

**HOUSE JOURNAL  
FORTY-FOURTH LEGISLATIVE DAY**

Helena, Montana  
February 23, 1999

House Chambers  
State Capitol

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

Roll Call. All members present. Quorum present.

Mr. Speaker: We, your committee on Legislative Administration/Bills and Journal, having examined the daily journals for the thirty-eighth, thirty-ninth, fortieth, forty-first, forty-second, and forty-third legislative days, find the same to be correct.

Rehbein, Chairman

After being introduced by Speaker Mercer, Miss Montana Delight Michelle Scheck spoke of her work and performed a song.

Speaker Mercer introduced the pages and honorary pages of the week:

Alison Hartman, Billings  
Kacey Murch, Laurel  
Marlo Manicke, Polson  
Sarah Salsgiver, Deer Lodge  
Katie Dell, Great Falls  
Amanda Boutwell, Helena

Gillian Brown, Billings  
Roy Brown, Jr., Billings  
Rhett Young, Glendive  
Mike Corr, Missoula  
Tyler Stockton, Helena

**REPORTS OF STANDING COMMITTEES**

**BILLS** (Rehbein, Chairman): 2/23/1999  
Correctly printed: **HB 555**.  
Correctly engrossed: **HB 54, HB 100, HB 108, HB 129, HB 227, HB 438, HB 469, HB 559, HB 596, HB 632, HB 641, HJR 7, HJR 8, HJR 17, HJR 23, HJR 25, HJR 29, HJR 32, SB 274.**

**APPROPRIATIONS** (Zook, Chairman): 2/22/1999  
**HB 555**, introduced bill, be amended as follows:

1. Page 5, line 9.

**Following:** "7-15-4283,"

**Insert:** "except as provided in subsection (2) of this section,"

2. Page 5.

**Following:** line 12

**Insert:** "(2) For purposes of the general obligation bonds authorized in this section, 7-15-4288(5) and (7) is

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excluded from the definition of aerospace transportation and technology infrastructure development projects."

**Renumber:** subsequent subsection

3. Page 5, line 18.

**Following:** "Montana"

**Insert:** "and has acquired a site for the project"

And, as amended, do pass. Report adopted.

**MESSAGES FROM THE SENATE**

Senate bills passed and transmitted to the House for concurrence:

2/22/1999

**SB 265**, introduced by Grimes

**SB 320**, introduced by Holden

**SB 353**, introduced by Franklin

**SB 367**, introduced by Thomas

**SB 384**, introduced by Mesaros

**SB 388**, introduced by Christiaens

**SB 393**, introduced by Waterman

**SB 398**, introduced by Bohlinger

**SB 404**, introduced by McNutt

**SB 412**, introduced by Stang

**SB 416**, introduced by Grosfield

**SB 417**, introduced by Waterman

**SB 423**, introduced by Mahlum

**SB 426**, introduced by Sprague

**SB 429**, introduced by Shea

**SB 435**, introduced by Waterman

**SB 463**, introduced by Wells

**SB 468**, introduced by Cocchiarella

**SB 469**, introduced by Waterman

**SB 473**, introduced by Doherty

**SB 271**, introduced by Taylor, requiring adoption by an affirmative roll call vote of two-thirds of all the members of the Legislature, passed the Senate and was transmitted to the House with the following vote:

Yeas - 37

Nays - 12

**SB 323**, introduced by Doherty, requiring adoption by an affirmative roll call vote of two-thirds of all the members of the Legislature, passed the Senate and was transmitted to the House with the following vote:

Yeas - 24

Nays - 26

**FIRST READING AND COMMITMENT OF BILLS**

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

**HB 649**, introduced by M. McCann (by request of the House Joint Appropriations Subcommittee on Long-Range Planning), referred to Appropriations.

**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 100** passed 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, 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, 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, Walters, Williams, Witt, Younkin, Zook, Mr. Speaker.

Total 88

Noes: Adams, E. Bergsagel, P. Bergsagel, Davies, Jore, McGee, Molnar, Orr, Rehbein, Vick, Wagner, Wyatt.

Total 12

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 129** passed as follows:

Ayes: Ahner, J. Andersen, S. Anderson, Barnett, Beck, Bitney, Brainard, Brown, E. Clark, R. Clark, Cobb, Curtiss, Dale, Dell, Eggers, Erickson, Fisher, Fuchs, Gallus, Galvin-Halcro, Gillan, Grinde, Hagener, Haines, Hanson, Harper, Harrington, Hedges, Hibbard, Holden, Jackson, Johnson, Juneau, Kasten, Kitzenberg, Lawson, Lenhart, Matthews, McCann, McGee, McKenney, Menahan, Molnar, Mood, Ohs, Pavlovich, Raney, Rose, Ryan, Shockley, Simon, Sliter, Smith, Soft, Somerville, Story, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Walters, Witt, Younkin, Zook, Mr. Speaker.

Total 68

Noes: Adams, P. Bergsagel, Buzzas, P. Clark, Davies, Ewer, Facey, Golie, Guggenheim, Gutsche, Hurdle, Jore, Krenzler, Lindeen, Mangan, Masolo, McCulloch, Noennig, Orr, Peck, Rehbein, Schmidt, Squires, Tuss, Vick, Wagner, Williams, Wyatt.

Total 28

Excused: None.

Total 0

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Absent or not voting: Barnhart, E. Bergsagel, Bookout-Reinicke, Quilici.  
Total 4

**HB 227** 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, Fisher, Fuchs, Gillan, Golie, Grinde, Guggenheim, Hagener, Haines, Hanson, Harper, Harrington, Hedges, Hibbard, Holden, Jackson, Johnson, Jore, Kasten, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McGee, McKenney, Menahan, Molnar, 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, Witt, Younkin, Zook, Mr. Speaker.  
Total 88

Noes: Erickson, Ewer, Facey, Gallus, Galvin-Halcro, Gutsche, Hurdle, Juneau, Tuss, Williams, Wyatt.  
Total 11

Excused: None.  
Total 0

Absent or not voting: Mood.  
Total 1

**HB 316** passed as follows:

Ayes: Ahner, J. Andersen, Barnhart, Beck, E. Bergsagel, Bookout-Reinicke, Brainard, Brown, Buzzas, P. Clark, R. Clark, Cobb, Dale, Davies, Dell, Eggers, Erickson, Ewer, Facey, Fuchs, Gallus, Galvin-Halcro, Gillan, Grinde, Guggenheim, Gutsche, Hagener, Hanson, Harper, Harrington, Hibbard, Holden, Hurdle, Johnson, Juneau, Kitzenberg, Krenzler, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McGee, Menahan, Molnar, Mood, Noennig, Ohs, Orr, Pavlovich, Peck, Quilici, Raney, Rose, Ryan, Schmidt, Shockley, Simon, Soft, Squires, Story, Stovall, Swanson, Taylor, Thomas, Trexler, Tropila, Tuss, Williams, Wyatt, Younkin, Zook, Mr. Speaker.  
Total 75

Noes: Adams, S. Anderson, Barnett, P. Bergsagel, Bitney, E. Clark, Curtiss, Fisher, Golie, Haines, Hedges, Jackson, Jore, Kasten, Lawson, McKenney, Rehbein, Sliter, Smith, Somerville, Tash, Vick, Wagner, Walters, Witt.  
Total 25

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 325** passed as follows:

Ayes: Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, Bitney, Bookout-Reinicke, Brainard, Brown, Buzzas, E. Clark, P. Clark, R. Clark, Curtiss, Dale, Davies, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Fuchs,

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Gillan, Golie, Grinde, Guggenheim, Gutsche, Hagener, Haines, Hanson, Harper, Harrington, Hedges, Hibbard, Holden, Hurdle, Jackson, Juneau, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCulloch, McGee, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Quilici, Raney, 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 85

Noes: Adams, E. Bergsagel, P. Bergsagel, Cobb, Gallus, Galvin-Halcro, Johnson, Jore, Kasten, McCann, Orr, Pavlovich, Peck, Rehbein, Sliter.  
Total 15

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 438** passed as follows:

Ayes: Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, Bookout-Reinicke, Brainard, Brown, Buzzas, E. Clark, P. Clark, R. Clark, Cobb, Curtiss, Dale, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Gallus, Galvin-Halcro, Gillan, Golie, Grinde, Guggenheim, Gutsche, Hagener, Harper, Harrington, Hedges, Hibbard, Holden, Hurdle, Johnson, Juneau, Kitzenberg, Krenzler, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, Menahan, Mood, Noennig, Ohs, Pavlovich, Peck, Quilici, Raney, Rose, Ryan, Schmidt, Shockley, Simon, Smith, Soft, Somerville, Squires, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Wagner, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.  
Total 79

Noes: Adams, E. Bergsagel, P. Bergsagel, Bitney, Davies, Fuchs, Haines, Hanson, Jackson, Jore, Kasten, Lawson, McGee, McKenney, Molnar, Orr, Rehbein, Sliter, Story, Vick, Walters.  
Total 21

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 469** passed as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, E. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, E. Clark, R. Clark, Cobb, Curtiss, Dale, Davies, Fisher, Fuchs, Grinde, Haines, Hanson, Hedges, Hibbard, Holden, Johnson, Kasten, Kitzenberg, Masolo, McGee, McKenney, Molnar, Mood, Noennig, Ohs, Rehbein, Rose, Shockley, Simon, Sliter, Soft, Somerville, Stovall, Tash, Thomas, Trexler, Vick, Wagner, Walters, Witt, Younkin, Zook, Mr. Speaker.  
Total 53

Noes: Beck, P. Bergsagel, Buzzas, P. Clark, Dell, Eggers, Erickson, Ewer, Facey, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Harper, Harrington, Hurdle, Jackson, Jore, Juneau, Krenzler, Lawson,

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Lenhart, Lindeen, Mangan, Matthews, McCann, McCulloch, Menahan, Orr, Pavlovich, Peck, Quilici, Raney, Ryan, Schmidt, Smith, Squires, Story, Swanson, Taylor, Tropila, Tuss, Williams, Wyatt.

Total 47

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 526** passed as follows:

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

Total 69

Noes: Adams, J. Andersen, S. Anderson, E. Bergsagel, P. Bergsagel, Bitney, Brown, Curtiss, Davies, Fisher, Fuchs, Grinde, Haines, Hanson, Holden, Jackson, Jore, Kasten, McGee, McKenney, Molnar, Orr, Rehbein, Sliter, Somerville, Story, Taylor, Vick, Wagner, Walters.

Total 30

Excused: None.

Total 0

Absent or not voting: Dale.

Total 1

**HB 559** passed as follows:

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

Total 59

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

Total 41

Excused: None.

Total 0

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Absent or not voting: None.  
Total 0

**HB 588** passed as follows:

Ayes: Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, Bitney, Bookout-Reinicke, Brainard, Brown, Buzzas, E. Clark, P. Clark, R. Clark, Curtiss, Dell, Erickson, Ewer, Facey, Fisher, Gallus, Galvin-Halcro, Gillan, Golie, Grinde, Guggenheim, Gutsche, Hagener, Haines, Harper, Harrington, Hedges, Hibbard, Holden, Hurdle, Jackson, Johnson, Juneau, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Masolo, Matthews, McCann, McCulloch, McKenney, Menahan, Mood, Noennig, Ohs, Pavlovich, Peck, Quilici, Raney, Rose, Ryan, Schmidt, Simon, Sliter, Smith, Soft, Somerville, Squires, Stovall, Swanson, Tash, Thomas, Trexler, Tropila, Walters, Witt, Wyatt, Younkin, Zook, Mr. Speaker.  
Total 77

Noes: Adams, E. Bergsagel, P. Bergsagel, Cobb, Davies, Eggers, Fuchs, Hanson, Jore, Kasten, Mangan, McGee, Molnar, Orr, Rehbein, Shockley, Story, Taylor, Tuss, Vick, Wagner, Williams.  
Total 22

Excused: None.  
Total 0

Absent or not voting: Dale.  
Total 1

**HB 592** passed as follows:

Ayes: Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, Bitney, Bookout-Reinicke, 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, 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, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Smith, Soft, Somerville, Squires, Story, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.  
Total 90

Noes: Adams, E. Bergsagel, P. Bergsagel, Brainard, Davies, Jore, Orr, Rehbein, Vick, Wagner.  
Total 10

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 596** passed as follows:

Ayes: Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, Buzzas, P. Clark, R. Clark, Cobb, Curtiss, Dale, Davies, Dell, Eggers,

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Erickson, Ewer, Facey, Fisher, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Grinde, Guggenheim, Gutsche, Haines, Hanson, 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 94

Noes: Adams, Hagener, Jore, Orr.

Total 4

Excused: None.

Total 0

Absent or not voting: E. Clark, Harper.

Total 2

**HB 601** passed as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, P. Clark, R. Clark, Cobb, Curtiss, Dale, Davies, Eggers, Fisher, Fuchs, Grinde, Hagener, Haines, Hanson, Hedges, Hibbard, Holden, Jackson, Jore, Kasten, Mangan, Masolo, McGee, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Orr, Pavlovich, Raney, Rehbein, Rose, Shockley, Simon, Sliter, Smith, Soft, Somerville, Story, Stovall, Tash, Taylor, Thomas, Trexler, Vick, Williams, Younkin, Zook, Mr. Speaker.

Total 61

Noes: Beck, E. Bergsagel, Buzzas, Dell, Erickson, Ewer, Facey, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Harper, Harrington, Hurdle, Johnson, Juneau, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Matthews, McCann, McCulloch, Peck, Quilici, Ryan, Schmidt, Squires, Swanson, Tropila, Tuss, Wagner, Walters, Witt, Wyatt.

Total 38

Excused: None.

Total 0

Absent or not voting: E. Clark.

Total 1

**HB 632** passed as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, E. Clark, R. Clark, Curtiss, Dale, Davies, Fisher, Fuchs, Grinde, Hagener, Haines, Hanson, Hedges, Hibbard, Holden, Jackson, Johnson, Jore, Kasten, Lawson, Masolo, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Peck, Rehbein, Rose, Shockley, Simon, Sliter, Soft, Somerville, Story, Stovall, Tash, Taylor, Thomas, Trexler, Tuss, Vick, Wagner, Walters, Williams, Witt, Younkin, Zook, Mr. Speaker.

Total 60

Noes: Barnhart, Beck, Buzzas, P. Clark, Cobb, Dell, Eggers, Erickson, Ewer, Facey, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Harper, Harrington, Hurdle, Juneau, Kitzenberg, Krenzler, Lenhart, Lindeen,



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Mangan, Matthews, McCann, McCulloch, McGee, Orr, Pavlovich, Quilici, Raney, Ryan, Schmidt, Smith, Squires, Swanson, Tropila, Wyatt.

Total 40

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 641** passed as follows:

Ayes: Ahner, J. Andersen, S. Anderson, Barnhart, Beck, E. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, Buzzas, E. Clark, P. Clark, R. Clark, Cobb, Curtiss, 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, Pavlovich, Peck, Quilici, Raney, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Soft, Somerville, Squires, Story, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.

Total 88

Noes: Adams, P. Bergsagel, Jore, McCann, McGee, Orr, Rehbein, Vick, Wagner.

Total 9

Excused: None.

Total 0

Absent or not voting: Barnett, Dale, Smith.

Total 3

**HJ 7** adopted as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, E. Clark, R. Clark, Cobb, Curtiss, Dale, Davies, Fisher, Fuchs, Grinde, Haines, Hanson, Hedges, Holden, Jackson, Jore, Kasten, Lawson, Masolo, McGee, McKenney, Molnar, Mood, Ohs, Orr, Rehbein, Rose, Shockley, Simon, Sliter, Somerville, Story, Stovall, Tash, Taylor, Thomas, Trexler, Vick, Wagner, Walters, Witt, Younkin, Zook, Mr. Speaker.

Total 54

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

Total 46

Excused: None.

Total 0

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Absent or not voting: None.  
Total 0

**HJ 8** adopted as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, Beck, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, E. Clark, R. Clark, Cobb, Curtiss, Dale, Davies, Fisher, Fuchs, Golie, Grinde, Haines, Hanson, Hedges, Hibbard, Holden, Jackson, Jore, Kasten, Kitzenberg, Lawson, Masolo, McCann, McGee, McKenney, Mood, Ohs, Orr, Rehbein, Rose, Shockley, Simon, Sliter, Soft, Somerville, Story, Stovall, Tash, Taylor, Thomas, Trexler, Vick, Wagner, Walters, Witt, Younkin, Zook, Mr. Speaker.  
Total 59

Noes: Barnhart, Buzzas, P. Clark, Dell, Eggers, Erickson, Ewer, Facey, Gallus, Galvin-Halcro, Gillan, Guggenheim, Gutsche, Hagener, Harper, Harrington, Hurdle, Johnson, Juneau, Krenzler, Lenhart, Lindeen, Mangan, Matthews, McCulloch, Menahan, Molnar, Noennig, Pavlovich, Peck, Quilici, Raney, Ryan, Schmidt, Smith, Squires, Swanson, Tropila, Tuss, Williams, Wyatt.  
Total 41

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HJ 17** adopted as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, E. Clark, R. Clark, Cobb, Curtiss, Dale, Davies, Fisher, Fuchs, Gillan, Grinde, Haines, Hanson, Hedges, Hibbard, Holden, Jackson, Johnson, Jore, Kasten, Kitzenberg, Lawson, Masolo, McCann, McGee, McKenney, Molnar, Mood, Ohs, Orr, Rehbein, Rose, Shockley, Simon, Sliter, Soft, Somerville, Story, Stovall, Tash, Thomas, Trexler, Vick, Wagner, Walters, Witt, Younkin, Zook, Mr. Speaker.  
Total 59

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

Excused: None.  
Total 0

Absent or not voting: Taylor.  
Total 1

**HJ 23** adopted as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, Buzzas, P. Clark, R. Clark, Cobb, Curtiss, Dale, Davies, Dell, Eggers,

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

Total 97

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: E. Clark, Holden, Matthews.

Total 3

**HJ 25** adopted as follows:

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

Total 76

Noes: Adams, S. Anderson, E. Bergsagel, P. Bergsagel, R. Clark, Davies, Hanson, Hedges, Holden, Jackson, Jore, Kasten, Masolo, McGee, Orr, Rehbein, Shockley, Simon, Somerville, Story, Taylor, Vick, Wagner, Walters.

Total 24

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HJ 29** adopted as follows:

Ayes: Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, P. Bergsagel, Bitney, Bookout-Reinicke, Brown, Buzzas, E. Clark, P. Clark, R. Clark, Cobb, Curtiss, Davies, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Grinde, Guggenheim, Gutsche, Hagener, Haines, Hanson, Harper, Harrington, Hedges, Hibbard, 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, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.

Total 89

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Noes: Adams, E. Bergsagel, Brainard, Holden, Jore, Molnar, Orr, Rehbein, Vick, Wagner.  
Total 10

Excused: None.  
Total 0

Absent or not voting: Dale.  
Total 1

**HJ 32** adopted 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, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Grinde, Guggenheim, Gutsche, Hagener, Haines, Hanson, Harper, Hedges, Hibbard, Holden, Hurdle, Jackson, Johnson, Jore, Juneau, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCulloch, McGee, McKenney, Menahan, Mood, Noennig, Ohs, Orr, Pavlovich, Peck, Quilici, Raney, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Smith, Soft, Somerville, Squires, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Wagner, Walters, Williams, Witt, Wyatt, Younkin, Mr. Speaker.  
Total 89

Noes: E. Bergsagel, P. Bergsagel, Davies, Harrington, Kasten, McCann, Molnar, Rehbein, Story, Vick, Zook.  
Total 11

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**MOTIONS**

Representative Davies requested on **HJR 8**, 3rd reading today, that his vote be shown as yes. There being no objections, so ordered.

Representative Dell requested on **HB 559**, 3rd reading today, that his vote be changed from yes to no. There being no objections, so ordered.

Representative Squires requested on **HB 641**, 3rd reading today, that her vote be shown as yes. There being no objections, so ordered.

Representative Grinde moved that the House recess for the purpose of party caucuses and reconvene at 9:05 a.m..  
Motion carried

House recessed at 8:20 a.m.

House reconvened at 9:05 a.m.

Roll Call. All members present. Quorum present.

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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 Simon in the chair.

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

**HB 108** - Representative Swanson moved **HB 108** do pass.

**HB 108** - Representative Erickson moved **HB 108**, second reading copy, be amended as follows :

1. Page 3, line 5.

**Strike:** "3.575%"

**Insert:** "3.5%"

2. Page 3, line 28.

**Strike:** "3.575%"

**Insert:** "3.5%"

3. Page 3, line 29.

**Strike:** "40%"

**Insert:** "35%"

**Strike:** "\$300,000"

**Insert:** "\$200,000"

4. Page 3, line 30.

**Strike:** "\$300,000"

**Insert:** "\$200,000"

5. Page 4, line 1.

**Strike:** "3.575%"

**Insert:** "3.5%"

6. Page 11, line 20.

**Strike:** "40%"

**Insert:** "35%"

**Strike:** "\$300,000"

**Insert:** "\$200,000"

7. Page 11, line 21.

**Strike:** "\$300,000"

**Insert:** "\$200,000"

Amendment passed as follows:

Ayes: J. Andersen, S. Anderson, Barnhart, Beck, Buzzas, P. Clark, Cobb, Dell, Eggers, Erickson, Ewer, Facey, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Hanson, Harper, Harrington, Hedges,

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Holden, Hurdle, Juneau, Kasten, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, Menahan, Pavlovich, Peck, Quilici, Raney, Ryan, Schmidt, Shockley, Smith, Soft, Squires, Story, Stovall, Swanson, Tash, Taylor, Tropila, Tuss, Williams, Witt, Wyatt, Younkin, Zook.  
Total 60

Noes: Adams, Ahner, Barnett, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, E. Clark, R. Clark, Curtiss, Dale, Davies, Fisher, Fuchs, Grinde, Haines, Hibbard, Jackson, Johnson, Jore, McGee, McKenney, Molnar, Mood, Noennig, Ohs, Orr, Rehbein, Rose, Simon, Sliter, Somerville, Thomas, Trexler, Vick, Wagner, Walters, Mr. Speaker.  
Total 40

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 108** - Representative Raney moved **HB 108**, second reading copy, be further amended as follows :

1. Title, page 1, line 13.

**Following:** "~~OWNERS~~,"

**Insert:** "PRIMARY"

2. Title, page 1, line 14.

**Following:** "RESIDENTIAL"

**Insert:** "DWELLINGS, SECONDARY RESIDENTIAL DWELLINGS,"

3. Title, page 1, line 16.

**Following:** ".,"

**Insert:** "PROVIDING DEFINITIONS FOR "PRIMARY RESIDENTIAL DWELLING", "SECONDARY RESIDENTIAL DWELLING", AND "COMMERCIAL BUILDING";"

4. Title, page 1, line 20.

**Following:** "SECTIONS"

**Insert:** "15-1-101,"

5. Title, page 1, line 21.

**Following:** "15-8-111,"

**Insert:** "15-8-201"

6. Page 2.

**Following:** line 2

**Insert:** "**Section 1.** Section 15-1-101, MCA, is amended to read:

**"15-1-101. Definitions.** (1) Except as otherwise specifically provided, when terms mentioned in this section are used in connection with taxation, they are defined in the following manner:

(a) The term "agricultural" refers to:

(i) the production of food, feed, and fiber commodities, livestock and poultry, bees, fruits and vegetables, and sod, ornamental, nursery, and horticultural crops that are raised, grown, or produced for commercial purposes; and

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- (ii) the raising of domestic animals and wildlife in domestication or a captive environment.
- (b) The term "assessed value" means the value of property as defined in 15-8-111.
- (c) The term "average wholesale value" means the value to a dealer prior to reconditioning and the profit margin shown in national appraisal guides and manuals or the valuation schedules of the department.
- (d) (i) The term "commercial", when used to describe property, means property used or owned by a business, a trade, or a corporation as defined in 35-2-114 or used for the production of income, except property described in subsection (1)(d)(ii).
- (ii) The following types of property are not commercial:
  - (A) agricultural lands;
  - (B) timberlands and forest lands;
  - (C) single-family residences and ancillary improvements and improvements necessary to the function of a bona fide farm, ranch, or stock operation;
  - (D) mobile homes and manufactured homes used exclusively as a residence except when held by a distributor or dealer as stock in trade;
  - (E) all property described in 15-6-135; and
  - (F) all property described in 15-6-136.
- (e) The term "commercial building" means a building used for a bona fide commercial purpose.
- (f) The term "comparable property" means property that:
  - (i) has similar use, function, and utility;
  - (ii) is influenced by the same set of economic trends and physical, governmental, and social factors; and
  - (iii) has the potential of a similar highest and best use.
- ~~(g)~~(g) The term "credit" means solvent debts, secured or unsecured, owing to a person.
- ~~(g)~~(h) (i) "Department", except as provided in subsection (1)(g)(ii), means the department of revenue provided for in 2-15-1301.
- (ii) In chapters 70 and 71, department means the department of transportation provided for in 2-15-2501.
- ~~(h)~~(i) The terms "gas" and "natural gas" are synonymous and mean gas as defined in 82-1-111(2). The terms include all natural gases and all other fluid hydrocarbons, including methane gas or any other natural gas found in any coal formation.
- ~~(i)~~(j) The term "improvements" includes all buildings, structures, fences, and improvements situated upon, erected upon, or affixed to land. When the department determines that the permanency of location of a mobile home, manufactured home, or housetrailer has been established, the mobile home, manufactured home, or housetrailer is presumed to be an improvement to real property. A mobile home, manufactured home, or housetrailer may be determined to be permanently located only when it is attached to a foundation that cannot feasibly be relocated and only when the wheels are removed.
- ~~(j)~~(k) The term "leasehold improvements" means improvements to mobile homes and mobile homes located on land owned by another person. This property is assessed under the appropriate classification, and the taxes are due and payable in two payments as provided in 15-24-202. Delinquent taxes on leasehold improvements are a lien only on the leasehold improvements.
- ~~(k)~~(l) The term "livestock" means cattle, sheep, swine, goats, horses, mules, asses, llamas, alpacas, bison, ostriches, rheas, emus, and domestic ungulates.
- ~~(l)~~(m) The term "manufactured home" means a residential dwelling built in a factory in accordance with the United States department of housing and urban development code and the federal Manufactured Home Construction and Safety Standards. A manufactured home does not include a mobile home, as defined in 61-1-501 and in subsection ~~(l)(m)~~ (1)(n) of this section, a housetrailer, as defined in 61-1-501, or a mobile home or housetrailer constructed before the federal Manufactured Home Construction and Safety Standards went into effect on June 15, 1976.
- ~~(m)~~(n) The term "mobile home" means forms of housing known as "trailers", "housetrailers", or "trailer coaches" exceeding 8 feet in width or 45 feet in length, designed to be moved from one place to another by an independent power connected to them, or any trailer, housetrailer, or trailer coach up to 8 feet in width or 45 feet

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in length used as a principal residence.

~~(n)~~(o) The term "personal property" includes everything that is the subject of ownership but that is not included within the meaning of the terms "real estate" and "improvements".

~~(o)~~(p) The term "poultry" includes all chickens, turkeys, geese, ducks, and other birds raised in domestication to produce food or feathers.

~~(p)~~(q) The term "primary residential dwelling" means a residential building, including a single-family residence, a multifamily dwelling unit, housetrailer, manufactured home, mobile home, and appurtenant improvements, that is used as a dwelling for human habitation and that is occupied by the owner for at least 7 months of the calendar year, or is occupied by a renter for at least 6 months of the calendar year.

(r) The term "property" includes money, credits, bonds, stocks, franchises, and all other matters and things, real, personal, and mixed, capable of private ownership. This definition may not be construed to authorize the taxation of the stocks of a company or corporation when the property of the company or corporation represented by the stocks is within the state and has been taxed.

~~(q)~~(s) The term "real estate" includes:

- (i) the possession of, claim to, ownership of, or right to the possession of land;
  - (ii) all mines, minerals, and quarries in and under the land subject to the provisions of 15-23-501 and Title 15, chapter 23, part 8;
  - (iii) all timber belonging to individuals or corporations growing or being on the lands of the United States;
- and

(iv) all rights and privileges appertaining to mines, minerals, quarries, and timber.

~~(r)~~(t) "Recreational" means hunting, fishing, swimming, boating, waterskiing, camping, biking, hiking, and winter sports, including but not limited to skiing, skating, and snowmobiling.

~~(s)~~(u) "Research and development firm" means an entity incorporated under the laws of this state or a foreign corporation authorized to do business in this state whose principal purpose is to engage in theoretical analysis, exploration, and experimentation and the extension of investigative findings and theories of a scientific and technical nature into practical application for experimental and demonstration purposes, including the experimental production and testing of models, devices, equipment, materials, and processes.

(v) The term "secondary residential dwelling" means a dwelling occupied by the owner for less than 7 months of the calendar year and that is not rented for more than 5 months in a calendar year.

~~(t)~~(w) The term "stock in trade" means any mobile home, manufactured home, or housetrailer that is listed by the dealer as inventory and that is offered for sale, is unoccupied, and is not located on a permanent foundation. Inventory does not have to be located at the business location of a dealer or a distributor.

~~(u)~~(x) The term "taxable value" means the percentage of market or assessed value as provided for in Title 15, chapter 6, part 1.

(2) The phrase "municipal corporation" or "municipality" or "taxing unit" includes a county, city, incorporated town, township, school district, irrigation district, or drainage district or a person, persons, or organized body authorized by law to establish tax levies for the purpose of raising public revenue.

(3) The term "state board" or "board" when used without other qualification means the state tax appeal board. " "

**Renumber:** subsequent sections

7. Page 2, lines 27 and 28.

**Strike:** "SINGLE-FAMILY" on line 27 through the second "HOMES" on line 28

**Insert:** "primary residential dwellings"

8. Page 2, line 28 through line 29.

**Strike:** "SINGLE-FAMILY" on line 28 through the first "IMPROVEMENTS" on line 29

**Insert:** "primary residential dwellings"



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9. Page 2, line 30.

**Strike:** "INCLUDING RENTAL MULTIFAMILY DWELLING UNITS"

**Insert:** "secondary residential dwellings"

10. Page 12.

**Following:** line 1

**Insert:** "**Section 6.** Section 15-8-201, MCA, is amended to read:

**"15-8-201. General assessment day.** (1) The department shall, between January 1 and the second Monday of July in each year, ascertain the names of all taxable inhabitants and assess all property subject to taxation in each county.

(2) The department shall assess property to:

(a) the person by whom it was owned or claimed or in whose possession or control it was at midnight of the preceding January 1; or

(b) except in the case of land splits, the new owner if the provisions of 15-7-304 have been met and the transfer certificate has been received and processed prior to determining the taxes that are due as provided in 15-10-305(2).

(3) The department shall also ascertain and assess all mobile homes arriving in the county after midnight of the preceding January 1.

(4) A mistake in the name of the owner or supposed owner of real property does not invalidate the assessment.

(5) The procedure provided by this section does not apply to:

(a) motor vehicles;

(b) motor homes, travel trailers, and campers;

(c) watercraft;

(d) livestock;

(e) property defined in 61-1-104 as special mobile equipment that is subject to assessment for personal property taxes on the date that application is made for a special mobile equipment plate;

(f) mobile homes and manufactured homes held by a distributor or dealer as stock in trade; and

(g) property subject to the provisions of 15-16-203.

(6) Credits must be assessed as provided in 15-1-101~~(+)(f)~~."

**Renumber:** subsequent sections

11. Page 19, line 25.

**Strike:** "5"

**Insert:** "7"

12. Page 19, line 26.

**Strike:** "9(2)"

**Insert:** "11(2)"

13. Page 20, line 1.

**Strike:** "6"

**Insert:** "8"

14. Page 20, line 6.

**Strike:** "5"

**Insert:** "7"

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15. Page 20, line 9.

**Strike:** "6"

**Insert:** "8"

Amendment failed as follows:

Ayes: Barnhart, Buzzas, P. Clark, Cobb, Dell, Eggers, Erickson, Ewer, Facey, Gallus, Galvin-Halcro, Gillan, Gutsche, Hagener, Harper, Harrington, Hurdle, Juneau, Krenzler, Lawson, Lenhart, Lindeen, Matthews, McCulloch, McGee, Menahan, Molnar, Pavlovich, Peck, Quilici, Raney, Ryan, Shockley, Squires, Tropila, Tuss, Wagner, Williams.

Total 38

Noes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, Beck, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, E. Clark, R. Clark, Curtiss, Dale, Davies, Fisher, Fuchs, Golie, Grinde, Guggenheim, Haines, Hanson, Hedges, Hibbard, Holden, Jackson, Johnson, Jore, Kasten, Kitzenberg, Mangan, Masolo, McCann, McKenney, Mood, Noennig, Ohs, Orr, Rehbein, Rose, Schmidt, Simon, Sliter, Smith, Soft, Somerville, Story, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Vick, Walters, Witt, Younkin, Zook, Mr. Speaker.

Total 61

Excused: None.

Total 0

Absent or not voting: Wyatt.

Total 1

**HB 108** - Representative Harper moved **HB 108**, second reading copy, be further amended as follows :

1. Page 2, line 27.

**Following:** "RESIDENCES"

**Insert:** ", rental multifamily dwelling units,"

2. Page 2, line 28.

**Following:** "RESIDENCES"

**Insert:** ", rental multifamily dwelling units,"

3. Page 2, line 30.

**Strike:** ", INCLUDING RENTAL MULTIFAMILY DWELLING UNITS,"

Amendment 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, Hanson, Harper, Harrington, Hedges, Hibbard, Holden, Hurdle, Johnson, Jore, 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.

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Total 97

Noes: Haines, Jackson, Orr.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Motion that **HB 108**, as amended, do pass carried as follows:

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

Total 84

Noes: Adams, Barnett, E. Bergsagel, P. Bergsagel, Brainard, Brown, R. Clark, Curtiss, Davies, Jore, Kasten, Orr, Rehbein, Shockley, Vick, Zook.

Total 16

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 274** - Representative Wyatt moved **SB 274** be concurred in. 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, 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, Menahan, Molnar, Mood, Noennig, Ohs, Pavlovich, Peck, Quilici, Raney, Rose, Ryan, Schmidt, Simon, Sliter, Smith, Soft, Somerville, Squires, Story, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Vick, Wagner, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.

Total 93

Noes: Adams, Facey, Jore, McGee, Orr, Rehbein, Shockley.

Total 7

Excused: None.

Total 0

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Absent or not voting: None.  
Total 0

**SB 200** - Representative Mood moved **SB 200** be concurred in.

**SB 200** - Representative Erickson moved **SB 200**, second reading copy, be amended as follows :

1. Title, page 1, line 12.

**Following:** "PROPERTY;"

**Insert:** "PROVIDING LIMITED REPORTING REQUIREMENTS FOR EXEMPT BUSINESS EQUIPMENT;"

2. Title, page 1, line 21.

**Following:** "15-6-207,"

**Insert:** "15-8-301,"

3. Page 26.

**Following:** line 23

**Insert:** "**Section 14.** Section 15-8-301, MCA, is amended to read:

"**15-8-301. Statement -- what to contain.** (1) The department may require from a person a statement under oath setting forth specifically all the real and personal property owned by, in possession of, or under the control of the person at midnight on January 1. The statement must be in writing, showing separately:

(a) all property belonging to, claimed by, or in the possession or under the control or management of the person;

(b) all property belonging to, claimed by, or in the possession or under the control or management of any firm of which the person is a member;

(c) all property belonging to, claimed by, or in the possession or under the control or management of any corporation of which the person is president, secretary, cashier, or managing agent;

(d) the county in which the property is situated or in which the property is liable to taxation and, if liable to taxation in the county in which the statement is made, also the city, town, school district, road district, or other revenue districts in which the property is situated;

(e) an exact description of all lands, improvements, and personal property;

(f) all depots, shops, stations, buildings, and other structures erected on the space covered by the right-of-way and all other property owned by any person owning or operating any railroad within the county.

(2) The department shall notify the taxpayer in the statement for reporting personal property owned by a business or used in a business that the statement is for reporting business equipment and other business personal property described in Title 15, chapter 6, part 1. A taxpayer owning exempt business equipment is subject to limited reporting requirements. The department shall by rule develop reporting requirements for business equipment to limit the annual reporting of exempt business equipment to the extent feasible.

(3) Whenever one member of a firm or one of the proper officers of a corporation has made a statement showing the property of the firm or corporation, another member of the firm or another officer is not required to include the property in that person's statement but the statement must show the name of the person or officer who made the statement in which the property is included.

(4) The fact that a statement is not required or that a person has not made a statement, under oath or otherwise, does not relieve the person's property from taxation."

**Renumber:** subsequent sections

4. Page 41, line 24.

**Strike:** "20" through "30"

**Insert:** "21, 22, 27 through 29, and 31"

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5. Page 41, line 26.

**Following:** "(c)"

**Insert:** ", 14,"

**Strike:** "24"

**Insert:** "25"

6. Page 41, line 28.

**Following:** "13"

**Insert:** ", 15"

**Strike:** "19" through "25(1)"

**Insert:** "20, 23, 24, and 26(1)"

7. Page 41, line 29.

**Strike:** "25(2)"

**Insert:** "26(2)"

Amendment 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, Juneau, 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 97

Noes: Jore, Kasten, Orr.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 200** - Representative Hibbard moved **SB 200**, second reading copy, be further amended as follows :

1. Page 34, line 5.

**Strike:** "2"

**Insert:** "24"

Amendment 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,

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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

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Lindeen excused at this time.

**SB 200** - Representative Gillan moved **SB 200**, second reading copy, be further amended as follows :

1. Title, page 1, line 11.

**Following:** "PROVIDING"

**Insert:** "A 2-YEAR"

2. Title, page 1, line 12.

**Following:** "PROPERTY;"

**Insert:** "CAPPING THE CLASS EIGHT PROPERTY TAX EXEMPTION AT \$40,000; REIMBURSING LOCAL TAXING JURISDICTIONS FOR THE PARTIAL EXEMPTION OF CLASS EIGHT PROPERTY;"

3. Title, page 1, line 22.

**Strike:** "15-6-138,"

4. Page 4, line 25.

**Following:** "2000;"

**Insert:** "and"

5. Page 4, lines 26 through 28.

**Strike:** ";" on line 26 through "2003" on line 28

6. Page 11, line 25.

**Strike:** "60%"

**Insert:** "40%"

7. Page 11, line 27.

Following: "and" on line 27

Insert: "and"

8. Page 11, line 30.

**Strike:** "80%"

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**Insert:** "40%"

9. Page 12, lines 1 through 4.

**Strike:** ":" on line 1 through "39%" on line 4

10. Page 13, line 11.

**Strike:** "60%"

**Insert:** "40%"

11. Page 13, line 12.

**Following:** "~~and~~"

**Insert:** "and"

12. Page 13, line 15.

**Strike:** "80%"

**Insert:** "40%"

13. Page 13, lines 16 through 19.

**Strike:** "; AND" on line 16 through "23%" on line 19

14. Page 14, line 19.

**Strike:** "60%"

**Insert:** "40%"

15. Page 14, line 20.

**Following:** "~~and~~"

**Insert:** "and"

16. Page 14, line 23.

**Strike:** "80%"

**Insert:** "40%"

17. Page 14, lines 24 through 27.

**Strike:** "; AND" on line 24 through "11.25%" on line 27

18. Page 15, line 29.

**Strike:** "60%"

**Insert:** "40%"

19. Page 15, line 30.

**Following:** "~~and~~"

**Insert:** "and"

20. Page 16, line 3.

**Strike:** "80%"

**Insert:** "40%"

21. Page 16, lines 4 through 7.

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**Strike:** "; AND" on line 4 through "11.25%" on line 7

22. Page 17, line 19.

**Strike:** "60%"

**Insert:** "40%"

23. Page 17, line 20.

**Following:** "and"

**Insert:** "and"

24. Page 17, line 23.

**Strike:** "80%"

**Insert:** "40%"

25. Page 17, lines 24 through 27.

**Strike:** "; AND" on line 24 through "13%" on line 27

26. Page 24, line 19.

**Following:** "and"

**Insert:** "and"

27. Page 24, line 26 through page 25, line 12.

**Strike:** ";" on page 24, line 26 through "EQUIPMENT" on page 25, line 12

28. Page 35, line 15.

**Strike:** "60%"

**Insert:** "40%"

29. Page 35, line 16.

**Following:** "and"

**Insert:** "and"

30. Page 35, line 19.

**Strike:** "80%"

**Insert:** "40%"

31. Page 35, lines 20 through 23.

**Strike:** "; AND" on line 20 through "45%" on line 23

32. Page 36, line 12.

**Strike:** "60%"

**Insert:** "40%"

33. Page 36, line 13.

**Following:** "and"

**Insert:** "and"

34. Page 36, line 16.

**Strike:** "80%"



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**Insert:** "40%"

35. Page 36, line 17 through line 20.

**Strike:** "; AND" on line 17 through "90%" on line 20

36. Page 40.

**Following:** line 8

**Insert:** "(4) The reimbursement amount for tax year 2002 and each subsequent tax year is equal to the reimbursement amount received by a taxing jurisdiction, as adjusted by the result of dissolved or combined taxing jurisdictions, as provided for in subsection (6), in tax year 2001."

**Renumber:** subsequent subsections

37. Page 40, line 28.

**Strike:** "(1)"

38. Page 40, line 30.

**Strike:** subsection (2) in its entirety

39. Page 41, line 28.

**Strike:** "(1)(Z)"

40. Page 41, line 29.

**Strike:** subsection (4) in its entirety

Amendment failed as follows:

Ayes: Barnhart, Beck, Buzzas, P. Clark, Dell, Erickson, Ewer, Facey, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Harper, Harrington, Hurdle, Juneau, Kitzenberg, Krenzler, Lawson, Mangan, Matthews, McCulloch, Menahan, Pavlovich, Peck, Quilici, Raney, Ryan, Schmidt, Squires, Swanson, Williams.  
Total 35

Noes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, E. Clark, R. Clark, Cobb, Curtiss, Dale, Davies, Eggers, Fisher, Fuchs, Grinde, Haines, Hanson, Hedges, Hibbard, Holden, Jackson, Johnson, Jore, Kasten, Lenhart, Lindeen, Masolo, McCann, McGee, McKenney, Molnar, Mood, Noennig, Ohs, Orr, Rehbein, Rose, Shockley, Simon, Sliter, Smith, Soft, Somerville, Story, Stovall, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Vick, Wagner, Walters, Witt, Wyatt, Younkin, Zook, Mr. Speaker.  
Total 65

Voted Absentee: Lindeen, No.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

Motion that **SB 200**, as amended, do pass carried as follows:

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Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, E. Clark, R. Clark, Cobb, Curtiss, Dale, Davies, Fisher, Fuchs, Grinde, Haines, Hanson, Hedges, Hibbard, Holden, Jackson, Johnson, Jore, Kasten, Kitzenberg, Lenhart, Masolo, McCann, McGee, McKenney, Molnar, Mood, Noennig, Ohs, Rehbein, Rose, Shockley, Simon, Sliter, Smith, Soft, Somerville, Story, Stovall, Tash, Taylor, Thomas, Trexler, Vick, Wagner, Walters, Witt, Wyatt, Younkin, Zook, Mr. Speaker.  
Total 61

Noes: Barnhart, Beck, Buzzas, P. Clark, Dell, Eggers, Erickson, Ewer, Facey, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Harper, Harrington, Hurdle, Juneau, Krenzler, Lawson, Lindeen, Mangan, Matthews, McCulloch, Menahan, Orr, Pavlovich, Peck, Quilici, Raney, Ryan, Schmidt, Squires, Swanson, Tropila, Tuss, Williams.  
Total 39

Voted Absentee: Lindeen, No.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

Representative Grinde moved that the House recess until 12:15 p.m. Motion carried.

House recessed at 11:40 a.m.

House reconvened at 12:20 p.m. Representative Simon in the chair.

**SB 260** - Representative Rose moved **SB 260** be concurred in.

**SB 260** - Representative Swanson moved **SB 260**, second reading copy, be amended as follows :

1. Page 3, line 21.

**Strike:** "[  
**Strike:** "]"

2. Page 3, line 23.

**Strike:** "[  
**Strike:** "]"

3. Page 4, line 10.

**Strike:** "AND" through the second "1999"

4. Page 4, line 13.

**Strike:** "[  
**Strike:** "]"

5. Page 5, lines 20 through 24.

**Strike:** section 5 in its entirety  
**ReNUMBER:** subsequent section

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Amendment failed as follows:

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

Total 42

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

Total 58

Voted Absentee: Lindeen, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Motion that **SB 260** be concurred in carried as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brown, Buzzas, E. Clark, P. Clark, R. Clark, Cobb, Curtiss, Dale, Davies, Dell, Eggers, Erickson, Facey, Fisher, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Grinde, Guggenheim, Gutsche, 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, 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 95

Noes: Brainard, Ewer, Hagener, Peck.

Total 4

Voted Absentee: Lindeen, Aye.

Excused: None.

Total 0

Absent or not voting: Tuss.

Total 1

**HJR 28** - Representative Grinde moved **HJR 28** be adopted. Motion carried as follows:

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

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Brown, Buzzas, E. Clark, P. Clark, R. Clark, Cobb, Curtiss, Dale, 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, 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, Taylor, Thomas, Trexler, Tropila, Tuss, Wagner, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.

Total 88

Noes: Adams, Brainard, Davies, Jore, McGee, Orr, Rehbein, Story.

Total 8

Excused: Lindeen.

Total 1

Absent or not voting: Bitney, Fuchs, Vick.

Total 3

**HJR 1** - Representative McCulloch moved **HJR 1** be adopted.

**HJR 1** - Representative Mercer moved **HJR 1**, second reading copy, be amended as follows :

1. Page 1, line 18.

**Following:** line 17

**Insert:** "WHEREAS, school districts have a need for funding for building maintenance, construction or reconstruction, technology acquisition, textbooks, classroom supplies, and library materials; and"

2. Page 1, line 26.

**Following:** "system"

**Insert:** "and to providing funding for building maintenance, construction or reconstruction, technology acquisition, textbooks, classroom supplies, and library materials"

Amendment passed as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, E. Clark, P. Clark, R. Clark, Cobb, Curtiss, Dale, Davies, Fisher, Fuchs, Golie, Grinde, Haines, Hanson, Hedges, Hibbard, Holden, Jackson, Johnson, Kasten, Kitzenberg, Krenzler, Mangan, Masolo, McCann, McGee, McKenney, Molnar, Mood, Noennig, Ohs, Pavlovich, Peck, Quilici, Rehbein, Rose, Shockley, Simon, Sliter, Soft, Somerville, Story, Stovall, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Wagner, Walters, Witt, Younkin, Zook, Mr. Speaker.

Total 66

Noes: Beck, Buzzas, Dell, Eggers, Erickson, Ewer, Facey, Gallus, Galvin-Halcro, Gillan, Guggenheim, Gutsche, Hagener, Harper, Harrington, Hurdle, Jore, Juneau, Lawson, Lenhart, Lindeen, Matthews, McCulloch, Menahan, Orr, Raney, Ryan, Schmidt, Smith, Squires, Swanson, Williams, Wyatt.

Total 33

Voted Absentee: Lindeen, No.

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Excused: None.  
Total 0

Absent or not voting: Vick.  
Total 1

**HJR 1** - Representative McCulloch moved **HJR 1**, second reading copy, be further amended as follows :

1. Title, line 6.

**Following:** "INFLATION"

**Insert:** ", THAT ADEQUATELY COMPENSATES TEACHERS,"

2. Page 1.

**Following:** line 11

**Insert:** "WHEREAS, Montana public school children consistently rank among the top students nationally and internationally on standardized academic tests; and

WHEREAS, the quality of Montana teachers and small class sizes relate directly to the excellent academic performance of Montana students; and

WHEREAS, Montana teachers now earn an average of \$9,000 less than the national average paid to teachers; and

WHEREAS, raising teacher salaries will keep Montana competitive with other states and assist our quality teachers to remain in Montana; and"

3. Page 1, line 24.

**Following:** "inflation"

**Insert:** ", that increases Montana teacher salaries to a level that is competitive with other states in the nation,"

Amendment passed as follows:

Ayes: Barnhart, Beck, Buzzas, P. Clark, R. Clark, Cobb, Dell, Eggers, Erickson, Ewer, Facey, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Harper, Harrington, Hurdle, Juneau, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, Menahan, Molnar, Noennig, Ohs, Pavlovich, Peck, Quilici, Raney, Rose, Ryan, Schmidt, Smith, Soft, Squires, Swanson, Thomas, Tropila, Tuss, Williams, Wyatt.

Total 52

Noes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, E. Clark, Curtiss, Dale, Davies, Fisher, Fuchs, Grinde, Haines, Hanson, Hedges, Holden, Jackson, Johnson, Jore, Kasten, McGee, McKenney, Mood, Orr, Rehbein, Shockley, Simon, Sliter, Story, Stovall, Tash, Taylor, Trexler, Vick, Wagner, Walters, Witt, Younkin, Zook, Mr. Speaker.

Total 46

Voted Absentee: Lindeen, Aye.

Excused: None.  
Total 0

Absent or not voting: Hibbard, Somerville.  
Total 2

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Motion that **HJR 1**, as amended, be adopted carried as follows:

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

Total 76

Noes: Adams, Ahner, S. Anderson, Barnett, E. Bergsagel, P. Bergsagel, Davies, Grinde, Hanson, Hedges, Jore, Kasten, McGee, Mood, Orr, Rehbein, Story, Tash, Trexler, Vick, Walters, Zook.

Total 22

Voted Absentee: Lindeen, Aye.

Excused: None.

Total 0

Absent or not voting: E. Clark, Taylor.

Total 2

**HB 133** - Representative Buzzas moved **HB 133** do pass.

**HB 133** - Representative Buzzas moved **HB 133**, second reading copy, be amended as follows :

1. Title, line 14.

**Strike:** "\$3,461"

**Insert:** "\$3,546"

**Strike:** "\$3,513"

**Insert:** "\$3,688"

2. Title, line 16.

**Strike:** "\$4,821"

**Insert:** "\$4,868"

3. Title, line 17.

**Strike:** "\$4,869"

**Insert:** "\$4,966"

4. Title, line 18.

**Strike:** "\$25,000"

**Insert:** "\$21,500"

5. Title, line 19.

**Following:** "~~TO \$25,000~~"

**Insert:** "TO \$25,000"

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6. Title, line 21.

**Strike:** "~~\$202,000~~"

**Insert:** "\$204,000"

**Strike:** "~~\$204,020~~"

**Insert:** "\$208,080"

7. Title, line 22 through line 24.

**Strike:** "~~APPROPRIATING~~" on line 22 through "~~MATERIALS~~" on line 24

**Insert:** "PROVIDING AN APPROPRIATION FOR SPECIAL EDUCATION"

8. Title, line 24.

**Strike:** "~~SECTIONS~~"

**Insert:** "SECTION"

**Strike:** "~~AND~~"

9. Title, line 25.

**Strike:** "~~20-9-375~~"

10. Page 2, line 22.

**Strike:** "~~\$202,000~~"

**Insert:** "\$204,000"

11. Page 2, line 23.

**Strike:** "~~\$25,000~~"

**Insert:** "\$21,500"

12. Page 2, line 27.

**Strike:** "~~\$25,000~~"

**Insert:** "\$21,500"

13. Page 2, line 29.

**Strike:** "~~\$202,000~~"

**Insert:** "\$204,000"

14. Page 3, line 11.

**Strike:** "~~\$4,821~~"

**Insert:** "\$4,868"

15. Page 3, line 15.

**Strike:** "~~\$3,461~~"

**Insert:** "\$3,546"

16. Page 3, line 21.

**Strike:** "~~\$3,461~~"

**Insert:** "\$3,546"

17. Page 3, line 24.

**Strike:** "~~\$4,821~~"

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**Insert:** "\$4,868"

18. Page 4, line 20.

**Strike:** "\$204,020"

**Insert:** "\$208,080"

19. Page 4, line 27.

**Strike:** "\$204,020"

**Insert:** "\$208,080"

20. Page 5, line 9.

**Strike:** "\$4,869"

**Insert:** "\$4,966"

21. Page 5, line 13.

**Strike:** "\$3,513"

**Insert:** "\$3,688"

22. Page 5, line 19.

**Strike:** "\$3,513"

**Insert:** "\$3,688"

23. Page 5, line 22.

**Strike:** "\$4,869"

**Insert:** "\$4,966"

24. Page 5, line 26 through page 6, line 12.

**Strike:** section 3 in its entirety

**Renumber:** subsequent sections

25. Page 6, line 15.

**Strike:** "\$13"

**Insert:** "\$5.2"

26. Page 6, line 15 and line 16.

**Strike:** the second "THE" on line 15 through "31" on line 16

**Insert:** "state special education payments to schools"

27. Page 6, line 24.

**Strike:** "SECTIONS"

**Insert:** "Section"

**Strike:** "AND 3"

**Strike:** "TERMINATE"

**Insert:** "terminates"

Amendment failed as follows:

Ayes: Barnhart, Beck, Buzzas, P. Clark, Dell, Eggers, Erickson, Ewer, Facey, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Harper, Harrington, Hurdle, Juneau, Kitzenberg, Krenzler, Lawson,



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Lenhart, Lindeen, Mangan, Matthews, McCann, McCulloch, Menahan, Noennig, Orr, Pavlovich, Peck, Quilici, Raney, Ryan, Schmidt, Smith, Squires, Swanson, Tropila, Tuss, Williams, Wyatt, Younkin.  
Total 46

Noes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, E. Clark, R. Clark, Cobb, Curtiss, Dale, Davies, Fisher, Fuchs, Grinde, Haines, Hanson, Hedges, Hibbard, Holden, Jackson, Johnson, Jore, Kasten, Masolo, McGee, McKenney, Molnar, Mood, Ohs, Rehbein, Rose, Shockley, Simon, Sliter, Soft, Somerville, Story, Stovall, Tash, Taylor, Thomas, Trexler, Vick, Wagner, Walters, Witt, Zook, Mr. Speaker.  
Total 54

Voted Absentee: Lindeen, Aye.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

Motion that **HB 133** do pass failed as follows:

Ayes: Ahner, J. Andersen, Bitney, Bookout-Reinicke, Brainard, Brown, E. Clark, R. Clark, Cobb, Curtiss, Dale, Fisher, Fuchs, Grinde, Hedges, Hibbard, Holden, Jackson, Johnson, Masolo, McKenney, Molnar, Ohs, Shockley, Simon, Sliter, Soft, Somerville, Story, Thomas, Trexler, Wagner, Witt, Younkin, Mr. Speaker.  
Total 35

Noes: Adams, S. Anderson, Barnett, Barnhart, Beck, E. Bergsagel, P. Bergsagel, Buzzas, P. Clark, Davies, Dell, Eggers, Erickson, Ewer, Facey, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Haines, Hanson, Harper, Harrington, Hurdle, Jore, Juneau, Kasten, Kitzenberg, Krenzler, Lawson, Lenhart, Mangan, Matthews, McCann, McCulloch, McGee, Menahan, Mood, Noennig, Orr, Pavlovich, Peck, Quilici, Raney, Rehbein, Rose, Ryan, Schmidt, Smith, Squires, Stovall, Swanson, Tash, Taylor, Tropila, Tuss, Vick, Walters, Williams, Wyatt, Zook.  
Total 64

Excused: Lindeen.  
Total 1

Absent or not voting: None.  
Total 0

**HB 406** - Representative Williams moved **HB 406** do pass.

**HB 406** - Representative Williams moved **HB 406**, second reading copy, be amended as follows :

1. Title, line 14.  
**Following:** "17-7-502,"  
**Insert:** "AND"

2. Title, line 14 and line 15.

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**Strike:** "20-9-346" on line 14 through "20-9-371," on line 15

3. Page 1, line 19.

**Strike:** "CALCULATION --"

4. Page 1, line 19 through line 21.

**Strike:** "STATE" on line 19 through "ANB))" on line 21

**Insert:** "superintendent of public instruction shall allocate the amount appropriated for the state payment for school capital projects to each district based on the per-ANB of the district"

5. Page 9, line 9 through page 13, line 29.

**Strike:** sections 7, 8, 9, 10, and 11 in their entirety

**Renumber:** subsequent sections

Amendment passed as follows:

Ayes: Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, 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, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Haines, Hanson, 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, 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 92

Noes: Adams, Brainard, Holden, Johnson, Jore, Orr.

Total 6

Voted Absentee: Lindeen, Aye.

Excused: None.

Total 0

Absent or not voting: Grinde, Sliter.

Total 2

Motion that **HB 406**, as amended, do pass failed as follows:

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

Total 48

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, Haines, Hanson, Hedges, Hibbard, Holden, Jackson, Johnson, Jore, Kasten, Masolo, McGee, McKenney, Mood, Ohs, Orr, Rehbein, Rose, Shockley,

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Simon, Sliter, Soft, Story, Stovall, Tash, Taylor, Thomas, Trexler, Vick, Wagner, Walters, Witt, Zook, Mr. Speaker.  
Total 52

Voted Absentee: Lindeen, Aye.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 72** - Representative Mercer moved **HB 72** 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, 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, 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, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Wagner, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.  
Total 89

Noes: Adams, E. Bergsagel, Curtiss, Davies, Jore, Kasten, Molnar, Orr, Rehbein, Story, Vick.  
Total 11

Voted Absentee: Lindeen, Aye.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 607** - Representative Grinde moved consideration of **HB 607** be passed for the day. Motion carried.

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

**HB 606** - Representative P.Clark moved **HB 606**, second reading copy, be amended as follows :

1. Page 2, line 20.

**Strike:** "9"

**Insert:** "8"

2. Page 3, lines 4 and 5.

**Strike:** "[section 5, 7, or 8]"

**Insert:** "[section 6 or 7], 61-5-105, and 61-5-106, or the person has been licensed in another jurisdiction for at least 1 year and surrenders a valid driver's license from that jurisdiction"

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3. Page 3, line 13.

**Strike:** "[section 5, 7, or 8]"

**Insert:** "[section 6 or 7], 61-5-105, and 61-5-106"

4. Page 3, lines 15 through 29.

**Strike:** section 5 in its entirety

**Renumber:** subsequent sections

5. Page 4, line 10.

**Following:** "headquarters"

**Insert:** "within 100 miles of farm headquarters"

6. Page 4, line 14.

**Following:** "permit"

**Insert:** "or traffic education learner license"

7. Page 5, line 2 and line 3.

**Strike:** "a parent" on line 2 through "guardian," on line 3

8. Page 5, line 3.

**Strike:** "who has a valid driver's license"

9. Page 5, line 8.

**Strike:** "express"

**Insert:** "sole"

10. Page 5, line 9.

**Following:** "headquarters"

**Insert:** "within 100 miles of farm headquarters"

11. Page 5, line 11.

**Strike:** "and"

12. Page 5, line 13.

**Following:** "seatbelts"

**Insert:** "; and (e) with no more than two other passengers under 18 years of age who are not members of the driver's immediate family"

13. Page 5, line 21.

**Strike:** "-- suspension"

14. Page 5, line 23.

**Strike:** "under [sections 5, 6 or 7]"

15. Page 5, line 25 through line 29.

**Strike:** subsection (2) in its entirety

**Renumber:** subsequent subsection

16. Page 6, line 4.

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**Strike:** "7 or 8"  
**Insert:** "6 or 7"

17. Page 6, line 6.

**Strike:** "(3)"  
**Insert:** "(2)"

18. Page 6, line 14 through line 15.

**Strike:** "has" on line 14 through "81" on line 15

**Insert:** "is at least 15 years of age, has passed a traffic education course approved by the department and the superintendent of public instruction, and has held an instruction permit or traffic education learner license for at least 6 months"

19. Page 7, line 11.

**Strike:** "in accordance with the provisions of [section 5]"

**Insert:** "satisfying the age requirements specified in 61-5-105(1) after the applicant has successfully passed the knowledge test and the vision examination as provided in 61-5-110. An instruction permit entitles the permitholder, while in immediate possession of the permit and accompanied by a licensed driver seated beside the permitholder, to drive a motor vehicle upon the public highways. If the permitholder is under 18 years of age, the licensed driver accompanying the permitholder must be the permittee's parent or legal guardian or, with the permission of the permittee's parent or legal guardian, a licensed driver 18 years of age or older"

19. Page 7, line 16.

**Strike:** "and"

**Insert:** "seated beside the licensee. A traffic education learner license"

21. Page 11, line 3 and line 5.

**Strike:** "9" in both places

**Insert:** "8"

22. Page 11, line 12 and line 13.

**Strike:** "a" on line 12 through "instruction" on line 13

**Insert:** "an instruction permit, a traffic education learner license, or a traffic education permit"

Amendment passed as follows:

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

Total 78

Noes: Adams, Barnhart, E. Bergsagel, Cobb, Galvin-Halcro, Grinde, Holden, Johnson, Jore, Masolo, Matthews, McCann, McGee, Mood, Orr, Ryan, Squires, Tuss, Wagner.

Total 19

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Excused: Lindeen.  
Total 1

Absent or not voting: Sliter, Vick.  
Total 2

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

1. Title, line 6 through line 8.  
**Strike:** "CREATING" on line 6 through "LICENSE;" on line 8

2. Page 2, line 20.  
**Strike:** "9"  
**Insert:** "8"

3. Page 3, line 5.  
**Following:** line 5  
**Insert:** "6, or"  
**Strike:** ", or 8"

4. Page 3, line 13.  
**Following:** "5,"  
**Insert:** "6, or"  
**Strike:** ", or 8"

5. Page 4, line 1 through line 10.  
**Strike:** section 6 in its entirety  
**Renumber:** subsequent sections

6. Page 5, line 22.  
**Strike:** ", an agricultural permit,"

7. Page 5, line 23.  
**Following:** "5"  
**Strike:** ", "  
**Insert:** "or"  
**Strike:** "or 7"

8. Page 6, line 4.  
**Strike:** "7 or 8"  
**Insert:** "6 or 7"

9. Page 6, line 15.  
**Following:** "5,"  
**Insert:** "6, and"  
**Strike:** ", and 8"

10. Page 11, line 3.  
**Strike:** "9"

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**Insert:** "8"

11. Page 11, line 5.

**Strike:** "9"

**Insert:** "8"

Amendment failed as follows:

Ayes: Ahner, J. Andersen, Barnhart, Beck, P. Bergsagel, Brainard, Cobb, Curtiss, Dale, Davies, Dell, Eggers, Erickson, Ewer, Facey, Fuchs, Gallus, Golie, Hagener, Haines, Harper, Harrington, Johnson, Juneau, Kitzenberg, Krenzler, Masolo, Matthews, McCulloch, McGee, Menahan, Molnar, Noennig, Orr, Pavlovich, Quilici, Raney, Ryan, Simon, Soft, Squires, Swanson, Tropila, Tuss, Wagner, Williams, Witt, Wyatt.

Total 48

Noes: Adams, S. Anderson, Barnett, E. Bergsagel, Bitney, Bookout-Reinicke, Brown, Buzzas, E. Clark, P. Clark, R. Clark, Fisher, Galvin-Halcro, Gillan, Grinde, Guggenheim, Gutsche, Hanson, Hedges, Hibbard, Holden, Hurdle, Jackson, Jore, Kasten, Lawson, Lenhart, Mangan, McCann, McKenney, Mood, Ohs, Peck, Rehbein, Rose, Schmidt, Shockley, Sliter, Smith, Somerville, Story, Stovall, Tash, Taylor, Thomas, Trexler, Vick, Walters, Younkin, Zook, Mr. Speaker.

Total 51

Excused: Lindeen.

Total 1

Absent or not voting: None.

Total 0

Representative Pavlovich moved for cloture.

Motion that **HB 606**, as amended, do pass carried as follows:

Ayes: Ahner, J. Andersen, S. Anderson, Barnett, Bitney, Bookout-Reinicke, Brainard, P. Clark, R. Clark, Curtiss, Dell, Erickson, Ewer, Facey, Gallus, Gillan, Guggenheim, Haines, Hedges, Hibbard, Hurdle, Jackson, Juneau, Kasten, Lawson, Lenhart, Mangan, McCann, McKenney, Mood, Noennig, Ohs, Peck, Raney, Rose, Schmidt, Shockley, Simon, Sliter, Smith, Soft, Somerville, Squires, Stovall, Tash, Thomas, Trexler, Walters, Witt, Younkin, Zook, Mr. Speaker.

Total 52

Noes: Adams, Barnhart, Beck, E. Bergsagel, P. Bergsagel, Brown, Buzzas, E. Clark, Cobb, Dale, Davies, Eggers, Fisher, Fuchs, Galvin-Halcro, Golie, Grinde, Gutsche, Hagener, Hanson, Harper, Harrington, Holden, Johnson, Jore, Kitzenberg, Krenzler, Lindeen, Masolo, Matthews, McCulloch, McGee, Menahan, Molnar, Orr, Pavlovich, Quilici, Rehbein, Ryan, Story, Swanson, Taylor, Tropila, Tuss, Vick, Wagner, Williams, Wyatt.

Total 48

Voted Absentee: Lindeen, No.

Excused: None.

Total 0

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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 Simon moved the Committee of the Whole report be adopted.

**HB 406** - Representative Williams made a substitute motion that **HB 406** 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, E. Clark, P. Clark, Dell, Eggers, Erickson, Ewer, Facey, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Harper, Harrington, Hurdle, Juneau, Kitzenberg, Krenzler, Lawson, Lenhart, Mangan, Matthews, McCulloch, Menahan, Noennig, Pavlovich, Peck, Quilici, Raney, Rose, Ryan, Schmidt, Smith, Squires, Swanson, Tropila, Tuss, Williams, Wyatt, Younkin.  
Total 46

Noes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, E. Bergsagel, P. Bergsagel, Bitney, Brainard, Brown, R. Clark, Cobb, Curtiss, Dale, Davies, Fisher, Grinde, Haines, Hanson, Hedges, Hibbard, Holden, Jackson, Johnson, Jore, Kasten, Masolo, McCann, McGee, McKenney, Molnar, Mood, Ohs, Orr, Rehbein, Shockley, Simon, Sliter, Soft, Somerville, Story, Stovall, Tash, Taylor, Thomas, Trexler, Vick, Wagner, Walters, Witt, Zook, Mr. Speaker.  
Total 52

Excused: Lindeen.  
Total 1

Absent or not voting: Fuchs.  
Total 1

Committee of the whole report adopted as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, Beck, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, E. Clark, P. Clark, R. Clark, Curtiss, Davies, Dell, Fisher, Gallus, Grinde, Haines, Hanson, Harper, Hedges, Hibbard, Holden, Jackson, Johnson, Jore, Juneau, Kasten, Kitzenberg, Lawson, Masolo, McCann, McCulloch, McGee, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Pavlovich, Quilici, Raney, Rehbein, Rose, Shockley, Simon, Sliter, Soft, Somerville, Story, Stovall, Tash, Taylor, Thomas, Trexler, Vick, Walters, Younkin, Zook, Mr. Speaker.  
Total 65

Noes: Barnhart, Buzzas, Cobb, Eggers, Erickson, Ewer, Facey, Fuchs, Galvin-Halcro, Golie, Guggenheim, Gutsche, Hagener, Harrington, Hurdle, Krenzler, Lenhart, Mangan, Matthews, Orr, Peck, Ryan, Schmidt, Smith, Squires, Swanson, Tropila, Tuss, Wagner, Williams, Wyatt.  
Total 31

Excused: Lindeen.  
Total 1

Absent or not voting: Dale, Gillan, Witt.  
Total 3



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**MOTIONS**

Representative Dale moved that the House reconsider its action on **HB 586**. Motion carried as follows:

Ayes: Ahner, S. Anderson, Barnett, Barnhart, Beck, Bitney, Bookout-Reinicke, Buzzas, E. Clark, P. Clark, Cobb, Dale, Davies, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Fuchs, Gallus, Golie, Grinde, Guggenheim, Gutsche, Hagener, Haines, Harper, Harrington, Hedges, Hurdle, Jackson, Juneau, Kitzenberg, Krenzler, Lenhart, Mangan, McCulloch, Menahan, Noennig, Ohs, Pavlovich, Quilici, Raney, Schmidt, Simon, Smith, Soft, Stovall, Swanson, Tash, Thomas, Tropila, Vick, Wagner, Walters, Williams, Witt, Younkin, Zook, Mr. Speaker.

Total 61

Noes: Adams, J. Andersen, E. Bergsagel, P. Bergsagel, Brainard, Brown, R. Clark, Curtiss, Galvin-Halcro, Gillan, Hanson, Hibbard, Holden, Johnson, Jore, Kasten, Lawson, Masolo, Matthews, McCann, McGee, McKenney, Molnar, Mood, Orr, Peck, Rehbein, Rose, Ryan, Shockley, Sliter, Somerville, Squires, Story, Taylor, Trexler, Tuss, Wyatt.

Total 38

Excused: Lindeen.

Total 1

Absent or not voting: None.

Total 0

Representative Pavlovich requested on **HB 72**, 2nd reading today, that his vote be shown as yes. There being no objections, so ordered.

Representative Juneau moved that the House reconsider its action on **HB 529**. Motion failed as follows:

Ayes: Barnhart, Beck, Buzzas, P. Clark, Dell, Eggers, Erickson, Ewer, Facey, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Haines, Harper, Harrington, Hibbard, Hurdle, Juneau, Kitzenberg, Krenzler, Lenhart, Mangan, Matthews, McCann, McCulloch, Menahan, Orr, Pavlovich, Peck, Quilici, Raney, Rose, Ryan, Schmidt, Smith, Soft, Squires, Stovall, Swanson, Tropila, Tuss, Williams, Wyatt.

Total 47

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

Total 52

Excused: Lindeen.

Total 1

Absent or not voting: None.

Total 0

Representative Harper moved that **HB 451** be taken from the Committee on State Administration, printed, and placed on 2nd reading.

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Representative Trexler called for the previous question.

Motion failed as follows:

Ayes: Barnhart, Beck, Buzzas, P. Clark, Cobb, Dell, Eggers, Erickson, Ewer, Facey, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Harper, Harrington, Hurdle, Juneau, Kitzenberg, Krenzler, Lenhart, Mangan, Matthews, McCann, McCulloch, Menahan, Orr, Pavlovich, Peck, Quilici, Raney, Ryan, Schmidt, Smith, Squires, Swanson, Tropila, Tuss, Williams, Wyatt.

Total 43

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

Total 55

Excused: Lindeen.

Total 1

Absent or not voting: Story.

Total 1

Representative Harper moved that **HB 108**, **SB 200**, and **SB 260** be rereferred to the Committee on Appropriations.  
Motion failed as follows:

Ayes: Barnhart, Beck, Buzzas, P. Clark, Dell, Eggers, Erickson, Ewer, Facey, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Harper, Harrington, Hurdle, Johnson, Juneau, Kitzenberg, Krenzler, Lawson, Lenhart, Mangan, Matthews, McCann, McCulloch, McGee, Menahan, Noennig, Orr, Pavlovich, Peck, Quilici, Raney, Ryan, Schmidt, Smith, Soft, Squires, Swanson, Tropila, Tuss, Williams, Wyatt.

Total 47

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

Total 52

Excused: Lindeen.

Total 1

Absent or not voting: None.

Total 0

Representative Shockley requested on **SB 274**, 2nd reading today, that his vote be changed from yes to no. There being no objections, so ordered.

Representative Hanson requested on **SB 274**, 2nd reading today, that her vote be shown as yes. There being no

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objections, so ordered.

Representative Grinde moved that **HB 72** be rereferred to the Committee on Appropriations. Motion carried.

**SPECIAL ORDERS OF THE DAY**

The following cosponsors have been added to **HB 647**: Representatives Beck, Buzzas, Dell, Eggers, Facey, Golie, Hagener, Krenzler, Menahan, Mood, Quilici, Schmidt, Shockley, Simon, Swanson, and Williams and Senators Bohlinger and Crippen.

**ANNOUNCEMENTS**

Committee meetings were announced by committee chairmen.

Majority Leader Grinde moved that the House adjourn until 8:00 a.m., Wednesday, February 24, 1999. Motion carried.

House adjourned at 4:20 a.m.

MARILYN MILLER  
Chief Clerk of the House

JOHN MERCER  
Speaker of the House