at a job in Montana; or

(b) is self-employed in Montana and earns an amount that is at least equal to the amount earned working 15 hours a week at minimum wage."

Renumber: subsequent subsections

2. Page 4, line 3.

Strike: "assigning"

Insert: "turning over"

3. Page 4, line 10.

Strike: "a participating custodial parent must receive"

Insert: "the department shall calculate"

4. Page 4, line 14.

Strike: "\$250"

Insert: "\$200"

5. Page 4, line 15.

Strike: "\$125"

Insert: "\$100"

6. Page 4, line 22.

Strike: "185%"

Insert: "150%"

7. Page 4, line 26.

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Strike: "185%"
Insert: "150%"

And, as amended, do pass. Report adopted.

HB 454, introduced bill, be amended as follows:

1. Title, line 7.

Strike: "AND"

Following: "MCA"

Insert: "; AND PROVIDING AN EFFECTIVE DATE"

2. Page 2, lines 22 and 23.

Strike: ", less 10 cents for each application to offset administrative costs."

3. Page 2.

Following: line 26

Insert: "NEW SECTION. Section 2. Effective date. [This act] is effective July 1, 1999."

And, as amended, do pass. Report adopted.

STATE ADMINISTRATION (Brainard, Chairman):

2/12/1999

HB 241, introduced bill, be amended as follows:

1. Page 1, line 15, line 20, and line 21.

Strike: "by electronic mail" in all three places

Insert: "electronically"

2. Page 2, line 2.

Strike: "by electronic mail"

Insert: "electronically"

And, as amended, do pass. Report adopted.

HB 362, do pass. Report adopted.

HB 502, introduced bill, be amended as follows:

1. Page 3, line 6.

Following: " _ "

Insert: "The written material must be prepared in the font and type style required by the secretary of state."

And, as amended, do pass. Report adopted.

MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence:

2/12/1999

SB 229, introduced by Thomas

SB 245, introduced by Waterman

SB 301, introduced by Keating

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SB 325, introduced by Hertel
SB 348, introduced by Bartlett
SB 352, introduced by Mahlum

FIRST READING AND COMMITMENT OF BILLS

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

HB 616, introduced by M. Lindeen, L. Grinde, H. Harper, M. Noennig, B. Raney, P. Sliter, F. Thomas, B. Wilson, referred to State Administration.
HB 617, introduced by K. Ohs, referred to Natural Resources.
HB 618, introduced by C. Ahner, referred to Business and Labor.
HB 619, introduced by G. Golie, referred to Local Government.
HB 620, introduced by C. Tuss, T. Beck, C. Christiaens, D. Mahlum, G. Masolo, J. Tester, J. Tropila, referred to State Administration.
HB 621, introduced by J. Witt, G. Beck, R. Brown, W. Crismore, S. Doherty, J. Ellingson, E. Franklin, D. Fuchs, G. Golie, T. Hagener, D. Haines, J. Holden, T. Keating, M. Lindeen, J. Mangan, J. McKenney, L. Nelson, R. Peck, G. Roush, B. Ryan, T. Schmidt, J. Stovall, J. Tester, J. Tropila, C. Tuss, B. Wilson (by request of the House Joint Appropriations Subcommittee on Natural Resources), referred to Appropriations.
HB 622, introduced by J. Witt, referred to Appropriations.
HB 623, introduced by M. Brainard, referred to State Administration.
HB 624, introduced by J. Mangan, referred to Business and Labor.

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

HJR 27, introduced by B. Story, D. Adams, J. Barnett, P. Clark, R. Dale, B. Eggers, M. Guggenheim, D. Hedges, J. Holden, J. Hurdle, V. Jackson, R. Lenhart, M. Lindeen, G. Masolo, B. Ryan, F. Smith, B. Thomas, C. Trexler (by request of the House Agriculture Committee), referred to Agriculture.

**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 Kasten in the chair.

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

HJR 13 - Representative McKenney moved **HJR 13** be adopted. Motion carried 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, Fisher, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Haines, Hanson, Harper, Harrington, Hedges, Hibbard, Holden, Hurdle, Jackson, Johnson, Jore, Juneau, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McGee, McKenney, Mood, Noennig, Ohs, Pavlovich, Peck, Quilici, Raney, Rehbein, Rose, Ryan, Schmidt, Shockley, Simon, Smith, Soft, Somerville, Squires, Story, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Vick, Wagner, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.

Total 93

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Noes: P. Bergsagel, Kasten, Menahan, Orr.
Total 4

Voted Absentee: Bitney, Brainard, Erickson, Galvin-Halcro, Hanson, Rose, Ayes.

Excused: None.
Total 0

Absent or not voting: Grinde, Molnar, Sliter.
Total 3

HJR 14 - Representative Adams moved **HJR 14** be adopted. 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, 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, 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: Guggenheim, Juneau, Orr, Tuss.
Total 4

Voted Absentee: Bitney, Brainard, Erickson, Galvin-Halcro, Hanson, Rose, Ayes.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 522 - Representative Pavlovich moved **HB 522** 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, McKenney, Molnar, Mood, Noennig, Pavlovich, Peck, Quilici, Raney, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Smith, Soft, Somerville, Squires, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Vick, Wagner, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.
Total 92

Noes: Adams, Jore, McGee, Orr, Rehbein, Story.
Total 6

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Voted Absentee: Bitney, Brainard, Erickson, Galvin-Halcro, Hanson, Rose, Ayes.

Excused: None.
Total 0

Absent or not voting: Menahan, Ohs.
Total 2

HB 523 - Representative McKenney moved **HB 523** 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, Harrington, Hedges, Hibbard, Holden, Hurdle, Jackson, Johnson, Juneau, Kasten, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCulloch, 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: Jore, McCann, McGee.
Total 3

Voted Absentee: Bitney, Brainard, Erickson, Galvin-Halcro, Hanson, Rose, Ayes.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 504 - Representative Grinde moved consideration of **HB 504** be passed for the day. Motion carried.

HB 461 - Representative Simon moved **HB 461** do pass. Motion carried as follows:

Ayes: Ahner, J. Andersen, Barnett, Beck, Brainard, Brown, Buzzas, E. Clark, P. Clark, R. Clark, Dale, Dell, Eggers, Erickson, Ewer, Facey, Gallus, Galvin-Halcro, Gillan, Golie, Grinde, Guggenheim, Gutsche, Hagener, Hanson, Harper, Harrington, Hedges, Hibbard, Hurdle, Juneau, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCulloch, McKenney, Menahan, Noennig, Pavlovich, Peck, Quilici, Raney, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Soft, Somerville, Squires, Swanson, Tash, Thomas, Trexler, Tropila, Tuss, Williams, Wyatt, Younkin, Zook.
Total 66

Noes: Adams, S. Anderson, Barnhart, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Cobb, Curtiss, Davies, Fisher, Fuchs, Haines, Holden, Jackson, Johnson, Jore, Kasten, McCann, McGee, Molnar, Orr, Rehbein, Smith, Story, Stovall, Taylor, Vick, Wagner, Walters, Witt.
Total 31

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Voted Absentee: Brainard, Erickson, Galvin-Halcro, Hanson, Rose, Ayes; Bitney, No.

Excused: None.
Total 0

Absent or not voting: Mood, Ohs, Mr. Speaker.
Total 3

HB 512 - Representative Soft moved **HB 512** 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, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Grinde, Guggenheim, Gutsche, Hagener, Haines, Harper, Harrington, Hedges, Hibbard, Holden, Hurdle, Jackson, Johnson, Juneau, Kitzenberg, Krenzler, Lenhart, Lindeen, Mangan, Matthews, McCann, McCulloch, McGee, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Pavlovich, Peck, Quilici, Raney, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Smith, Soft, Squires, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Walters, Williams, Witt, Wyatt, Younkin, Zook.
Total 85

Noes: Adams, P. Bergsagel, Davies, Hanson, Jore, Kasten, Lawson, Rehbein, Somerville, Vick, Wagner.
Total 11

Voted Absentee: Bitney, Brainard, Erickson, Galvin-Halcro, Rose, Ayes; Hanson, No.

Excused: None.
Total 0

Absent or not voting: Masolo, Orr, Story, Mr. Speaker.
Total 4

HB 96 - Representative Grinde moved **HB 96** do pass.

HB 96 - Representative Raney moved **HB 96**, second reading copy, be amended as follows :

1. Page 1, line 11.
Strike: "(1)"

2. Page 1, line 16 through line 18.
Strike: subsection (2) in its entirety

Amendment failed as follows:

Ayes: Barnhart, Beck, P. Bergsagel, Bookout-Reinicke, Buzzas, P. Clark, Dell, Eggers, Ewer, Facey, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Haines, Harper, Harrington, Hibbard, Holden, Hurdle, Johnson, Juneau, Kitzenberg, Krenzler, Lenhart, Lindeen, Mangan, McCann, McCulloch, Menahan, Pavlovich, Peck, Quilici, Raney, Ryan, Schmidt, Smith, Soft, Squires, Swanson, Tropila, Tuss, Williams, Wyatt.
Total 47

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Noes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, E. Bergsagel, Brainard, Brown, E. Clark, R. Clark, Cobb, Curtiss, Dale, Davies, Fisher, Fuchs, Grinde, Hedges, Jackson, Jore, Kasten, Lawson, Masolo, Matthews, McGee, McKenney, Molnar, Mood, Noennig, Ohs, Orr, Rehbein, Shockley, Simon, Sliter, Somerville, Story, Stovall, Tash, Taylor, Thomas, Trexler, Vick, Wagner, Walters, Witt, Younkin, Zook, Mr. Speaker.
Total 49

Voted Absentee: Galvin-Halcro, Aye; Brainard, No.

Excused: Bitney, Erickson, Hanson, Rose.
Total 4

Absent or not voting: None.
Total 0

HB 96 - Representative Harper moved **HB 96**, second reading copy, be amended as follows :

1. Page 1.

Following: line 18

Insert: "(3) Agreements negotiated pursuant to subsection (1) must allow for public access to state land."

Amendment failed as follows:

Ayes: Barnhart, Beck, Bookout-Reinicke, Buzzas, P. Clark, Dell, Eggers, Ewer, Facey, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Haines, Harper, Harrington, Hurdle, Johnson, Juneau, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, McCulloch, Menahan, Molnar, Pavlovich, Peck, Quilici, Raney, Ryan, Schmidt, Smith, Soft, Squires, Swanson, Tropila, Tuss, Wagner, Williams, Wyatt.
Total 46

Noes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, E. Bergsagel, P. Bergsagel, Bitney, Brainard, Brown, E. Clark, R. Clark, Cobb, Curtiss, Dale, Davies, Fisher, Fuchs, Grinde, Hanson, Hedges, Hibbard, Holden, Jackson, Jore, Kasten, Masolo, Matthews, McCann, McGee, McKenney, Mood, Noennig, Ohs, Orr, Rehbein, Rose, Shockley, Simon, Sliter, Somerville, Story, Stovall, Tash, Taylor, Thomas, Trexler, Vick, Walters, Witt, Younkin, Zook, Mr. Speaker.
Total 53

Voted Absentee: Galvin-Halcro, Aye; Bitney, Brainard, Hanson, Rose, Noes.

Excused: Erickson.
Total 1

Absent or not voting: None.
Total 0

Motion that **HB 96** do pass carried as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, Beck, E. Bergsagel, P. Bergsagel, Bitney, Brainard, Brown, E. Clark, R. Clark, Cobb, Curtiss, Dale, Davies, Fisher, Fuchs, Grinde, Haines, Hanson, Hedges, Hibbard, Holden, Jackson, Jore, Kasten, Kitzenberg, Lawson, Masolo, Matthews, McCann, McGee,

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McKenney, Molnar, Mood, Noennig, Ohs, Orr, Rehbein, Rose, Shockley, Simon, Sliter, Soft, Somerville, Story, Stovall, Tash, Taylor, Thomas, Trexler, Vick, Walters, Witt, Younkin, Zook, Mr. Speaker.
Total 59

Noes: Barnhart, Bookout-Reinicke, Buzzas, P. Clark, Dell, Eggers, Erickson, Ewer, Facey, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Harper, Hurdle, Johnson, Juneau, Krenzler, Lenhart, Lindeen, Mangan, McCulloch, Menahan, Pavlovich, Peck, Quilici, Raney, Ryan, Schmidt, Smith, Squires, Swanson, Tropila, Tuss, Wagner, Williams, Wyatt.
Total 40

Voted Absentee: Bitney, Brainard, Hanson, Rose, Ayes; Erickson, Galvin-Halcro, Noes.

Excused: None.
Total 0

Absent or not voting: Harrington.
Total 1

HB 267 - Representative Grinde moved consideration of **HB 267** be placed below **HB 435** on the second reading board. Motion carried.

HB 353 - Representative Tash moved **HB 353** do pass. Motion carried as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, Beck, 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, 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: Barnhart, E. Bergsagel, P. Bergsagel, Rehbein.
Total 4

Voted Absentee: Bitney, Brainard, Erickson, Galvin-Halcro, Hanson, Rose, Ayes.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Representative Grinde moved the committee rise, report progress, and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the chair. Chairman Kasten moved the Committee of the Whole report be adopted. Report adopted as follows:

Ayes, Ahner, S. Anderson, Barnett, Beck, E. Bergsagel, P. Bergsagel, Bookout-Reinicke, Buzzas, E. Clark, R.

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Clark, Curtiss, Davies, Dell, Eggers, Facey, Fisher, Gallus, Gillan, Golie, Grinde, Guggenheim, Hagener, Haines, Harrington, Hedges, Hibbard, Holden, Jackson, Johnson, Jore, Juneau, Kasten, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Masolo, Matthews, McCann, McCulloch, McGee, McKenney, Menahan, Molnar, Mood, Ohs, Orr, Pavlovich, Peck, Quilici, Ryan, Schmidt, Shockley, Simon, Sliter, Smith, Soft, Somerville, Squires, Story, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tuss, Vick, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.

Total 77

Noes: P. Clark, Fuchs, Gutsche, Harper, Hurdle, Mangan, Raney, Rehbein, Wagner.

Total 9

Excused: Bitney, Brainard, Erickson, Galvin-Halcro, Hanson, Rose.

Total 6

Absent or not voting: J. Andersen, Barnhart, Brown, Cobb, Dale, Ewer, Noennig, Tropila.

Total 8

SPECIAL ORDERS OF THE DAY

Representative Grinde moved that a committee be appointed to escort United States Congressman Rick Hill into the House Chamber.

Speaker Mercer appointed and dispatched the following committee: Representatives Haines and Ryan.

Sergeant-at-Arms Meuli escorted the committee and Congressman Hill into the House chamber.

After being introduced by Speaker Mercer, United States Congressman Rick Hill delivered the following address:

Speaker Mercer, Majority Leader Grinde, Minority Leader Swanson and Members of the Montana House. Thank you for giving me this opportunity to speak with you this morning.

As many of you know, I got my first real look at the workings of the legislative process right here in the Montana Legislature. I had the privilege of working with some of you when I served as one of Governor Racicot's emissaries to the third floor during the 1993 Session. It was often like visiting a foreign country.

I realized as I prepared my remarks that some of you seldom listened to me then -- so I hold out no great hope that you will listen to me now. And, I remember how packed the calendar got as transmittal approached. As a result, I'll keep my remarks brief.

I can empathize with those of you who are new to the Legislature, trying to get a handle on how everything operates. I discovered when I got to Washington DC that my life in Congress would be run by lights and bells.

We have wall clocks in every office that have a series of lights and what are quaintly called bells to tell us when we need to be on the floor. Actually the bells sound more like a cheap alarm clock. The pattern of the lights and bells tells us the nature of the vote.

The opportunity the people of Montana have given me to serve you as your Congressman is one of the most humbling and gratifying experiences of my life. Betti and I try to get home every chance we get because it

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helps us stay grounded.

Since I began my tenure as your Congressman a little over two years ago, we have had about 120 town meetings and forums. We leave Monday morning to do seven more -- out along the high line in Havre and Chinook and Malta, Glasgow and Plentywood, and then back through Sidney and Circle and Glendive and Miles City.

But regardless of where I go, I hear pretty much the same kinds of concerns. Whether I'm in Montana's bigger communities or smaller towns, whether I'm in the east or the west, people want to talk about what we can do to increase the number of good paying jobs.

They want to talk with me about what we can do to strengthen the economy, improve education and lower their taxes. And so that is what I want to visit with you about today.

I sometimes have a hard time explaining to my colleagues in Congress just how big Montana really is. So I ask them to imagine juxtaposing a map of Montana on the eastern United States. I tell them if they placed the town of Troy in our northwestern corner over the city of Chicago, then the town of Alzada in our southeastern corner would be out in the Atlantic south and east of Washington DC.

I try to explain to my colleagues the economic challenges with which the 865,000 of us who live in this vast place must contend.

I try to explain the economy of Montana is like a table with four legs -- agriculture, tourism, natural resources and high tech.

Make no mistake about it. Agriculture remains central to Montana's economy, and Montana agriculture is under pressure. We've accomplished a lot for Montana agriculture in the Congress -- both short-term economic relief and longer term tax relief. I helped lead the fight to reduce unfair taxes on our farming and ranching families by winning the battle for income averaging and reducing capital gains taxes. Senator Burns and I voted to ensure adequate disaster relief for our hard hit producers by backing the Omnibus Budget Bill at the end of the last Congress.

But I know there is still much work to do, particularly since the farm economy has not seen much improvement. We must work for agricultural trade reciprocity with our neighbors to the north. There was much fanfare about the Record of Understanding between the US and Canada announced in early December. The people who negotiated this agreement either don't understand the trade problem or they intentionally disregarded critical issues. We need to improve the transparency of wheat pricing in Canada. It is not acceptable to me that the Canadian Wheat Board continues to resist opening their books while American producers suffer from a steady influx of Canadian grain.

I am a strong advocate of nation of origin labeling, and I am a cosponsor of legislation mandating it. If we can put a label on a package of ground beef telling the customer how to cook it, there is no reason we can't also tell them the country of origin. I believe the U.S. Beef brand has value in the global marketplace, and we ought to help our producers capture that value.

We need to continue looking for ways to reduce our tax burdens and to eliminate death taxes on family businesses. To that end, I will reintroduce legislation in this Congress to convert estate taxes to capital gains, forever ending the death tax.

We must work to improve the crop insurance program so it can make it a more widely available and applicable

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risk management tool. I have discussed developing a bipartisan approach to this issue with Congressman Pomeroy of North Dakota. I am deeply disappointed the President failed to include any funding for crop insurance reform in his budget.

Finally, I am pleased to announce that the Small Business Committee on which I serve has formed a new subcommittee at my request to look at the central importance of agriculture to the small rural communities across our country. We understand here in Montana that when agriculture coughs, Main Street catches the cold. I have been named vice-chairman of this Rural Enterprise Subcommittee, and I will use that position to work to secure the future of our rural communities.

Tourism is the second leg of Montana's economic table. I believe we have some truly unique opportunities ahead of us in the area of tourism and outdoor recreation. Let me talk about just two of them.

We are coming up on the bicentennial of the Lewis and Clark Expedition early in the next century. The Lewis and Clark Expedition is one of the seminal events in the history of our great nation. The bicentennial celebration has already captured the imagination of the American people. Witness the popularity of Stephen Ambrose's book "Undaunted Courage" or Ken Burn's documentary series on PBS.

I have the honor of co-chairing, along with Congressman Pomeroy, the bipartisan Lewis and Clark Caucus. We intend to work with our colleagues in the Congress on directing adequate federal resources to celebrate the bicentennial in the manner it deserves, including money for promoting tourism along the route.

President Clinton and Secretary Babbitt have already tipped their hand. They intend to use the bicentennial as an excuse for more land withdrawals and higher spending for federal agencies. While there may well be currently unprotected sites along the route that deserve protection, I would much rather see the federal dollars allocated to preserving and expanding existing sites, and on local and regional celebrations.

If we fail to take the initiative now, these federal plans may prevail. Other states are looking for state and local resources to contribute to this effort. North Dakota, for example, is asking to spend about \$2 million to promote the bicentennial. I would hope the Montana Legislature would look favorably on funding requests here.

A big part of our attraction for tourists, as well as for those of us who live here, is the hunting and fishing and outdoor recreation we have to offer. We have an opportunity to create an \$18 to \$20 million trust fund to be used for improving wildlife habitat and recreational access throughout the state, but we need your help.

The last Congress passed legislation authorizing homeowners at Canyon Ferry to purchase certain property currently under lease. The next step in the process involves establishing and funding a \$3 million Canyon Ferry - Broadwater County Trust. Establishing this County Trust was essential to my support for the legislation. Many of the benefits gained by the construction of Canyon Ferry came at the expense of the folks on the south end of the lake. They have waited decades to see some economic benefit. It was time we treated them fairly. In the process of crafting the legislation, I sought to fund the County Trust with a small portion of the proceeds of the sales. My point of view did not prevail. So we need to find alternate sources of revenue. The authorizing legislation permits funding part of the County Trust through in-kind contributions, and the Broadwater County Commissioners have indicated at least a preliminary willingness to consider a sizable in-kind component. But, they have also indicated that discharging their operation and maintenance obligations also requires a significant unencumbered cash component. Once the Commissioners have identified the amount and kind of in-kind projects they might accept, I am prepared to work with other members of the Congressional delegation to obtain the necessary funding. The sooner we can identify the federal contributions, the better

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chance we have of working through the federal appropriations process. However, I do not anticipate federal funding alone can meet our goals. I fully expect funding the County Trust will also require significant state and private participation.

The sportsmen and women of Montana have a large stake in seeing this transfer through to completion. Instead of carping from the sidelines, I hope the organizations claiming to represent their interests will step forward to help realize this opportunity. I also urge Governor Racicot and the Legislature to support substantial state funding for the County Trust, so that we can move forward with the transfers and creation of the wildlife account.

The third significant leg to our economic table is responsible resource development. All of us who live here share a deep and abiding love for this place we call home. Our attachment to the land runs nearly as strong in us as our attachment to family. We know we are blessed with an abundance of resources which makes this a special place.

Most of us also understand that our economic heritage is rooted in the development of those resources. While perhaps not as central as it once was, responsible resource development remains a leg without which our economic table becomes shaky. The crux, of course, comes in defining what constitutes responsible development.

Let me give you an example of the potential for responsible resource development. Montana has an unparalleled economic opportunity as a result of the Crown Butte mine buyout several years ago. You will recall President Clinton struck a deal to prevent development of a mine on the northern edge of Yellowstone Park. As part of that buyout, I insisted on -- and the President eventually agreed to -- providing funds for the maintenance of the Beartooth Highway, and the transfer of other federal mineral rights to compensate the people of Montana for the foregone economic opportunity of developing the mine at Crown Butte. The federal land managers here on the ground identified three tracts of coal land for exchange. These land managers, the people who know the resource the best, said these tracts had the greatest potential for development with the least likelihood for environmental impact.

The economic potential from developing these tracts, if they could pass muster under our stringent environmental laws, is truly staggering. Independent economic analysis indicates developing these tracts would create thousands of good paying jobs and return hundreds of millions to the coal tax trust over the next several decades. To be sure, this isn't a done deal. Perhaps development on these tracts would not pass environmental muster. Perhaps the market for supercompliant coal is not as strong as the forecasters predict.

Unfortunately, we may never have a chance to find out. The President apparently has decided to renege on his side of the deal. His most recent budget repeals the mineral rights transfer language. I will do everything I can to block this repeal, but I urge the Legislature to encourage Governor Racicot and Secretary Babbitt to complete the transfer before the end of the federal fiscal year.

In my mind, the fourth and final leg of the economic table is high tech. That is not as far fetched as it may initially sound. And it's not just big projects like the Venture Star, although I do want to commend the Governor and the Legislature for taking steps to remove possible impediments to this project. In addition, Montana's high tech future depends upon dozens of smaller research endeavors, many of them already bubbling inside our universities.

When I visit with my friends from the university system, I remind them that, as publicly funded institutions, they have a responsibility to direct at least some portion of their research efforts into projects that have the near

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term potential of enhancing job creation. They know they will have a better chance of receiving my support for federal funding if they can demonstrate that potential. But I can also tell you, if the researchers don't have support at the state level, federal support becomes immeasurably more difficult.

I served for several years on the Montana Science and Technology Alliance. I know that not every research project results in a technology transferable to the private sector for job creation. And I know that not every technology transfer ultimately results in development of a viable business that actually results in new good paying jobs. But, I also know that if we don't do the research, we certainly won't be able to create high tech jobs.

Let me take just a few more minutes to talk about three major issues that we all must wrestle with in the months ahead -- you here in Helena as well as those of us detailed to Washington, DC. One of those issues is a problem almost none of us saw coming: the politics of budget surpluses.

When I first decided to run for the Congress, I said our biggest challenge was finding a way to balance the budget and begin reducing the deficit. When I first got to Congress, all the debate centered on whether we ought to try to balance the budget in seven years, or should we take a little longer. Two short years later, the federal budget shows a surplus -- at least temporarily.

The politics of the budget surplus are instructive. When we were facing hundred million deficits for as far as the eye could see, no one wanted to accept the responsibility. Now that we have the first surplus in recent memory, everyone is ready to claim credit.

President Clinton says it was his "revenue enhancement" proposals adopted by the Democratic Congress in 1993 that caused the surplus. My Republican colleagues in Congress say no, it was their fiscal responsibility in holding down spending.

In truth, neither had very much to do with it. In truth, we have a federal budget surplus today because of the ingenuity and the hard work of American people. We have a budget surplus today largely because the American economy grew faster, stronger and longer than anyone forecast. The surest way to continue the federal budget surplus is for Congress to stay out of the way of American entrepreneurship.

How we deal with the surplus will be just as instructive. I read a recent report from the Joint Economic Committee that looked at the 108 times we have actually run a federal budget surplus in our nation's history. The news is not encouraging.

The average duration of federal surpluses in this century has been 18 months. No federal budget surplus since World War II has lasted more than 3 years. As the report put it, "If a surge in tax revenues is not returned to the taxpayers, the tendency of the government will be to dissipate it on increased spending." It seems we just can't stand to have any extra money burning a hole in our collective pockets.

In 1998, federal government spending passed the \$2 trillion mark for the first time, and federal tax collections grew twice as fast as the economy as a whole. The federal government collected \$300 billion more in taxes in 1998 than it did in 1996 -- not \$300 billion total, \$300 billion more. As my friend Congressman Cox points out, that's enough to pay for a second Department of Defense, with three new NASAs to spare.

Today the combined tax bite of government at all levels -- local, state and national -- is close to 40 percent -- higher than it has been at any time in our history except during World War II. Last September, the Congressional Policy Advisory Board -- a who's who of Nobel prize winners, economists and academics from across the political spectrum -- advised us that we cannot expect to sustain long run economic growth in the face

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of such a high combined tax burden. They told us the only way to lock in economic prosperity was through growth enhancing tax rate reductions. But quite frankly, at least for me, the economic argument for tax cuts pales beside the moral argument. The question is: whose money is it? Is the surplus the government's money, for us to decide how much to spend and how much to give back? Or is it the people's money?

Several years ago, when Governor Racicot was asked to explain why he wanted to provide a tax rebate, he said, "Because the Montana taxpayer never told us to keep the change." That's a great line. I have unabashedly borrowed it for my own use.

Because whether the source of the surplus is better-than-expected tax collections, or revenues off the sale of the Montana Power generating assets, or tobacco settlement dollars, Governor Racicot was right then, and the same viewpoint is right now. It's not the government's money. It's the people's money. And they never told us to keep the change.

Having said that, let me also say there are some things on which the public expects us to spend their hard earned dollars, and one of those is good quality public education. I believe every child in Montana has the right to a quality education. On that score, we Montanans can be proud of our public schools. Our schools rank right around the national average on per pupil expenditure and classroom size. Our students do well when it comes to most measures of educational success.

No one in this chamber is more ready than I am to spend whatever it takes to ensure Montana kids receive a world class public education, so long as we spend those dollars effectively. That's why I supported, and continue to support, the Dollars to the Classroom Act. The principle behind this legislation is a simple one: it says let's make sure that 90% of every federal dollar we spend on education, we spend in public grade school and high school classrooms. I trust Montana educators -- teachers and principals and local school boards -- to know what is best for Montana kids.

I have a big map of Montana on the wall in my office. When Montana educators stop by, I'll sometimes ask them to point out Culbertson, or Plevna, or Hot Springs. Almost invariably, they get it right. But when I ask the same question of one of the so-called experts at the Department of Education, all I get back is a blank stare. And my question for them is this: If you can't even tell me where Culbertson is, why should I trust you to tell me what is best for Culbertson schools?

In his State of the Union speech a couple of weeks ago, President Clinton offered several new education initiatives. I am prepared to consider some of them. But not until we fully fund the educational mandates we already have in place.

IDEA is a good example. The last Congress reauthorized this program for specially challenged kids. We thought in doing so we reduced the regulatory burden on our schools. That's not how the Clinton administration interpreted our actions. Their rules place additional financial stress on our local districts.

I intend to fight in this Congress for full funding for IDEA. As soon as the President and the Congress fully fund existing mandates, and as soon as we make sure we are getting the dollars we already spend into the classroom where we can actually use them to teach our children, then I'll be prepared to talk about the President's new proposals.

I believe we need to continually look for ways to maintain, and improve on, our educational edge. We need to look for ways to expand parental involvement in their children's education. And we need to look for ways to ensure we get the biggest bang for our education dollar.

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In my opinion, one of the best ways to improve Montana education, and one of the best ways to expand parental involvement, is for you to authorize charter public schools. Open the public school system to choice and competition. Give parents the freedom to send their children to the public school that they choose. Eliminate burdensome state regulations. Allow parents and teachers and local communities to develop innovative ways of delivering more services for the dollar, and then hold them accountable.

Some opponents of charter schools worry that passage of legislation will divert scarce resources away from education. This debate isn't about how much we spend on schools. The question is how we spend it. I firmly believe the closer to the family we can push the decision making, the more dynamic and more responsive our schools will be. Thirty-four states have adopted some form of charter school legislation. I urge my friends in the Montana Legislature to do the same.

Finally, I want to talk about retirement security -- saving Social Security now. Our Social Security system faces an unfunded liability of \$13 trillion. By most estimates, the system that millions of Americans depend upon for economic security in their golden years will start to go broke in the next couple of decades.

For those of you who participated in the debates about Workers' Comp in 1993 and 1995, that phrase -- unfunded liability -- ought to bring a sense of *deja vu* all over again. The steps we need to take to repair our Social Security system are substantially different than what we needed to do to fix Workers' Comp. But I think the process is the same.

Workers Comp is truly one of the public policy success stories in Montana. Sometimes it seems like the legislative process is only equipped to handle the problems that are so big we can't afford not to fix them. We fixed Workers' Comp because we had to.

We fixed Workers' Comp by working together -- Governor Racicot, the staff at the State Fund, private sector participants and legislators on both sides of the aisle. And, if you will indulge me, I am proud of whatever small part I may have played as volunteer chairman of Workers' Comp during those years. What I learned from my experience at Workers' Comp is that the best policy solutions require neither liberals nor conservatives, neither Democrats nor Republicans, to abandon their principles. Rather, the best policy solutions vindicate our shared principles.

If we continue to frame our debates in the same old terms, that will be the result: more debate, more differences. Instead let's reframe the debate. Let's look for principles we can all agree upon, and then let's act on those principles. I suggest that is not as monumental a task as it may seem. Although I often think you do it more effectively and with much less gnashing of teeth, there really isn't all that much difference between what you do here in this chamber and what we do in the Congress. Much of what I know about the legislative process, I learned here. Or perhaps more accurately, much of what I know about the legislative process, you taught me here. And, for every day I participate, I gain a new-found respect for the process and a better appreciation for what you do in it.

For better or for worse, I'm the only Congressman you have, at least for the next couple of years. Please know that I stand ready to do whatever I can to assist you any way you think I can.

Thank you for your attention. Good luck in your deliberation. May God bless you and the state of Montana.

Former Justice Harrison introduced the Eagle Scout Troop of America who is in Helena to give its annual report to the Governor.

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**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 Kasten in the chair.

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

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

Ayes: Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Bitney, Bookout-Reinicke, Brown, Buzzas, P. Clark, 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, Juneau, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Pavlovich, Peck, Quilici, Raney, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Smith, Soft, Somerville, Squires, Stovall, Swanson, Tash, Thomas, Tropila, Tuss, Williams, Wyatt, Younkin, Mr. Speaker.

Total 77

Noes: Adams, E. Bergsagel, P. Bergsagel, Brainard, E. Clark, R. Clark, Cobb, Curtiss, Jore, Kasten, McGee, Orr, Rehbein, Story, Taylor, Trexler, Vick, Wagner, Walters, Witt, Zook.

Total 21

Voted Absentee: Bitney, Erickson, Galvin-Halcro, Hanson, Rose, Ayes; Brainard, No.

Excused: None.

Total 0

Absent or not voting: Beck, Fisher.

Total 2

HB 435 - Representative P. Clark moved **HB 435** do pass. Motion carried as follows:

Ayes: Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, Bitney, Bookout-Reinicke, Brainard, 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, Harper, Harrington, Hedges, Hibbard, Hurdle, Jackson, Juneau, Kasten, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McGee, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Pavlovich, Peck, Quilici, Raney, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Smith, Soft, Somerville, Squires, Stovall, Swanson, Tash, Thomas, Tropila, Tuss, Wagner, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.

Total 85

Noes: Adams, E. Bergsagel, P. Bergsagel, Brown, Hanson, Holden, Johnson, Jore, Orr, Rehbein, Story, Taylor, Trexler, Vick, Walters.

Total 15

Voted Absentee: Bitney, Brainard, Erickson, Galvin-Halcro, Rose, Ayes; Hanson, No.

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Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 267 - Representative Molnar moved **HB 267** do pass. Motion carried as follows:

Ayes: Adams, J. Andersen, Barnhart, Beck, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, R. Clark, Cobb, Curtiss, Dale, Davies, Dell, Erickson, Facey, Fisher, Fuchs, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harper, Hurdle, Jackson, Johnson, Juneau, Kitzenberg, Krenzler, Lawson, Lenhart, Mangan, McCann, McGee, Menahan, Molnar, Peck, Raney, Ryan, Shockley, Sliter, Soft, Somerville, Stovall, Tropila, Tuss, Vick, Wagner.
Total 50

Noes: Ahner, S. Anderson, Barnett, Brown, Buzzas, E. Clark, P. Clark, Eggers, Ewer, Gallus, Grinde, Hagener, Hanson, Harrington, Hedges, Hibbard, Holden, Jore, Kasten, Lindeen, Masolo, Matthews, McCulloch, McKenney, Mood, Noennig, Ohs, Orr, Pavlovich, Quilici, Rehbein, Rose, Schmidt, Simon, Smith, Squires, Story, Swanson, Tash, Taylor, Thomas, Trexler, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.
Total 49

Voted Absentee: Bitney, Brainard, Erickson, Galvin-Halcro, Ayes; Hanson, Rose, Noes.

Excused: None.
Total 0

Absent or not voting: Guggenheim.
Total 1

HB 449 - Representative Hurdle moved **HB 449** do pass. Motion failed as follows:

Ayes: Barnhart, Beck, Bookout-Reinicke, Buzzas, E. Clark, Cobb, Dell, Eggers, Erickson, Ewer, Facey, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Haines, Harper, Harrington, Hibbard, Hurdle, Juneau, Krenzler, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCulloch, McKenney, Menahan, Noennig, Pavlovich, Peck, Quilici, Raney, Ryan, Schmidt, Shockley, Smith, Squires, Swanson, Taylor, Tropila, Tuss, Williams, Wyatt, Younkin.
Total 50

Noes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, E. Bergsagel, P. Bergsagel, Bitney, Brainard, Brown, P. Clark, R. Clark, Curtiss, Dale, Davies, Fisher, Fuchs, Grinde, Hanson, Hedges, Holden, Jackson, Johnson, Jore, Kasten, Kitzenberg, Lawson, McCann, McGee, Molnar, Mood, Ohs, Orr, Rehbein, Rose, Simon, Sliter, Soft, Somerville, Story, Stovall, Tash, Thomas, Trexler, Vick, Wagner, Walters, Witt, Zook, Mr. Speaker.
Total 50

Voted Absentee: Erickson, Galvin-Halcro, Ayes; Bitney, Brainard, Hanson, Rose, Noes.

Excused: None.
Total 0

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Absent or not voting: None.
Total 0

HB 183 - Representative Dale moved **HB 183** do pass. Motion carried as follows:

Ayes: Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, 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, 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 96

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

Voted Absentee: Bitney, Brainard, Erickson, Galvin-Halcro, Hanson, Rose, Ayes.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 182 - Representative Ahner moved **HB 182** do pass. Motion carried as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, 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, Mood, Noennig, Ohs, Pavlovich, Peck, Quilici, Raney, 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.
Total 93

Noes: E. Bergsagel, P. Bergsagel, Jore, Orr, Rehbein.
Total 5

Voted Absentee: Bitney, Brainard, Erickson, Galvin-Halcro, Hanson, Rose, Ayes.

Excused: None.
Total 0

Absent or not voting: Molnar, Mr. Speaker.
Total 2

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HB 474 - Representative Hibbard moved **HB 474** 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, 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, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Smith, Soft, Somerville, Squires, Story, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Wagner, Walters, Williams, Wyatt, Younkin, Zook, Mr. Speaker.

Total 91

Noes: Adams, P. Bergsagel, Fuchs, Jore, Molnar, Orr, Rehbein, Vick.

Total 8

Voted Absentee: Bitney, Brainard, Erickson, Galvin-Halcro, Hanson, Rose, Ayes.

Excused: None.

Total 0

Absent or not voting: Witt.

Total 1

HB 455 - Representative Soft moved **HB 455** do pass. Motion carried as follows:

Ayes: Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, E. Bergsagel, Bitney, Bookout-Reinicke, Brown, 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, 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, Taylor, Thomas, Trexler, Tropila, Tuss, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.

Total 90

Noes: Adams, P. Bergsagel, Brainard, Curtiss, Davies, Jore, Orr, Story, Vick, Wagner.

Total 10

Voted Absentee: Bitney, Erickson, Galvin-Halcro, Hanson, Rose, Ayes; Brainard, No.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 412 - Representative Juneau moved **HB 412** do pass. Motion carried as follows:

Ayes: Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, E. Bergsagel, Bitney, Bookout-Reinicke,

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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, Harper, Harrington, Hedges, Hibbard, Holden, Hurdle, Jackson, Johnson, Juneau, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McGee, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Pavlovich, Peck, Quilici, Raney, 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 92

Noes: Adams, P. Bergsagel, Brainard, Hanson, Jore, Kasten, Orr, Rehbein.

Total 8

Voted Absentee: Bitney, Erickson, Galvin-Halcro, Rose, Ayes; Brainard, Hanson, Noes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 16 - Representative Ewer moved **HJR 16** be adopted.

HJR 16 - Representative Brown moved **HJR 16**, second reading copy, be amended as follows :

1. Page 1, line 15.

Strike: "in Montana"

2. Page 1.

Strike: lines 20 and 21 in their entirety

3. Page 1, line 24.

Following: "union"

Strike: "; and"

Insert: ". "

4. Page 1.

Strike: lines 25 through 27 in their entirety

Amendment passed as follows:

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

Total 88

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Noes: Gallus, Holden, Menahan, Squires.
Total 4

Excused: Bitney, Brainard, Erickson, Galvin-Halcro, Hanson, Rose.
Total 6

Absent or not voting: Mood, Somerville.
Total 2

Motion that **HJR 16**, as amended, do pass carried as follows:

Ayes: Ahner, Barnhart, Beck, Bitney, Bookout-Reinicke, Brown, Buzzas, E. Clark, P. Clark, Cobb, Dale, Dell, Eggers, Erickson, Ewer, Facey, Gallus, Galvin-Halcro, Gillan, Golie, Grinde, Guggenheim, Gutsche, Hagener, Haines, Harper, Harrington, Hibbard, Hurdle, Juneau, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCulloch, McKenney, Menahan, Molnar, Pavlovich, Peck, Quilici, Raney, Rose, Ryan, Schmidt, Simon, Smith, Squires, Stovall, Swanson, Tropila, Tuss, Williams, Wyatt, Younkin.
Total 59

Noes: Adams, J. Andersen, S. Anderson, Barnett, E. Bergsagel, P. Bergsagel, Brainard, R. Clark, Curtiss, Davies, Fisher, Fuchs, Hanson, Hedges, Holden, Jackson, Johnson, Jore, Kasten, McCann, McGee, Noennig, Ohs, Orr, Rehbein, Shockley, Sliter, Soft, Somerville, Story, Tash, Taylor, Thomas, Trexler, Vick, Wagner, Walters, Witt, Zook, Mr. Speaker.
Total 40

Voted Absentee: Bitney, Erickson, Galvin-Halcro, Rose, Ayes; Brainard, Hanson, Noes.

Excused: None.
Total 0

Absent or not voting: Mood.
Total 1

Representatives Schmidt and Taylor excused at this time.

HB 34 - Representative Stovall moved **HB 34** do pass. Motion carried as follows:

Ayes: Ahner, J. Andersen, Barnhart, Beck, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, Buzzas, E. Clark, P. Clark, R. Clark, Cobb, Curtiss, 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, Juneau, Kitzenberg, Krenzler, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McGee, McKenney, Menahan, Mood, Ohs, Pavlovich, Peck, Quilici, Raney, Rehbein, Rose, Ryan, Schmidt, Simon, Sliter, Smith, Soft, Somerville, Squires, Story, Stovall, Swanson, Tash, Taylor, Thomas, Tropila, Tuss, Williams, Witt, Zook, Mr. Speaker.
Total 81

Noes: Adams, S. Anderson, Davies, Jackson, Johnson, Jore, Kasten, Lawson, Molnar, Noennig, Orr, Shockley, Trexler, Vick, Wagner, Walters, Wyatt, Younkin.
Total 18

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Voted Absentee: Bitney, Brainard, Erickson, Galvin-Halcro, Hanson, Rose, Schmidt, Taylor, Ayes.

Excused: None.
Total 0

Absent or not voting: Barnett.
Total 1

HB 338 - Representative Masolo moved **HB 338** 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, Harrington, Hedges, Hibbard, Holden, Hurdle, Jackson, Johnson, Juneau, Kasten, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McGee, McKenney, Menahan, 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: Jore, Kitzenberg, Molnar.
Total 3

Voted Absentee: Bitney, Brainard, Erickson, Galvin-Halcro, Hanson, Rose, Schmidt, Taylor, Ayes.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 467 - Representative Hibbard moved **HB 467** do pass. Motion carried as follows:

Ayes: Adams, Ahner, 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, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McGee, McKenney, Menahan, Molnar, Mood, Ohs, Orr, Pavlovich, Peck, Quilici, Raney, Rehbein, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, 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: J. Andersen, E. Bergsagel, Noennig, Smith.
Total 4

Voted Absentee: Bitney, Brainard, Erickson, Galvin-Halcro, Hanson, Rose, Schmidt, Taylor, Ayes.

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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 Kasten moved the Committee of the Whole report be adopted.

HB 449 - Representative Hurdle made a substitute motion that **HB 449** be segregated from the Committee of the Whole report and the remainder of the report be adopted. Motion failed as follows:

Ayes: Barnhart, Beck, Bookout-Reinicke, Buzzas, P. Clark, Cobb, Dell, Eggers, Erickson, Ewer, Facey, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Harper, Harrington, Hedges, Hibbard, Hurdle, Juneau, Krenzler, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, Menahan, Noennig, Pavlovich, Peck, Quilici, Raney, Ryan, Schmidt, Shockley, Smith, Squires, Swanson, Tropila, Tuss, Williams, Wyatt, Younkin.
Total 49

Noes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, E. Bergsagel, P. Bergsagel, Bitney, Brainard, Brown, E. Clark, R. Clark, Curtiss, Dale, Davies, Fisher, Fuchs, Grinde, Haines, Hanson, Holden, Jackson, Johnson, Jore, Kasten, Kitzenberg, Lawson, McGee, McKenney, Molnar, Mood, Ohs, Orr, Rehbein, Rose, Simon, Sliter, Soft, Somerville, Story, Stovall, Tash, Taylor, Thomas, Trexler, Vick, Wagner, Walters, Witt, Zook, Mr. Speaker.
Total 51

Voted Absentee: Erickson, Galvin-Halcro, Schmidt, Ayes; Bitney, Brainard, Hanson, Rose, Taylor, Noes.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Report adopted as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, E. Bergsagel, P. Bergsagel, Bookout-Reinicke, Brown, E. Clark, R. Clark, Curtiss, Dale, Davies, Fisher, Fuchs, Grinde, Haines, Hedges, Hibbard, Holden, Jackson, Johnson, Jore, Kasten, Kitzenberg, Lawson, Masolo, McCann, McGee, McKenney, Molnar, Mood, Noennig, Ohs, Orr, Pavlovich, Quilici, Rehbein, Shockley, Simon, Sliter, Soft, Somerville, Story, Stovall, Thomas, Trexler, Vick, Wagner, Walters, Witt, Zook, Mr. Speaker.
Total 54

Noes: Barnhart, Beck, Buzzas, P. Clark, Cobb, Dell, Eggers, Ewer, Facey, Gallus, Gillan, Golie, Guggenheim, Gutsche, Hagener, Harper, Harrington, Hurdle, Juneau, Krenzler, Lenhart, Lindeen, Mangan, Matthews, McCulloch, Menahan, Peck, Raney, Ryan, Smith, Squires, Swanson, Tash, Tropila, Tuss, Williams, Wyatt, Younkin.
Total 38

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Excused: Bitney, Brainard, Erickson, Galvin-Halcro, Hanson, Rose, Schmidt, Taylor.
Total 8

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 173 passed as follows:

Ayes: Ahner, J. Andersen, Barnett, Barnhart, Beck, Brown, Buzzas, P. Clark, Dell, Eggers, Erickson, Ewer, Facey, Gallus, Galvin-Halcro, Gillan, Golie, Grinde, Guggenheim, Gutsche, Hagener, Haines, Hanson, Harper, Harrington, Hedges, Hibbard, Holden, Hurdle, Jackson, Johnson, Juneau, Kitzenberg, Krenzler, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, Menahan, Noennig, Pavlovich, Peck, Quilici, Raney, Rose, Ryan, Schmidt, Simon, Sliter, Smith, Soft, Somerville, Squires, Stovall, Swanson, Tash, Thomas, Tropila, Tuss, Williams, Wyatt, Younkin, Zook, Mr. Speaker.
Total 67

Noes: Adams, S. Anderson, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, E. Clark, R. Clark, Cobb, Curtiss, Dale, Davies, Fisher, Fuchs, Jore, Kasten, Lawson, McGee, McKenney, Molnar, Mood, Ohs, Orr, Rehbein, Shockley, Story, Taylor, Trexler, Vick, Wagner, Walters, Witt.
Total 33

Voted Absentee: Erickson, Galvin-Halcro, Hanson, Rose, Schmidt, Ayes; Bitney, Brainard, Taylor, Noes.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 258 passed as follows:

Ayes: Ahner, J. Andersen, Barnhart, Beck, Bitney, Bookout-Reinicke, Brainard, 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, Jackson, Johnson, Juneau, Kitzenberg, Lenhart, Lindeen, Mangan, Masolo, McCann, McCulloch, McGee, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Pavlovich, Peck, Quilici, Raney, Rose, Ryan, Schmidt, Simon, Sliter, Smith, Soft, Squires, Story, Stovall, Swanson, Tash, Taylor, Thomas, Tropila, Tuss, Williams, Witt, Wyatt, Younkin, Zook.
Total 78

Noes: Adams, S. Anderson, Barnett, E. Bergsagel, P. Bergsagel, Brown, Curtiss, Davies, Jore, Kasten, Krenzler, Lawson, Matthews, Orr, Rehbein, Shockley, Somerville, Trexler, Vick, Wagner, Walters, Mr. Speaker.
Total 22

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Voted Absentee: Bitney, Brainard, Erickson, Galvin-Halcro, Hanson, Rose, Schmidt, Taylor, Ayes.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 274 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, Fuchs, 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, Masolo, Matthews, McCann, McCulloch, McGee, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Orr, Pavlovich, 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: Gallus, Mangan, Peck.
Total 3

Voted Absentee: Bitney, Brainard, Erickson, Galvin-Halcro, Hanson, Rose, Schmidt, Taylor, Ayes.

Excused: None.
Total 0

Absent or not voting: Fisher.
Total 1

HB 349 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, Rehbein, Rose, Ryan, Schmidt, Shockley, Sliter, Smith, 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: Bitney, Brainard, Erickson, Galvin-Halcro, Hanson, Rose, Schmidt, Taylor, Ayes.

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Excused: None.
Total 0

Absent or not voting: Simon, Soft.
Total 2

HB 387 passed as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, Beck, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brown, Buzzas, E. Clark, P. Clark, R. Clark, Cobb, Curtiss, Dale, Davies, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Fuchs, Golie, Grinde, Guggenheim, Gutsche, Hagener, Haines, Hanson, Harper, 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, Quilici, Raney, Rehbein, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Smith, Soft, Somerville, Squires, Story, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Vick, Wagner, Walters, Williams, Witt, Younkin, Zook, Mr. Speaker.
Total 89

Noes: Barnhart, Brainard, Gallus, Galvin-Halcro, Gillan, Harrington, Pavlovich, Peck, Tropila, Tuss, Wyatt.
Total 11

Voted Absentee: Bitney, Erickson, Hanson, Rose, Schmidt, Taylor, Ayes; Brainard, Galvin-Halcro, Noes.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 407 passed as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, E. Clark, P. Clark, R. Clark, Cobb, Curtiss, Dale, Davies, Dell, Eggers, Facey, Fisher, Fuchs, Galvin-Halcro, Gillan, Grinde, Guggenheim, Gutsche, Hagener, Haines, Hanson, Harrington, Hedges, Hibbard, Holden, Jackson, Johnson, Jore, Juneau, Kasten, Kitzenberg, Lawson, Lenhart, Lindeen, Masolo, Matthews, McCann, McCulloch, McGee, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Orr, Pavlovich, Peck, Quilici, Raney, Rehbein, Rose, Ryan, 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 90

Noes: Buzzas, Erickson, Ewer, Gallus, Golie, Harper, Hurdle, Krenzler, Mangan, Schmidt.
Total 10

Voted Absentee: Bitney, Brainard, Galvin-Halcro, Hanson, Rose, Taylor, Ayes; Erickson, Schmidt, Noes.

Excused: None.
Total 0

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Absent or not voting: None.
Total 0

HB 414 passed as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, Bitney, Bookout-Reinicke, Brainard, Brown, Buzzas, 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, Orr, Pavlovich, Peck, Quilici, Raney, 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 95

Noes: E. Bergsagel, P. Bergsagel, Jore, Rehbein.
Total 4

Voted Absentee: Bitney, Brainard, Erickson, Galvin-Halcro, Hanson, Rose, Schmidt, Taylor, Ayes.

Excused: None.
Total 0

Absent or not voting: E. Clark.
Total 1

SB 9 concurred in as follows:

Ayes: Adams, Ahner, J. Andersen, Barnett, Beck, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, E. Clark, P. Clark, R. Clark, Cobb, Curtiss, Dale, Davies, Fisher, Fuchs, Gillan, Grinde, Guggenheim, Haines, Hanson, Harrington, Hedges, Hibbard, Holden, Jackson, Johnson, Jore, Kasten, Kitzenberg, Lawson, Lenhart, Masolo, Matthews, McCann, McGee, McKenney, Molnar, Mood, Noennig, Ohs, Orr, Rehbein, Rose, Ryan, Simon, Sliter, Soft, Somerville, Squires, Story, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Vick, Wagner, Walters, Williams, Witt, Younkin, Zook, Mr. Speaker.
Total 69

Noes: Barnhart, Buzzas, Dell, Eggers, Erickson, Ewer, Facey, Gallus, Galvin-Halcro, Golie, Gutsche, Hagener, Harper, Hurdle, Juneau, Krenzler, Lindeen, Mangan, McCulloch, Menahan, Pavlovich, Peck, Quilici, Raney, Schmidt, Smith, Tropila, Tuss, Wyatt.
Total 29

Voted Absentee: Bitney, Brainard, Hanson, Rose, Taylor, Ayes; Erickson, Galvin-Halcro, Schmidt, Noes.

Excused: None.
Total 0

Absent or not voting: S. Anderson, Shockley.
Total 2

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ANNOUNCEMENTS

Committee meetings were announced by committee chairmen.

Majority Leader Grinde moved that the House adjourn until 1:00 p.m., Monday, February 15, 1999. Motion carried.

House adjourned at 3:00 p.m.

MARILYN MILLER
Chief Clerk of the House

JOHN MERCER
Speaker of the House