

**HOUSE JOURNAL
FORTY-EIGHTH LEGISLATIVE DAY**

Helena, Montana
March 3, 1999

House Chambers
State Capitol

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

Roll Call. All members present except Representatives Brown, Holden, McGee, and Sliter. Quorum present.

REPORTS OF STANDING COMMITTEES

BILLS (Rehbein, Chairman): 3/3/1999
Correctly printed: **SB 99**.
Correctly engrossed: **SB 52, SB 53, SB 84, SB 88, SB 136**.
Correctly enrolled: **HB 56, HB 89, HB 198, HB 319**.
Examined by the sponsor and found to be correct: **HB 56, HB 89, HB 198, HB 319**.

BUSINESS AND LABOR (Simon, Chairman): 3/2/1999
SB 99, be amended as follows:

1. Page 1, line 30.

Following: " _ "

Insert: "The provisions of this subsection are applicable to a spouse or dependent who is insured under a COBRA continuation provision."

And, as amended, be concurred in. Report adopted.

SB 115, be concurred in. Report adopted.

SB 347, be concurred in. Report adopted.

JUDICIARY (Clark, Chairman): 3/2/1999
SB 203, be concurred in. Report adopted.

STATE ADMINISTRATION (Brainard, Chairman): 3/3/1999
SB 120, be concurred in. Report adopted.
SB 140, be concurred in. Report adopted.
SB 168, be amended as follows:

1. Title, page 1, line 7.

Strike: "ALL"

Insert: "EACH"

Strike: "AGENCIES'"

Insert: "AGENCY'S"

2. Title, page 1, line 8.

Strike: "CUSTOMER"

Insert: "PUBLIC"

Following: "SERVICE"

Insert: "COURTESY"

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3. Page 1, line 13.
Strike: "Customer"
Insert: "Public"
Following: "service"
Insert: "courtesy"

4. Page 1, line 14.
Strike: "A"
Insert: "Each"

5. Page 1, line 15.
Strike: "customer"
Insert: "public"
Following: "service"
Insert: "courtesy"

6. Page 1, line 16.
Strike: "CUSTOMER"
Insert: "public"
Following: "SERVICE"
Insert: "courtesy"

7. Page 1, line 19.
Strike: "customer"
Insert: "public service"

8. Page 1, line 22.
Strike: "customer"
Insert: "public"
Following: "service"
Insert: "courtesy"

And, as amended, be concurred in. Report adopted.

MESSAGES FROM THE SENATE

House bills concurred in and returned to the House: 3/2/1999

HB 56, introduced by Menahan
HB 89, introduced by Guggenheim
HB 198, introduced by Cobb
HB 319, introduced by Dale

SB 10 - The Senate failed to concur in House amendments to **SB 10**, authorized the President to appoint the following conference committee, and requested that the House appoint a like committee to confer on House amendments to **SB 10**:

3/2/1999

Senator Mohl, Chairman

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Senator Cole
Senator Jergeson

FIRST READING AND COMMITMENT OF BILLS

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

HB 653, introduced by E. Bergsagel, referred to Appropriations.

**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 McKenney in the chair.

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

HB 586 - Representative Dale moved **HB 586** do pass.

HB 586 - Representative Ewer moved **HB 586**, second reading copy, be amended as follows :

1. Title, line 4.

Following: "COUNTIES"

Insert: ", CITIES, OR TOWNS"

2. Page 5, line 13.

Following: line 12

Insert: "NEW SECTION. Section 7. Park maintenance districts. (1) A city or town may upon petition of 10% or more of the qualified electors of the proposed park maintenance district or upon a resolution of intent adopted by the governing body submit to the electors of the proposed district the creation of a park maintenance district. An election is not required if the petition is signed by 51% or more of the qualified electors of the proposed district.

(2) The district may be created for the purposes of, but not limited to, mowing, irrigation, turf repair and maintenance, recreation facility and equipment maintenance, tree trimming, tree replacement, tree removal, garbage removal, general cleaning, and leaf debris removal.

(3) The petition or the resolution of intent must state the number of mills or the fee that will be assessed for the district.

(4) A park maintenance district authorized by this section must be formed and operated in the same manner as a special improvement district."

Insert: "NEW SECTION. Section 8. Codification instruction. [Section 7] is intended to be codified as an integral part of Title 7, chapter 12, and the provisions of Title 7, chapter 12, apply to [section 7]."

Amendment passed as follows:

Ayes: Barnett, Barnhart, Beck, Bitney, Bookout-Reinicke, Buzzas, P. Clark, Cobb, Dale, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Harper, Harrington, Hedges, Hibbard, Hurdle, Juneau, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Matthews, McCann, McCulloch, Menahan, Molnar, Mood, Noennig, Ohs, Pavlovich, Peck, Raney, Ryan, Schmidt, Smith, Soft, Squires, Swanson, Thomas, Tropila, Tuss, Williams, Wyatt, Younkin, Mr. Speaker.

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Total 59

Noes: Adams, Ahner, J. Andersen, S. Anderson, E. Bergsagel, P. Bergsagel, Brainard, E. Clark, R. Clark, Curtiss, Davies, Grinde, Haines, Hanson, Jackson, Johnson, Jore, Kasten, Masolo, McKenney, Orr, Quilici, Rehbein, Rose, Shockley, Simon, Somerville, Story, Stovall, Tash, Taylor, Trexler, Vick, Wagner, Walters, Witt, Zook.

Total 37

Excused: Brown, Holden, McGee, Sliter.

Total 4

Absent or not voting: None.

Total 0

Motion that **HB 586**, as amended, do pass carried as follows:

Ayes: S. Anderson, Barnhart, Beck, Buzzas, P. Clark, Cobb, Dale, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Harper, Harrington, Hedges, Hibbard, Hurdle, Juneau, Kitzenberg, Krenzler, Lenhart, Lindeen, Mangan, Matthews, McCann, McCulloch, Menahan, Noennig, Ohs, Pavlovich, Peck, Quilici, Raney, Ryan, Schmidt, Sliter, Smith, Squires, Story, Swanson, Tash, Thomas, Tropila, Tuss, Williams, Wyatt, Younkin.

Total 56

Noes: Adams, Ahner, J. Andersen, Barnett, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, E. Clark, R. Clark, Curtiss, Davies, Grinde, Haines, Hanson, Jackson, Johnson, Jore, Kasten, Lawson, Masolo, McGee, McKenney, Molnar, Mood, Orr, Rehbein, Rose, Shockley, Simon, Soft, Somerville, Stovall, Taylor, Trexler, Vick, Wagner, Walters, Witt, Zook, Mr. Speaker.

Total 43

Voted Absentee: Sliter, Aye; Brown, No.

Excused: Holden.

Total 1

Absent or not voting: None.

Total 0

Representative Mangan excused at this time.

HB 607 - Representative Soft moved **HB 607** do pass.

HB 607 - Representative Soft moved **HB 607**, second reading copy, be amended as follows :

1. Page 1, line 27 through line 29.

Following: "made"

Strike: remainder of line 27 through "enrollees" on line 29

Insert: "when medical services are actually provided by a health carrier or other managed care entity and that affects the quality of the diagnosis, care, or treatment provided to the insureds or enrollees of a health benefit plan. The term does not include a decision by a health carrier or managed care entity to deny payment or coverage for services based on the provisions of a policy, contract, certificate, or agreement"

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Amendment passed as follows:

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

Total 90

Noes: Smith, Tuss, Vick.

Total 3

Voted Absentee: Mangan, Aye.

Excused: Brown, Holden, McGee, Sliter.

Total 4

Absent or not voting: Bitney, Cobb, Orr.

Total 3

HB 607 - Representative Soft moved **HB 607**, second reading copy, be further amended as follows :

1. Page 4, line 22.

Strike: "A" through "prohibiting"

Insert: "The fact that"

Strike: "from"

Insert: "is not"

2. Page 4, line 23.

Strike: "being"

Insert: "may not become"

3. Page 5, line 14.

Page 5, line 15.

Strike: "THEIR"

Insert: "the health carrier's or managed care entity's"

Amendment passed as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, E. Bergsagel, P. Bergsagel, Bookout-Reinicke, Brainard, Buzzas, E. Clark, P. Clark, R. Clark, Curtiss, Dale, Davies, Dell, Eggers, Erickson, Ewer, 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, Masolo, Matthews, McCann, McCulloch, 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, Wagner, Walters,

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Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.
Total 89

Noes: Tuss, Vick.
Total 2

Excused: Brown, Holden, Mangan, McGee, Sliter.
Total 5

Absent or not voting: Bitney, Cobb, Facey, Orr.
Total 4

HB 607 - Representative Anderson moved **HB 607**, second reading copy, be further amended as follows :

1. Title, lines 5 through 8.

Following: "ACT" on line 5

Strike: remainder of line 5 through ";" on line 7

Following: "OF" on line 7

Strike: remainder of line 7 through "DECISIONS" on line 8

Insert: "ADVERSE DETERMINATIONS"

2. Page 1, line 14.

Strike: "6"

Insert: "5"

3. Page 1, line 16.

Strike: "determination"

Insert: "health care treatment decision"

4. Page 1, line 18.

Strike: "appropriate and"

5. Page 1, lines 19 through 21.

Strike: subsection (2) in its entirety

Renumber: subsequent subsections

6. Page 1, lines 27 and 28.

Following: "(7)" on line 27

Insert: "(a)"

Following: "made" on line 27

Strike: remainder of line 27 through "care" on line 28

Insert: "when medical"

Following: "provided"

Insert: "by a health carrier or managed care entity"

7. Page 1, line 30.

Following: line 29

Insert: "(b) The term does not include a decision by a health carrier or managed care entity to deny payment or coverage for services based on the provision of a policy, contract, certificate, or agreement or medical

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policy."

8. Page 2, lines 6 through 10.

Following: "(10)" on line 6

Strike: remainder of line 6 through line 10 in its entirety

Insert: "Medically necessary" has the meaning provided in 33-36-103.

(10) "Medical policy" means the method used by a health carrier or managed care entity to facilitate the administration of a health benefit plan and address coverage decisions and exclusions."

Renumber: subsequent subsection

9. Page 2, line 11.

Strike: "in this state"

10. Page 2, line 17 through page 3, line 11.

Strike: section 2 in its entirety

Renumber: subsequent sections

11. Page 3, line 15.

Strike: "any party"

Insert: "an enrollee"

12. Page 3, line 18.

Strike: "any party"

Insert: "an enrollee"

13. Page 3, line 19.

Following: "determination"

Insert: "by a peer"

14. Page 3, line 22.

Following: "for"

Insert: "independent"

15. Page 3, line 27.

Following: "making the"

Insert: "adverse"

16. Page 3, line 28.

Strike: subsection (c) in its entirety

Renumber: subsequent subsections

17. Page 4, lines 3 and 4.

Following: "with the"

Strike: remainder of line 3 through "enrollee" on line 4

Insert: "adverse determination"

18. Page 4, line 8.

Strike: "3"

Insert: "2"

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Strike: "party"
Insert: "enrollee"

19. Page 4, line 12.

Strike: "liability -- defense limitation --"

20. Page 4, lines 13 through 15.

Strike: subsection (1) in its entirety

ReNUMBER: subsequent subsections

21. Page 4, line 16.

Strike: "6"

Insert: "5"

22. Page 4, lines 22 through 25.

Strike: subsection (4) in its entirety

ReNUMBER: subsequent subsection

23. Page 4, line 26.

Following: "carrier"

Insert: ", health care provider,"

24. Page 5, line 3.

Strike: "6"

Insert: "5"

25. Page 5, line 5.

Strike: "6"

Insert: "5"

26. Page 5, line 6.

Strike: "6"

Insert: "5"

Amendment failed as follows:

Ayes: Ahner, S. Anderson, Barnett, R. Clark, Curtiss, Davies, Fisher, Gillan, Hagener, Haines, Hanson, Hibbard, Jackson, Johnson, Jore, Kasten, Lawson, Lenhart, Matthews, Mood, Ohs, Orr, Pavlovich, Rehbein, Simon, Sliter, Somerville, Stovall, Taylor, Trexler, Wagner, Walters, Witt, Mr. Speaker.

Total 34

Noes: Adams, J. Andersen, Barnhart, Beck, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Buzzas, E. Clark, P. Clark, Cobb, Dale, Dell, Eggers, Erickson, Ewer, Facey, Fuchs, Gallus, Galvin-Halcro, Golie, Grinde, Guggenheim, Gutsche, Harper, Harrington, Hedges, Hurdle, Juneau, Kitzenberg, Krenzler, Lindeen, Mangan, Masolo, McCann, McCulloch, McKenney, Menahan, Molnar, Noennig, Peck, Quilici, Raney, Ryan, Schmidt, Shockley, Smith, Soft, Squires, Story, Swanson, Tash, Thomas, Tropila, Tuss, Vick, Williams, Wyatt, Younkin, Zook.

Total 62

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Voted Absentee: Sliter, Aye; Mangan, No.

Excused: Brown, Holden, McGee.
Total 3

Absent or not voting: Rose.
Total 1

HB 607 - Representative Molnar moved **HB 607**, second reading copy, be further amended as follows :

1. Page 4.
Strike: line 3 through line 4 in their entirety

Amendment failed as follows:

Ayes: Adams, Ahner, P. Bergsagel, Brainard, R. Clark, Curtiss, Davies, Fuchs, Jore, Kasten, Molnar, Orr, Rehbein, Somerville, Story, Taylor, Trexler, Wagner.
Total 18

Noes: J. Andersen, S. Anderson, Barnett, Barnhart, Beck, E. Bergsagel, Bookout-Reinicke, Buzzas, E. Clark, P. Clark, Cobb, Dale, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Gallus, Galvin-Halcro, Gillan, Golie, Grinde, Guggenheim, Gutsche, Hagener, Haines, Hanson, Harper, Harrington, Hedges, Hibbard, Hurdle, Jackson, Johnson, Juneau, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McKenney, Menahan, Mood, Noennig, Ohs, Pavlovich, Peck, Quilici, Raney, Rose, Ryan, Schmidt, Shockley, Simon, Smith, Soft, Squires, Stovall, Swanson, Tash, Thomas, Tropila, Tuss, Vick, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.
Total 76

Voted Absentee: Mangan, No.

Excused: Brown, Holden, McGee, Sliter.
Total 4

Absent or not voting: Bitney, Walters.
Total 2

HB 607 - Representative Anderson moved **HB 607**, second reading copy, be further amended as follows :

1. Title, line 8.
Following: "DECISIONS;"
Insert: "ESTABLISHING JURISDICTION FOR THE MONTANA MEDICAL LEGAL PANEL;"

2. Page 2, line 30.
Strike: "and"

3. Page 3, line 1.
Following: "peer"
Insert: "and has had a decision rendered by the peer; and"

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(iv) has submitted the claims to the Montana medical legal panel for its decision, as provided in Title 27, chapter 6"

4. Page 3, line 3 through line 4.

Following: "order the"

Strike: "parties" on line 3 through "peer" on line 4

Insert: "cause of action dismissed"

Amendment failed as follows:

Ayes: Adams, Ahner, S. Anderson, Barnett, P. Bergsagel, Bitney, Brainard, R. Clark, Cobb, Curtiss, Davies, Fisher, Gillan, Grinde, Haines, Hanson, Hedges, Hibbard, Johnson, Jore, Kasten, Lawson, Matthews, Molnar, Mood, Ohs, Orr, Pavlovich, Quilici, Rehbein, Sliter, Somerville, Story, Taylor, Trexler, Vick, Wagner, Younkin, Mr. Speaker.

Total 39

Noes: J. Andersen, Barnhart, Beck, E. Bergsagel, Bookout-Reinicke, Buzzas, E. Clark, P. Clark, Dale, Dell, Eggers, Erickson, Ewer, Facey, Fuchs, Gallus, Galvin-Halcro, Golie, Guggenheim, Gutsche, Hagener, Harper, Harrington, Hurdle, Jackson, Juneau, Kitzenberg, Krenzler, Lenhart, Lindeen, Mangan, Masolo, McCann, McCulloch, McKenney, Menahan, Noennig, Peck, Raney, Rose, Ryan, Schmidt, Shockley, Simon, Smith, Soft, Squires, Stovall, Swanson, Tash, Thomas, Tropila, Tuss, Walters, Williams, Witt, Wyatt, Zook.

Total 58

Voted Absentee: Sliter, Aye; Mangan, No.

Excused: Brown, Holden, McGee.

Total 3

Absent or not voting: None.

Total 0

Motion that **HB 607**, as amended, do pass carried as follows:

Ayes: Adams, J. Andersen, Barnett, Barnhart, Beck, E. Bergsagel, Bookout-Reinicke, Brainard, Brown, Buzzas, E. Clark, P. Clark, Cobb, Dale, Davies, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Fuchs, Gallus, Galvin-Halcro, Golie, Grinde, Guggenheim, Gutsche, Harper, Harrington, Hedges, Hurdle, Juneau, Kitzenberg, Krenzler, Lenhart, Lindeen, Mangan, Masolo, McCann, McCulloch, McGee, McKenney, Menahan, Molnar, Noennig, Peck, Quilici, Raney, Rose, Ryan, Schmidt, Shockley, Sliter, Soft, Squires, Story, Swanson, Tash, Thomas, Tropila, Tuss, Walters, Williams, Wyatt, Younkin, Zook.

Total 67

Noes: Ahner, S. Anderson, P. Bergsagel, Bitney, R. Clark, Curtiss, Gillan, Hagener, Haines, Hanson, Hibbard, Jackson, Johnson, Jore, Kasten, Lawson, Matthews, Mood, Ohs, Orr, Pavlovich, Rehbein, Simon, Smith, Somerville, Stovall, Taylor, Trexler, Vick, Wagner, Witt, Mr. Speaker.

Total 32

Voted Absentee: Brown, Mangan, Sliter, Ayes.

Excused: Holden.

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Total 1

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

Ayes: Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, 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, Hurdle, Jackson, Johnson, Juneau, Kasten, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Masolo, Matthews, McCann, McCulloch, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Orr, Peck, Quilici, Raney, Ryan, Schmidt, Shockley, Simon, Smith, Soft, Somerville, Squires, Story, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Vick, Walters, Williams, Wyatt, Younkin, Zook, Mr. Speaker.

Total 87

Noes: Adams, Jore, Rehbein, Wagner.

Total 4

Excused: Brown, Holden, Mangan, McGee, Sliter.

Total 5

Absent or not voting: Davies, Pavlovich, Rose, Witt.

Total 4

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:

SB 52 concurred in as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, Buzzas, E. Clark, P. Clark, R. Clark, Cobb, Curtiss, Dale, Davies, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Grinde, Guggenheim, Gutsche, Hagener, Haines, Hanson, Harper, Harrington, Hedges, Hibbard, Holden, Hurdle, Jackson, Johnson, Juneau, Kasten, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, 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 98

Noes: Jore.

Total 1

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Voted Absentee: Brown, Holden, Mangan, Sliter, Ayes.

Excused: McGee.

Total 1

Absent or not voting: None.

Total 0

SB 53 concurred in 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, 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, 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, Wagner, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.

Total 93

Noes: Adams, P. Bergsagel, Brainard, Jore, Orr, Vick.

Total 6

Voted Absentee: Brown, Holden, Mangan, Sliter, Ayes.

Excused: McGee.

Total 1

Absent or not voting: None.

Total 0

SB 84 concurred in as follows:

Ayes: Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, E. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, Buzzas, 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, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McKenney, Menahan, 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, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.

Total 88

Noes: Adams, P. Bergsagel, Davies, Jore, Molnar, Mood, Orr, Vick, Wagner.

Total 9

Voted Absentee: Brown, Holden, Mangan, Sliter, Ayes.

Excused: McGee.

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Total 1

Absent or not voting: E. Clark, Fuchs.

Total 2

MOTIONS

Representative Grinde moved that **SB 302** be taken from the Committee on Natural Resources and be rereferred to the Committee on Appropriations. Motion carried.

Representative Grinde moved that **SB 96** be taken from the Committee on Local Government and be rereferred to the Committee on Natural Resources. Motion carried.

Representative Grinde moved that **SB 492** be taken from the Committee on Natural Resources and be rereferred to the Committee on Taxation. Motion carried.

Representative Grinde moved the Speaker be authorized to appoint a conference committee to meet with a like committee from the Senate to confer on House amendments to **SB 10**. Motion carried.

The Speaker appointed the following members:

Representative Hanson, Chairman
Representative Beck
Representative Hedges

Representative Grinde moved the Speaker be authorized to appoint a conference committee to meet with a like committee from the Senate to confer on House amendments to **SB 20**. Motion carried.

The Speaker appointed the following members:

Representative Grinde, Chairman
Representative Facey
Representative Noennig

ANNOUNCEMENTS

Committee meetings were announced by committee chairmen.

Majority Leader Grinde moved that the House adjourn until 1:00 p.m., Thursday, March 4, 1999. Motion carried.

House adjourned at 2:50 p.m.

MARILYN MILLER
Chief Clerk of the House

JOHN MERCER
Speaker of the House