

**HOUSE JOURNAL  
FIFTY-SEVENTH LEGISLATIVE DAY**

Helena, Montana  
March 13, 1999

House Chambers  
State Capitol

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

Roll Call. All members present except Representatives Adams, Brown, Grinde, Hanson, Hurdle, and Taylor. Quorum present.

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

Rehbein, Chairman

Mr. Speaker introduced the honorary pages for the day:

Heather Bitney, Kalispell  
Ashley Fuchs, Billings  
C.C. Fuchs, Billings  
Brandy Bick, Worden  
Bridgid Crowley, Helena  
Taylor Thomas, Billings  
Austin Thomas, Billings  
Andrew Bruce, Bozeman  
Striker Clark, Trout Creek  
Becky Hamilton, Billings  
Cole McCann, Harlem

**REPORTS OF STANDING COMMITTEES**

Correctly printed: **HJR 18, SB 5, SB 70, SB 342, SB 348, SB 369, SB 386, SB 415, SB 457, SB 471, SB 488, SB 496.**

Correctly engrossed: **HB 555, SB 112, SB 114, SB 128, SB 188, SB 197, SB 230, SB 394.**

Signed by the Speaker at 4:55 p.m., March 12, 1999: **HB 24, HB 94, HB 121, HB 168, HB 171, HB 172, HB 357, HB 392, HB 571, HJR 3.**

Signed by the Speaker at 10:19 a.m., March 13, 1999: **HB 23, HB 41, HB 70, HB 110, HB 123, HB 156, HB 190, HB 200, HB 231, HB 241, HB 274, HB 387, HB 454, HB 467, HJR 22.**

**AGRICULTURE** (Barnett, Chairman): 3/12/1999  
**SB 342**, be concurred in. Report adopted.

**APPROPRIATIONS** (Zook, Chairman): 3/12/1999  
**HB 11**, introduced bill, be amended as follows:

1. Page 1, line 27.

**Following:** "[section 3]."

**Insert:** "It is the intent of the legislature that projects numbered 23 through 25 listed in subsection (3) may not receive grant funds until sufficient funds have been deposited in the treasure state endowment special revenue account and are available for that purpose."

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2. Page 2, line 7.

**Strike:** "500,000"

**Insert:** "485,850"

3. Page 2.

**Following:** line 23

**Insert:** "25. Town of Chester (water) 220,150"

4. Page 2, line 30.

**Strike:** "24"

**Insert:** "22"

And, as amended, do pass. Report adopted.

**HB 13**, introduced bill, be amended as follows:

1. Title, line 5.

**Strike:** "CERTAIN"

2. Title, line 6.

**Following:** "EMPLOYEES"

**Insert:** "IN THE STATEWIDE AND BLUE-COLLAR PAY PLANS; INCREASING THE LONGEVITY ALLOWANCE AT THE 15- AND 20-YEAR INCREMENTS; REVISING THE MILEAGE REIMBURSEMENT RATE; INCREASING THE STATE CONTRIBUTION TO THE EMPLOYEE GROUP BENEFIT PROGRAM"

3. Title, line 9.

**Following:** "2-18-303,"

**Insert:** "2-18-304,"

**Following:** "2-18-313,"

**Strike:** "AND"

**Following:** "2-18-315,"

**Insert:** "2-18-503, AND 2-18-703,"

**Strike:** "AN"

4. Title, line 10.

**Strike:** "DATE"

**Insert:** "DATES"

5. Page 4, line 14.

**Following:** line 13

**Insert:** "(8) Nothing in this part prohibits the board of regents from engaging in negotiations with the collective bargaining units representing the classified staff of the university system."

6. Page 4, line 27.

**Following:** "service:"

**Insert:** "Effective on the first day of the pay period that includes an employee's anniversary date during the fiscal years ending June 30, 2000, and June 30, 2001, the employee's base salary must be increased by 3% or

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by a lesser amount so that the employee's base salary after the increase does not exceed the maximum salary of the pay grade as provided in subsection (1)(f). An employee's base salary increases resulting from subsection (1)(e) and this subsection may not exceed a maximum of 3% in each fiscal year."

7. Page 8.

**Following:** line 10

**Insert:** "Section 4. Section 2-18-304, MCA, is amended to read:

"**2-18-304. Longevity allowance.** (1) (a) In addition to the compensation provided for in 2-18-303, 2-18-312, 2-18-313, or 2-18-315, each employee who has completed 5 years of uninterrupted state service must receive 1.5% of the employee's base salary multiplied by the number of completed, contiguous 5-year periods of uninterrupted state service.

(b) Beginning October 1, 1999, in addition to the longevity allowance provided under subsection (1)(a), each employee who has completed 15 years of uninterrupted state service or completed 20 years of uninterrupted state service must receive an additional 0.5% of the employee's base salary for each of those additional 5 years of uninterrupted service.

~~(b)(c)~~ Service to the state is not interrupted by authorized leaves of absence.

(2) (a) For the purpose of determining years of service under this section, an employee must be credited with 1 year of service for each period of:

(i) 2,080 hours of service following the employee's date of employment; an employee must be credited with 80 hours of service for each biweekly pay period in which the employee is in a pay status or on an authorized leave of absence without pay, regardless of the number of hours of service in the pay period; or

(ii) 12 uninterrupted calendar months following the employee's date of employment in which the employee was in a pay status or on an authorized leave of absence without pay, regardless of the number of hours of service in any month. An employee of a school at a state institution or the university system must be credited with 1 year of service if the employee is employed for an entire academic year.

(b) State agencies, other than the university system and a school at a state institution, shall use the method provided in subsection (2)(a)(i) to calculate years of service under this section.

(3) For the purposes of calculating longevity, employment as a short-term worker does not apply toward years of service."

**Renumber:** subsequent sections

8. Page 8, line 13.

**Strike:** "for" through "2001"

**Following:** "(+)"

**Insert:** "(1)"

9. Page 8, line 15.

**Strike:** "years"

**Insert:** "year"

**Following:** "2000"

**Strike:** "and 2001"

10. Page 10.

**Following:** line 15

**Insert:** "(2) Effective on the first day of the pay period that includes October 1, 1999, the statewide classification pay schedule is as follows:

Annual Hours -- 2080

Note: Does Not  
Include Insurance

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Pay Matrix -- State

Matrix Type --  
 Annual

Pay Range: Entry Salary to Market Salary

GRADE	ENTRY SALARY	MARKET SALARY
1	9,075	10,677
2	9,776	11,527
3	10,529	12,447
4	11,346	13,445
5	12,262	14,562
6	13,283	15,814
7	14,383	17,164
8	15,631	18,695
9	16,964	20,342
10	18,445	22,171
11	20,064	24,172
12	21,859	26,397
13	23,810	28,827
14	25,975	31,520
15	28,365	34,507
16	31,032	37,848
17	34,014	41,585
18	37,222	45,614
19	40,814	50,140
20	44,824	55,199
21	49,275	60,836
22	54,251	67,140
23	59,860	74,271
24	66,163	82,291
25	73,135	91,189

(3) Effective on the first day of the pay period that includes October 1, 2000, the statewide classification pay schedule is as follows:

Annual Hours -- 2080

Note: Does Not  
 Include Insurance

Pay Matrix -- State

Matrix Type --  
 Annual

Pay Range: Entry Salary to Market Salary

GRADE	ENTRY SALARY	MARKET SALARY
1	9,075	10,677
2	9,776	11,527
3	10,529	12,447

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4	11,346	13,445
5	12,262	14,562
6	13,316	15,854
7	14,456	17,249
8	15,748	18,834
9	17,135	20,546
10	18,676	22,447
11	20,365	24,534
12	22,241	26,859
13	24,286	29,403
14	26,560	32,230
15	29,074	35,370
16	31,884	38,888
17	35,036	42,833
18	38,339	46,983
19	42,039	51,644
20	46,170	56,885
21	50,754	62,660
22	55,877	69,154
23	61,655	76,498
24	68,147	84,760
25	75,329	93,924"

11. Page 10, line 18.

**Following:** "(+)"

**Insert:** "(1)"

12. Page 10, line 19 through line 20.

**Following:** ", " on line 19

**Strike:** the remainder of line 19 through "thereafter" on line 20

**Insert:** "1999, until the first day of the pay period that includes October 1, 2000"

13. Page 11, line 13 through line 25.

**Strike:** in their entirety

**Insert:**

"1	24,351	25,082	25,834	26,609	27,407	28,229
2	25,082	25,834	26,609	27,407	28,229	29,077
3	25,834	26,609	27,407	28,229	29,077	29,949
4	26,609	27,407	28,229	29,077	29,949	30,847
5	27,407	28,229	29,077	29,949	30,847	31,772
6	28,229	29,077	29,949	30,847	31,772	32,726
7	29,077	29,949	30,847	31,772	32,726	33,708
8	29,949	30,847	31,772	32,726	33,708	34,719
9	30,847	31,772	32,726	33,708	34,719	35,761
10	31,772	32,726	33,708	34,719	35,761	36,834
11	32,726	33,708	34,719	35,761	36,834	37,938
12	33,708	34,719	35,761	36,834	37,938	39,076
13	34,719	35,761	36,833	37,939	39,076	40,248

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(2) Effective on the first day of the pay period that includes October 1, 2000, the pay schedule for teachers is as follows:

Annual Hours -- 2080                      Note: Does Not Include Insurance  
Term -- Twelve Months                      Matrix Type -- Annual

STEP	Education Level					
	BA	BA +1	BA +2	BA +3	MA	MA +1
1	25,082	25,834	26,609	27,407	28,229	29,076
2	25,834	26,609	27,407	28,229	29,076	29,949
3	26,609	27,407	28,229	29,076	29,949	30,848
4	27,407	28,229	29,076	29,949	30,848	31,773
5	28,229	29,076	29,949	30,848	31,773	32,726
6	29,076	29,949	30,848	31,773	32,726	33,708
7	29,949	30,848	31,773	32,726	33,708	34,719
8	30,848	31,773	32,726	33,708	34,719	35,761
9	31,773	32,726	33,708	34,719	35,761	36,833
10	32,726	33,708	34,719	35,761	36,833	37,939
11	33,708	34,719	35,761	36,833	37,939	39,076
12	34,719	35,761	36,833	37,939	39,076	40,248
13	35,761	36,834	37,938	39,077	40,248	41,456"

14. Page 15.

**Following:** line 2

**Insert:** "Section 8. Section 2-18-503, MCA, is amended to read:

"2-18-503. **Mileage -- allowance.** (1) Members of the legislature, state officers and employees, jurors, witnesses, county agents, and all other persons who may be entitled to mileage paid from public funds when using their own automobiles in the performance of official duties are entitled to collect mileage for the distance actually traveled by automobile and no more unless otherwise specifically provided by law.

(2) When the individual is authorized to operate a privately owned vehicle even though a government-owned or leased vehicle is available, a rate of 3 cents less per mile than the mileage rate allowed by the United States internal revenue service for the ~~preceding~~ current year must be paid.

(3) When a privately owned vehicle is used because a government-owned or leased vehicle is not available or because the use is in the best interest of the governmental entity, a rate equal to the mileage allotment allowed by the United States internal revenue service for the ~~preceding~~ current year must be paid for the first 1,000 miles and 3 cents less per mile for all additional miles traveled within a given calendar month.

(4) Members of the legislature, state officers and employees, jurors, witnesses, county agents, and all other persons who may be entitled to mileage paid from public funds, when using their own airplanes in the performance of official duties, are entitled to collect mileage for the nautical air miles actually traveled at a rate of twice the mileage allotment for automobile travel and no more unless specifically provided by law.

(5) This section does not alter 5-2-301.

(6) The department of administration shall prescribe policies necessary for the effective administration of this section for state government. The Montana Administrative Procedure Act, Title 2, chapter 4, does not apply to policies prescribed to administer this part."

**Insert:** "Section 9. Section 2-18-703, MCA, is amended to read:

"2-18-703. **Contributions.** (1) Each agency, as defined in 2-18-601, shall contribute the amount specified in this section towards the group benefits cost.

(2) For employees defined in 2-18-701 and for members of the legislature, the employer contribution for

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group benefits is ~~\$245 per \$270~~ a month for the ~~fiscal year ending June 30, 1998, and \$270 a month for the fiscal year ending June 30, 1999~~ period from July 1999 through December 1999, \$285 a month for the period from January 2000 through December 2000, and \$295 a month for January 2001 and for each succeeding fiscal year month. When a state employee is terminated to achieve a reduction in force, the continuation of contributions for group benefits beyond the termination date is subject to negotiation under 39-31-305. Permanent part-time, seasonal part-time, and temporary part-time employees who are regularly scheduled to work less than 20 hours a week are not eligible for the group benefit contribution. An employee who elects not to be covered by a state-sponsored group benefit plan may not receive the state contribution. A portion of the employer contribution for group benefits may be applied to an employee's costs for participation in Part B of medicare under Title XVIII of the Social Security Act, as amended, if the state group benefit plan is the secondary payer and medicare the primary payer.

(3) For employees of elementary and high school districts and of local government units, the employer's premium contributions may exceed but may not be less than \$10 a month.

(4) Unused employer contributions for any state employee must be transferred to an account established for this purpose by the department of administration and upon transfer may be used to offset losses occurring to the group of which the employee is eligible to be a member.

(5) Unused employer contributions for any government employee may be transferred to an account established for this purpose by a self-insured government and upon transfer may be used to offset losses occurring to the group of which the employee is eligible to be a member or to increase the reserves of the group.

(6) The laws prohibiting discrimination on the basis of marital status in Title 49 do not prohibit bona fide group insurance plans from providing greater or additional contributions for insurance benefits to employees with dependents than to employees without dependents or with fewer dependents."

**Renumber:** subsequent sections

15. Page 15, line 5.

**Strike:** "[section 6]"

**Insert:** "[sections 1 through 9]"

16. Page 15.

**Following:** line 8

**Insert:**

"Legislative Branch	106,820	25,563	256,094	60,984
Consumer Counsel		7,700		18,500
Judiciary	42,255	11,808	102,438	28,320
University System	2,476,602	1,033,080	5,719,201	2,685,205"

17. Page 15, line 9.

**Following:** "Planning"

**Insert:** ":"

18. Page 15, line 10.

**Following:** "agencies"

**Strike:** the remainder of line 10 in its entirety

**Insert:** "3,060,987      5,236,444                      7,385,909                      12,412,723"

19. Page 15, line 12.

**Strike:** "date"

**Insert:** "dates"

**Strike:** "[This act] is"

**Insert:** "(1) [Sections 1 through 7, 9, and 10] are"

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**Following:** "1999."

**Insert:** "(2)[Section 8] is effective April 1, 1999.

(3) [This section] is effective on passage and approval."

And, as amended, do pass. Report adopted.

**HB 135**, introduced bill, be amended as follows:

1. Page 2, line 15.

**Strike:** "\$1,980,307"

**Insert:** "\$1,326,807"

2. Page 2, line 18.

**Strike:** "\$70,180 \$93,573"

**Insert:** "\$47,021 \$62,694"

3. Page 2, line 19.

**Strike:** "751,852 944,850"

**Insert:** "503,741 633,050"

4. Page 2, line 20.

**Strike:** "51,366 68,486"

**Insert:** "34,415 45,886"

5. Page 2, line 24.

**Strike:** ":"

**Insert:** ", "

6. Page 2, line 25.

**Strike:** "(a)"

7. Page 2, line 26.

**Following:** "to"

**Strike:** the remainder of line 26

**Insert:** "6% over their current base salary."

8. Page 2, line 27 through line 30.

**Strike:** in their entirety

9. Page 3, line 12.

**Strike:** "\$1,980,307"

**Insert:** "\$1,326,807"

10. Page 3, line 15.

**Strike:** "\$70,180 \$93,573"

**Insert:** "\$47,021 \$62,694"

11. Page 3, line 16.

**Strike:** "751,852 944,850"



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**Insert:** "503,741 633,050"

12. Page 2, line 20.

**Strike:** "51,366 68,486"

**Insert:** "34,415 45,886"

And, as amended, do pass. Report adopted.

**BUSINESS AND LABOR** (Simon, Chairman):  
**SB 169**, be amended as follows:

3/12/1999

1. Title, line 5.

**Following:** " ; "

**Insert:** "AUTHORIZING ADDITIONAL MONTANA SMALL BUSINESS INVESTMENT CAPITAL COMPANIES;"

2. Title, line 6.

**Following:** "17-6-308,"

**Insert:** "32-1-422,"

**Following:** "90-8-201,"

**Insert:** "90-8-202,"

3. Title, line 7.

**Following:** "90-8-303,"

**Insert:** "90-8-304, 90-8-305, 90-8-311, 90-8-312, 90-8-313,"

**Following:** "DATE"

**Insert:** "AND AN APPLICABILITY DATE"

4. Page 3, line 30.

**Insert:** "**Section 2.** Section 32-1-422, MCA, is amended to read:

**"32-1-422. Restriction on investment in corporate stock -- rulemaking authority.** (1) Except as provided in subsections (2) and (3), a commercial or savings bank may not purchase or invest its capital or surplus or money of its depositors, or any part of either, in the capital stock of any corporation unless the purchase or acquisition of capital stock is necessary to prevent loss to the bank on a debt previously contracted in good faith. Any capital stock so purchased or acquired must be sold by the bank within 6 months after purchase or acquisition if it can be sold for the amount of the claim of the bank against it. All capital stock purchased or acquired must be sold for the best price obtainable by the bank within 1 year after purchase or acquisition, or if the stock is unmarketable, it must be charged off as an investment loss, which is equivalent to the stock's sale. A person or corporation violating any provision of this section shall forfeit to the state twice the nominal amount of the stock.

(2) A bank may acquire and hold for its own account:

(a) up to 20% of its capital and surplus in the capital stock of a bank service corporation organized solely for the purpose of providing services to banks;

(b) shares of stock of a federal reserve bank, without limitation of amount; and

(c) shares of stock in a Montana capital company or ~~the~~ a Montana small business investment capital company within limits prescribed by the Montana Capital Company Act.

(3) A bank may invest any amount up to the limit established by the department of its unimpaired capital and surplus in shares of stock of:

(a) the federal national mortgage association;

(b) the federal home loan mortgage corporation;

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(c) the federal agricultural mortgage corporation; and

(d) other corporations created pursuant to acts of congress to meet the agricultural, housing, health, transit, educational, environmental, or similar needs of the nation when the department determines that the investment is in the public interest.

(4) The department shall adopt rules to implement this section."

**Renumber:** subsequent sections

5. Page 5, lines 28 and 29.

**Following:** "companies"

**Strike:** "-- certification of a Montana small business investment capital company"

**Insert:** "and small business investment capital companies"

6. Page 5, line 29.

**Following:** "certify"

**Strike:** "one"

7. Page 5, line 30.

**Strike:** "company"

**Insert:** "companies"

8. Page 6, line 1.

**Strike:** "the"

**Insert:** "a"

9. Page 6, line 4 through line 5.

**Strike:** "The" on line 4 through "90-8-202." on line 5

10. Page 6, line 15.

**Strike:** "the"

**Insert:** "a"

11. Page 6, line 16.

**Strike:** "the"

**Insert:** "a"

12. Page 6, line 18.

**Strike:** "utilize the tax credits to"

13. Page 7, line 3 through line 4.

**Following:** "companies" on line 3

**Strike:** "-- certification of Montana small business investment capital company"

**Insert:** "and small business investment capital companies"

14. Page 7, line 4.

**Strike:** "one"

15. Page 7, line 5.

**Strike:** "company"

**Insert:** "companies"

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16. Page 7, line 6.

**Strike:** "the"

**Insert:** "a"

17. Page 7, line 9 through line 10.

**Strike:** "The" on line 9 through "90-8-202." on line 10

18. Page 7, line 20.

**Strike:** "the"

**Insert:** "a"

19. Page 7, line 21.

**Strike:** "the"

**Insert:** "a"

20. Page 7, line 23.

**Strike:** "using" through "accumulate"

**Insert:** "accumulating"

21. Page 8, line 7.

**Insert:** "**Section 6.** Section 90-8-202, MCA, is amended to read:

**"90-8-202. Designation of qualified Montana capital companies -- designation of qualified Montana small business investment capital company -- tax credit.** (1) The department shall designate as:

(a) qualified Montana capital companies those certified companies that have been privately capitalized at a minimum level of \$200,000; or

(b) ~~the a~~ qualified Montana small business investment capital company ~~the a~~ certified Montana small business investment capital company once it has been privately capitalized at a minimum level of \$500,000.

(2) A certified company seeking designation as a qualified Montana capital company or as ~~the a~~ qualified Montana small business investment capital company ~~must~~ shall make written application to the department on forms provided by the department. The application must contain the information required by 90-8-204 and other information that the department requires.

(3) (a) The total amount of tax credits authorized for a single qualified capital company or ~~the a~~ qualified Montana small business investment capital company may not exceed \$1,500,000, except that ~~the a~~ qualified Montana small business investment capital company must receive all remaining tax credits under this section available as of January 1, 1991. In the event the capitalization of a qualified capital company is later increased, the company may apply for authorization of additional tax credits within the foregoing limitation.

(b) The total credits authorized for all companies may not exceed a total of \$1 million prior to June 30, 1985. The total credits authorized for all companies between July 1, 1985, and June 30, 1987, may not exceed \$1 million plus any portion of the \$1 million available for authorization before June 30, 1985, that is allocated to qualified companies. The total credits authorized for all companies between July 1, 1987, and June 30, 1989, may not exceed \$3 million plus any portion of the credits available for authorization before June 30, 1987, that is allocated to qualified companies. The total credits authorized for all companies between July 1, 1989, and June 30, 1991, may not exceed \$3 million plus any portion of the credits available for authorization before June 30, 1989, that is allocated to qualified companies.

(4) (a) Before January 1, 1991, credits must be allocated to qualified companies in the order that completed applications for designation as qualified capital companies are received by the department, and the department shall certify to each company its appropriate allocation.

(b) All tax credits allowed under subsection (3) that are not allocated as of January 1, 1991, must be allocated to ~~the a~~ qualified Montana small business investment capital company, and the department shall certify the

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allocation to the company.

(c) If the legislature provides additional tax credits under this chapter after June 30, 1991, or if tax credits become available by reversion to the department by a capital company or by ~~the a~~ qualified Montana small business investment capital company, those additional or reverted tax credits must be allocated by the department to qualified capital companies or to ~~the a~~ qualified Montana small business investment capital company in accordance with this chapter and the rules of the department.

(5) Investors in a qualified Montana capital company or in ~~the a~~ qualified Montana small business investment capital company are entitled to the tax credits provided for in subsection (6). Funds invested in a certified company prior to designation as a qualified Montana capital company or as ~~the a~~ qualified Montana small business investment capital company may, at the discretion of the investor, be placed in an escrow account in a Montana financial institution pending designation of the company as a qualified Montana capital company or as ~~the a~~ qualified Montana small business investment capital company.

(6) Subject to the provisions of subsections (3) and (9), an individual, small business corporation, partnership, trust, decedent's estate, or corporate taxpayer that makes a capital investment in a qualified Montana capital company or ~~the a~~ qualified Montana small business investment capital company is entitled to a tax credit equal to 50% of the investment, up to a maximum credit for investments in all qualified Montana capital companies of \$150,000 per taxpayer, except that, as applied to ~~the a~~ qualified small business investment capital company, the maximum tax credit is \$250,000 per taxpayer and the tax credit limitation relating to a capital investment in ~~the a~~ qualified Montana small business investment capital company must be in addition to any other tax credit limitation in this section. The credit may be taken against the tax liability imposed on the investor pursuant to Title 15, chapter 30, 31, or 35. The credit for investments by a small business corporation defined in 15-31-201 or a partnership may be claimed by the small business corporation shareholders or the partners.

(7) The tax credit allowed under subsection (6) is to be credited against the taxpayer's income tax liability or coal severance tax liability for the taxable year in which the investment in a qualified Montana capital company or ~~the a~~ qualified Montana small business investment capital company is made. If the amount of the tax credit exceeds the taxpayer's tax liability for the taxable year, the amount of the credit which exceeds the tax liability may be carried back or carried forward in the following manner:

(a) If the sum of the amount of credit for the current taxable year plus the amount of credit, if any, carried forward from a previous taxable year exceeds the taxpayer's tax liability for the current taxable year, the excess must be carried back as a credit to the 3 preceding taxable years and, if the full credit remains unused, carried forward as a credit to the 15 succeeding taxable years.

(b) The amount of unused credit must be used to offset the entire tax liability of each of the 18 taxable years, beginning with the earliest and commencing to the next succeeding year until the credit is exhausted.

(8) The tax credit provided for in this section is available only to those taxpayers who invest in a qualified Montana capital company within 4 years of July 1, 1987, or in ~~the a~~ qualified Montana small business investment capital company within 4 years of July 1, 1991.

(9) (a) An individual, small business corporation, partnership, or corporate taxpayer who obtains the tax credit allowed under subsection (6) may not obtain credits in excess of the limits contained in subsection (6) by making investments as more than one entity.

(b) A partner or shareholder in a small business corporation may not obtain more than \$150,000, or not more than \$250,000 in the case of ~~the a~~ qualified Montana small business investment capital company, in credits as an individual and as the partnership or small business corporation. A corporate taxpayer that obtains the maximum credits allowed under this subsection (9)(b) may not obtain additional credits through investments by wholly owned subsidiaries or affiliates. An individual, small business corporation, partnership, or corporate taxpayer who obtains the tax credit allowed under subsection (6) may not claim deduction under the provisions of Title 15, chapter 30 or 31, for donation of stock in ~~the a~~ qualified Montana small business investment capital company. "

**Renumber:** subsequent sections

22. Page 8, line 10.

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**Strike:** "the"  
**Insert:** "a"

23. Page 8, line 27.

**Insert:** "Section 8. Section 90-8-204, MCA, is amended to read:

**"90-8-204. Application requirements.** A company applying to become either a certified or qualified Montana capital company or ~~the~~ a certified or qualified Montana small business investment capital company shall include in its application evidence that it has disclosed or will disclose to all investors the following:

(1) the condition that a tax credit is not available for investment in a company until the company has been designated a qualified Montana capital company or ~~the~~ a qualified Montana small business investment capital company and the investor has received a certificate approving the credit from the department;

(2) the condition that a tax credit will not be made available until a qualified capital company raises at least \$200,000 in capital and has been designated a qualified capital company or ~~the~~ a qualified Montana small business investment capital company raises at least \$500,000 in capital before July 1, 1995, and has been designated ~~the~~ a qualified Montana small business investment capital company and the limits on tax credits that may be authorized; and

(3) the fact that the state of Montana is not liable for damages in accordance with 90-8-205."

**Renumber:** subsequent sections

24. Page 9, line 20.

**Strike:** "The"  
**Insert:** "A "

25. Page 9, line 24.

**Following:** "as"  
**Strike:** "the"  
**Insert:** "a"

26. Page 9, line 28.

**Following:** "as"  
**Strike:** "the"  
**Insert:** "a"

27. Page 10, line 2.

**Following:** "as"  
**Strike:** "the"  
**Insert:** "a"

28. Page 10, line 12.

**Strike:** "the"  
**Insert:** "a"

29. Page 10, line 16.

**Following:** "allocated to"  
**Strike:** "the"  
**Insert:** "a"  
**Following:** "or to"  
**Strike:** "the"  
**Insert:** "a"

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30. Page 10, line 17.

**Following:** "if"

**Strike:** "the"

**Insert:** "a"

31. Page 10, line 18.

**Following:** "or"

**Strike:** "the"

**Insert:** "a"

32. Page 10, line 26.

**Following:** "company or"

**Strike:** "the"

**Insert:** "a"

33. Page 11, line 7.

**Following:** "or by"

**Strike:** "the"

**Insert:** "a"

34. Page 11, line 17.

**Following:** "or of"

**Strike:** "the"

**Insert:** "a"

35. Page 11, line 23.

**Insert:** "**Section 12.** Section 90-8-304, MCA, is amended to read:

**90-8-304. Application of securities law.** In lieu of registration under Title 30, chapter 10, a certified Montana capital company or ~~the a~~ certified Montana small business investment capital company may file all disclosure documents, along with a consent to service of process, with the state securities commissioner. The commissioner may not charge a fee for the filing."

**Insert:** "**Section 13.** Section 90-8-305, MCA, is amended to read:

**90-8-305. Sale of debentures.** (1) A qualified Montana capital company or ~~the a~~ qualified Montana small business investment capital company is authorized to issue and sell debentures to the permanent coal tax trust fund.

(2) Proceeds received by a qualified Montana capital company or by ~~the a~~ qualified Montana small business investment capital company from the sale of debentures authorized in subsection (1) must be invested in accordance with the provisions of 90-8-301, except that the time periods for making qualified investments must be calculated from the date the company sells the debentures to the permanent coal tax trust fund."

**Insert:** "**Section 14.** Section 90-8-311, MCA, is amended to read:

**90-8-311. Legislative review and oversight.** The department shall report on an annual basis to the revenue oversight committee of the legislature concerning Montana capital companies and ~~the~~ Montana small business investment capital ~~company~~ companies."

**Insert:** "**Section 15.** Section 90-8-312, MCA, is amended to read:

**90-8-312. Investment reporting and recordkeeping.** (1) Each qualified Montana capital company and each qualified Montana small business investment capital company shall report to the department on a quarterly basis:

(a) the name of each investor in the qualified Montana capital company or in the qualified Montana small business investment capital company who has applied for a tax credit;

(b) the amount of each investor's investment;

(c) the amount of the tax credit allowed to the investor and the date on which the investment was made;

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and

(d) any other information determined by the department.

(2) The department shall provide the information contained in subsection (1) to the department of revenue on a quarterly basis.

(3) The department shall provide each investor in a qualified Montana capital company and each investor in ~~the~~ a qualified Montana small business investment capital company with a certificate authorizing the tax credit, and the certificate must be submitted with each tax return requesting a credit under 90-8-202.

(4) Each qualified Montana capital company and ~~the~~ each qualified Montana small business investment capital company shall report to the department on a quarterly basis all qualified investments that the company has made. The department shall share the information with the department of revenue, in order that the provisions of 90-8-301 may be complied with.

(5) Each qualified Montana capital company shall report to the department all proposed investments to be made from its capital base. The capital company may not make the proposed investment unless the department determines, within 10 days of submission of a report satisfactory to the department, that the proposed investment is qualified under this chapter." "

**Insert:** "Section 16. Section 90-8-313, MCA, is amended to read:

**"90-8-313. Examination.** (1) At least once a year the department shall examine the books and affairs of each Montana capital company and of ~~the~~ each qualified Montana small business investment capital company. The examination must address the methods of operation and conduct of the business of the Montana capital company or of the Montana small business investment capital company to determine if the company is abiding by the purposes of this chapter and that the funds received by the company have been invested within the time limits required for a qualified Montana capital company or for ~~the~~ a qualified Montana small business investment capital company in 90-8-301.

(2) The department may examine under oath any of the officers, directors, agents, employees, or investors of a Montana capital company regarding the affairs and business of the company. The department may issue subpoenas and administer oaths. Refusal to obey such a subpoena may at once be reported to the district court of the district in which the company is located, and the court shall enforce obedience to the subpoena in the manner provided by law.

(3) The cost of the annual review must be paid by each Montana capital company or by ~~the~~ each Montana small business investment capital company in accordance with reasonable fees assessed by the department." "

**Renumber:** subsequent sections

36. Page 11, line 26.

**Strike:** "the"

**Insert:** "a"

37. Page 12, line 10.

**Strike:** "the"

**Insert:** "a"

38. Page 12, line 12.

**Following:** "or"

**Strike:** "the"

**Insert:** "a"

39. Page 12, line 17.

**Strike:** "the"

**Insert:** "a"

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40. Page 12, line 25.

**Insert:** "NEW SECTION. Section 18. Saving clause. [This act] does not affect rights and duties that matured, penalties that were incurred, or proceedings that were begun before [the effective date of this act]."

**Renumber:** subsequent sections

41. Page 12.

**Following:** line 26

**Insert:** "NEW SECTION. Section 20. Applicability. [This act] applies to any capital company or small business investment capital company operating prior to or on or organized after [the effective date of this act]."

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

**SB 369**, be concurred in. Report adopted.

**SB 386**, be concurred in. Report adopted.

**SB 439**, be amended as follows:

1. Page 2, lines 22 and 23.

**Following:** "to" on line 22

**Strike:** the remainder of line 22 through "people" on line 23

**Insert:** "between 9 and 40 people on average"

2. Page 2, line 27.

**Following:** "to"

**Strike:** "at least 9 but not more than 24 people"

**Insert:** "between 9 and 24 people on average"

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

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

3/12/1999

**HB 496**, do pass. Report adopted.

**SB 5**, be concurred in. Report adopted.

**SB 434**, be amended as follows:

1. Page 1, line 21.

**Following:** "19-9-1009"

**Insert:** "or [section 2]"

2. Page 2.

**Following:** line 28

**Insert:** "NEW SECTION. Section 3. Codification instruction. [Section 2] is intended to be codified as an integral part of Title 19, chapter 9, part 10, and the provisions of Title 19, chapter 9, part 10, apply to [section 2]."

**Renumber:** subsequent sections

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

**TAXATION** (Hibbard, Chairman):

3/12/1999

**HB 393**, introduced bill, be amended as follows:

1. Title, page 1, lines 5 and 6.



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**Strike:** "SALES" in both places

**Insert:** "LUXURY" in both places

2. Title, page 1, line 7.

**Following:** "TAXES;"

**Insert:** "PROHIBITING DOUBLE TAXATION;"

3. Page 1, line 14.

**Strike:** "sales"

**Insert:** "luxury"

4. Page 1.

**Following:** line 16

**Insert:** "(2) "Establishments" means businesses that sell luxury goods and services and may include any of the following:

(a) hotels, motels, and other lodging or camping facilities;

(b) restaurants, fast food stores, and other food service establishments;

(c) taverns, bars, night clubs, lounges, and other public establishments that serve beer, wine, liquor, or other alcoholic beverages by the drink;

(d) ski resorts and other recreational facilities that are not subject to the resort tax or resort community tax under Title 7, chapter 6, part 15;

(e) other establishments that sell taxable luxury goods and services."

**Renumber:** subsequent subsections

5. Page 1.

**Following:** line 18

**Insert:** "(5) "Luxury" means any gift item, luxury item or other item, or service normally sold to the public or to transient visitors or tourists. The term does not include medicine or medical supplies and services."

**Renumber:** subsequent subsections

6. Page 1, line 24 through line 25.

**Strike:** subsection (7) in its entirety

7. Page 1, line 27.

**Strike:** "sales"

**Insert:** "luxury"

8. Page 2, line 2.

**Strike:** "the general sale or use of"

**Insert:** "luxury"

9. Page 2, line 2 through line 3.

**Following:** "services" on line 2

**Strike:** the remainder of line 2 through "services" on line 3

**Insert:** "sold, except for goods and services sold for resale, within the local government jurisdiction"

10. Page 2.

**Following:** line 8

**Insert:** "(b) if the tax is a local option luxury tax, the type of establishments that are required to collect the tax;"

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**Renumber:** subsequent subsections

11. Page 3, line 22.

**Strike:** "sales"

**Insert:** "luxury"

12. Page 3, line 23.

**Strike:** "sales"

**Insert:** "luxury"

13. Page 3, line 25.

**Following:** "value of"

**Insert:** "all luxury"

14. Page 3, line 27.

**Following:** "Establishments"

**Insert:** "specified in the petition or resolution"

**Following:** "sell"

**Insert:** "luxury"

**Following:** "tax on"

**Insert:** "luxury"

15. Page 3, line 29.

**Strike:** "sales"

**Insert:** "luxury"

16. Page 4, lines 4, 7, 9, 13, 15, and 19.

**Strike:** "sales"

**Insert:** "luxury"

17. Page 5, line 11.

**Following:** "(a)"

**Insert:** "except as provided in subsection (4),"

**Strike:** "sales"

**Insert:** "luxury"

18. Page 5.

**Following:** line 22

**Insert:** "(4) A distribution of local option luxury tax revenue may not be made to a resort community that imposes a resort tax under Title 7, chapter 6, part 15."

19. Page 6, lines 1, 2, and 4.

**Strike:** "sales"

**Insert:** "luxury"

20. Page 6, line 2.

**Strike:** "7-6-1509"

**Insert:** "7-6-1507"

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And, as amended, do pass. Report adopted.

**HB 622**, introduced bill, be amended as follows:

1. Page 1, line 12.

**Strike:** "16"

**Insert:** "13"

2. Page 1, line 17.

**Strike:** "four"

**Insert:** "three"

3. Page 1, line 19.

**Strike:** "two members"

**Insert:** "one member"

4. Page 1, line 20.

**Strike:** "two members"

**Insert:** "one member"

**Strike:** "and"

**Following:** line 20

**Insert:** "(g) one member appointed by the Montana school boards association; and"

**Renumber:** subsequent subsection

5. Page 1, line 21.

**Strike:** "two members"

**Insert:** "one member"

6. Page 1, line 24.

**Strike:** "14"

**Insert:** "13"

7. Page 1, line 30.

**Strike:** "two members"

**Insert:** "one member"

8. Page 3, line 21.

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

**Insert:** "\$100,000"

And, as amended, do pass. Report adopted.

**HB 651**, introduced bill, be amended as follows:

1. Page 2.

**Following:** line 6

**"NEW SECTION. Section 2. Coordination instruction.** If House Bill No. 582 and [this act] are both passed and approved, then [this act] is void."

**Renumber:** subsequent sections

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And, as amended, do pass. Report adopted.

**HB 654**, introduced bill, be amended as follows:

1. Page 1, line 22.

**Strike:** "paid"

**Insert:** "incurred"

2. Page 4.

**Following:** line 7

**Insert:** "NEW SECTION. Section 2. Coordination instruction. If House Bill No. 582 and [this act] are both passed and approved, then [this act] is void."

**Renumber:** subsequent section

And, as amended, do pass. Report adopted.

**MESSAGES FROM THE SENATE**

House bills concurred in and returned to the House: 3/12/1999

**HB 52**, introduced by Menahan

**HB 154**, introduced by Gallus

**HB 352**, introduced by Brainard

**HB 531**, introduced by Gillan

House joint resolution concurred in and returned to the House: 3/12/1999

**HJR 23**, introduced by Lindeen

House bills concurred in as amended and returned to the House for concurrence in Senate amendments:

**HB 64**, introduced by McCann 3/12/1999

**HB 130**, introduced by Story

**HB 232**, introduced by Rose

**HB 282**, introduced by Johnson

**SB 260** - The Senate acceded to the request of the House and authorized the President to appoint the following free conference committee to meet with a like committee from the House to confer on **SB 260**:

3/12/1999

Senator Devlin, Chairman

Senator Glaser

Senator Stang

**FIRST READING AND COMMITMENT OF BILLS**

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

**HB 669**, introduced by B. Story, B. DePratu, K. Gillan, C. Hibbard, S. Stang, referred to Taxation.

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

**HJR 33**, introduced by D. Haines, A. Curtiss, D. Fuchs, B. Raney, B. Thomas, J. Witt, referred to Fish, Wildlife and Parks.

**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 112, as amended by the House**, concurred in as follows:

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

Total 100

Noes: None.

Total 0

Voted Absentee: Adams, Brown, Grinde, Hanson, Hurdle, Taylor, Ayes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 114** concurred in as follows:

Ayes: J. Andersen, S. Anderson, Barnett, Barnhart, Beck, E. Bergsagel, Bitney, Brown, Buzzas, E. Clark, P. Clark, R. Clark, Cobb, Curtiss, Dale, Dell, Eggers, Erickson, Ewer, Facey, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Haines, Hanson, Harper, Harrington, Hedges, Hibbard, Holden, Hurdle, Jackson, Johnson, Juneau, Kasten, Kitzenberg, Krenzler, Lawson, Lenhart, Mangan, Masolo, Matthews, McCulloch, Menahan, Mood, Noennig, Ohs, Pavlovich, Peck, Quilici, 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 81

Noes: Adams, Ahner, P. Bergsagel, Brainard, Davies, Grinde, Jore, McCann, McGee, Molnar, Orr, Raney, Rehbein, Vick, Wagner.

Total 15

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Voted Absentee: Brown, Hanson, Hurdle, Taylor, Ayes; Adams, Grinde, Noes.

Excused: None.  
Total 0

Absent or not voting: Bookout-Reinicke, Fisher, Lindeen, McKenney.  
Total 4

**SB 128, as amended by the House**, concurred in 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, 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, 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, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.  
Total 87

Noes: E. Bergsagel, P. Bergsagel, Dale, Davies, Jore, Kasten, McGee, Molnar, Orr, Rehbein, Story, Vick, Wagner.  
Total 13

Voted Absentee: Adams, Brown, Grinde, Hanson, Hurdle, Taylor, Ayes.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SB 136** concurred in as follows:

Ayes: Ahner, Barnett, Barnhart, Beck, E. 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, Harper, Harrington, Hedges, Hibbard, Holden, Jackson, Johnson, Juneau, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McGee, McKenney, Menahan, Molnar, Noennig, Ohs, Pavlovich, Peck, Quilici, Raney, Rose, Ryan, Schmidt, Shockley, Simon, Smith, Soft, Somerville, Squires, Stovall, Swanson, Tash, Thomas, Trexler, Tropila, Tuss, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.  
Total 82

Noes: Adams, J. Andersen, S. Anderson, P. Bergsagel, Curtiss, Davies, Hanson, Jore, Kasten, Mood, Orr, Rehbein, Sliter, Story, Taylor, Vick, Wagner.  
Total 17

Voted Absentee: Brown, Grinde, Ayes; Adams, Hanson, Taylor, Noes.

Excused: Hurdle.  
Total 1

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Absent or not voting: None.  
Total 0

**SB 188** 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, Galvin-Halcro, Gillan, Golie, Grinde, Guggenheim, Gutsche, Hagener, Haines, Hanson, Harper, Harrington, Hedges, Hibbard, Holden, 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, Sliter, Smith, Soft, Somerville, Squires, Story, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Vick, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.  
Total 95

Noes: Gallus, Hurdle, McGee, Orr, Wagner.  
Total 5

Voted Absentee: Adams, Brown, Grinde, Hanson, Taylor, Ayes; Hurdle, No.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SB 197** concurred in as follows:

Ayes: J. Andersen, Barnhart, Beck, Bitney, Bookout-Reinicke, Buzzas, E. Clark, P. Clark, Cobb, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Harper, Harrington, Hibbard, Hurdle, Johnson, Juneau, Kitzenberg, Lawson, Lenhart, Lindeen, Mangan, Matthews, McCulloch, Menahan, Mood, Noennig, Pavlovich, Peck, Raney, Ryan, Schmidt, Smith, Soft, Squires, Stovall, Swanson, Tash, Thomas, Tropila, Tuss, Williams, Witt, Wyatt, Mr. Speaker.  
Total 56

Noes: Adams, Ahner, S. Anderson, Barnett, E. Bergsagel, P. Bergsagel, Brainard, Brown, R. Clark, Curtiss, Dale, Davies, Fuchs, Grinde, Haines, Hanson, Hedges, Holden, Jackson, Jore, Kasten, Krenzler, Masolo, McCann, McGee, McKenney, Molnar, Ohs, Orr, Quilici, Rehbein, Rose, Shockley, Simon, Sliter, Somerville, Story, Taylor, Trexler, Vick, Wagner, Walters, Younkin, Zook.  
Total 44

Voted Absentee: Hurdle, Aye; Adams, Brown, Grinde, Hanson, Taylor, Noes.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

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**SB 230** 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, Curtiss, Dale, Davies, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Grinde, Guggenheim, Gutsche, Hagener, Haines, Hanson, Harper, Harrington, Hedges, Hibbard, Holden, Hurdle, Jackson, Johnson, Juneau, Kasten, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McGee, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Orr, Pavlovich, Peck, 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, Quilici.

Total 2

Voted Absentee: Adams, Brown, Grinde, Hanson, Hurdle, Taylor, Ayes.

Excused: None.

Total 0

Absent or not voting: Cobb.

Total 1

**SB 394** concurred in as follows:

Ayes: Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, E. Bergsagel, Bitney, Bookout-Reinicke, Brown, Buzzas, E. Clark, P. Clark, Cobb, Curtiss, Dale, 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, Juneau, Kasten, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Pavlovich, Peck, Quilici, Raney, Rehbein, 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, Brainard, R. Clark, Davies, Jore, McGee, Orr, Vick, Wagner.

Total 10

Voted Absentee: Brown, Grinde, Hanson, Hurdle, Taylor, Ayes; Adams, No.

Excused: None.

Total 0

Absent or not voting: Harrington, Rose.

Total 2

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



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

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

**SB 428** - Representative Hibbard moved **SB 428** be concurred in. Motion carried as follows:

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

Total 81

Noes: Adams, E. Bergsagel, P. Bergsagel, Jackson, Jore, Kasten, McCann, Orr, Rehbein, Sliter, Smith, Story, Vick, Wagner.

Total 14

Voted Absentee: Brown, Hanson, Hurdle, Taylor, Ayes; Adams, No.

Excused: Grinde.

Total 1

Absent or not voting: Ohs, Pavlovich, Swanson, Walters.

Total 4

**SB 325** - Representative Golie moved **SB 325** be concurred in.

**SB 325** - Representative Golie moved **SB 325**, second reading copy, be amended as follows :

1. Title, page 1, line 6.

**Strike:** the first "AND"

**Following:** "MCA"

**Insert:** "; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

2. Page 2, following line 30.

**Insert:** "NEW SECTION. Section 6. Effective date. [This act] is effective on passage and approval."

Amendment 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, Curtiss, Dale, Davies, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Haines, Harper, Harrington, Hedges, Hibbard, Holden, Jackson, Johnson, Juneau, Kasten, Kitzenberg, Krenzler, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McGee, McKenney, Menahan, Molnar, Mood, Noennig, Orr, Pavlovich, Peck, Quilici, Raney, Rose, Ryan, Schmidt, Shockley, Simon, Smith, Soft, Somerville, Squires, Story,

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Stovall, Swanson, Tash, Thomas, Trexler, Tropila, Tuss, Vick, Wagner, Walters, Williams, Witt, Wyatt, Younkin, Zook.

Total 87

Noes: Jore, Lawson, Rehbein, Sliter.

Total 4

Excused: Adams, Brown, Grinde, Hanson, Hurdle.

Total 5

Absent or not voting: Cobb, Ohs, Taylor, Mr. Speaker.

Total 4

Motion that **SB 325**, as amended, be concurred in carried as follows:

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

Total 82

Noes: Adams, S. Anderson, Barnhart, Beck, Buzzas, Erickson, Facey, Holden, Jore, Juneau, McCulloch, McKenney, Rehbein, Ryan, Story.

Total 15

Voted Absentee: Brown, Hanson, Hurdle, Taylor, Ayes; Adams, No.

Excused: Grinde.

Total 1

Absent or not voting: Bitney, Mr. Speaker.

Total 2

**SB 103** - Representative Krenzler moved **SB 103** 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, Facey, Fisher, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Haines, Hanson, Harper, Harrington, Hedges, Hibbard, Holden, Hurdle, Jackson, Johnson, Jore, Juneau, Kasten, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Pavlovich, Peck, Quilici, Raney, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Smith, Soft, Somerville, Squires, Story, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Walters, Williams, Witt, Wyatt, Younkin, Zook.

Total 90

Noes: Adams, Fuchs, McGee, Orr, Rehbein, Vick, Wagner.

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Total 7

Voted Absentee: Brown, Hanson, Hurdle, Taylor, Ayes; Adams, No.

Excused: Grinde.

Total 1

Absent or not voting: Stovall, Mr. Speaker.

Total 2

**SB 108** - Representative Sliter moved consideration of **SB 108** be placed below **HB 302** on the second reading board.  
Motion carried.

Representative Tropila assumed the chair.

**SB 113** - Representative Matthews moved **SB 113** be concurred in.

**SB 113** - Representative Golie moved **SB 113**, second reading copy, be amended as follows :

1. Page 31, line 22.

**Following:** "the dealer,"

**Strike:** "the dealer's spouse,"

Amendment adopted as follows:

Ayes: Ahner, J. Andersen, Barnhart, Beck, E. Bergsagel, P. Bergsagel, E. Clark, P. Clark, R. Clark, Cobb, Dale, Davies, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Fuchs, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Haines, Harper, Harrington, Hedges, Hibbard, Holden, Jackson, Johnson, Juneau, Kitzenberg, Krenzler, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCulloch, McGee, Mood, Noennig, Ohs, Pavlovich, Quilici, Raney, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Soft, Somerville, Squires, Stovall, Swanson, Tash, Thomas, Tropila, Tuss, Wagner, Williams, Witt, Younkin, Zook.

Total 69

Noes: S. Anderson, Barnett, Bitney, Bookout-Reinicke, Brainard, Curtiss, Gallus, Jore, Lawson, McCann, McKenney, Menahan, Molnar, Orr, Rehbein, Smith, Story, Trexler, Vick, Walters, Wyatt.

Total 21

Excused: Adams, Brown, Grinde, Hanson, Hurdle.

Total 5

Absent or not voting: Buzzas, Kasten, Peck, Taylor, Mr. Speaker.

Total 5

Motion that **SB 113**, as amended, be concurred in carried as follows:

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

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Quilici, Raney, Rose, Ryan, Schmidt, Shockley, Sliter, Smith, Soft, Somerville, Squires, Stovall, Swanson, Taylor, Thomas, Trexler, Tropila, Tuss, Williams, Witt, Wyatt, Younkin, Zook.

Total 81

Noes: Adams, Brainard, Curtiss, Davies, Gallus, Jore, McGee, Molnar, Orr, Rehbein, Story, Vick, Wagner, Walters.

Total 14

Voted Absentee: Brown, Hanson, Hurdle, Taylor, Ayes; Adams, No.

Excused: Grinde.

Total 1

Absent or not voting: Bitney, Simon, Tash, Mr. Speaker.

Total 4

**SB 127** - Representative Pavlovich moved **SB 127** be concurred in. Motion carried as follows:

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

Total 86

Noes: Adams, P. Bergsagel, Brainard, Davies, Holden, Jore, McGee, Orr, Rehbein, Vick, Wagner.

Total 11

Voted Absentee: Brown, Hanson, Hurdle, Taylor, Ayes; Adams, No.

Excused: Grinde.

Total 1

Absent or not voting: Kasten, Mr. Speaker.

Total 2

Representative Pavlovich reassumed the chair.

**SB 189** - Representative Trexler moved **SB 189** be concurred in. Motion carried as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, Buzzas, E. Clark, P. Clark, R. Clark, Cobb, Curtiss, Dale, Davies, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Haines, Hanson, Harper, Harrington, Hedges, Hibbard, Holden, Jackson, Johnson, Juneau, 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, Walters,

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Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.  
Total 92

Noes: Jore, Wagner.  
Total 2

Voted Absentee: Adams, Brown, Hanson, Taylor, Ayes.

Excused: Grinde, Hurdle.  
Total 2

Absent or not voting: Gutsche, Hagener, Kasten, Vick.  
Total 4

**HB 524** - Representative Eggers moved **HB 524** do pass. Motion carried as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, E. Bergsagel, Brainard, Buzzas, E. Clark, P. Clark, R. Clark, Cobb, Curtiss, Dale, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Haines, Hanson, Harper, Harrington, Hedges, Hibbard, Holden, Johnson, Juneau, Kitzenberg, Krenzler, 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, Squires, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Walters, Williams, Witt, Wyatt, Younkin, Mr. Speaker.  
Total 82

Noes: P. Bergsagel, Bitney, Bookout-Reinicke, Brown, Davies, Jackson, Jore, Kasten, Lawson, Orr, Rehbein, Somerville, Story, Vick, Wagner, Zook.  
Total 16

Voted Absentee: Adams, Hanson, Taylor, Ayes; Brown, No.

Excused: Grinde, Hurdle.  
Total 2

Absent or not voting: None.  
Total 0

**HB 302** - Representative Krenzler moved **HB 302** do pass. Motion carried as follows:

Ayes: J. Andersen, S. Anderson, Barnett, Beck, Bitney, Bookout-Reinicke, Buzzas, E. Clark, P. Clark, R. Clark, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Haines, Harper, Harrington, Hedges, Hibbard, Holden, Jackson, Johnson, Juneau, Kitzenberg, Krenzler, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCulloch, McKenney, Menahan, Mood, Ohs, Pavlovich, Peck, Quilici, Raney, Schmidt, Simon, Smith, Soft, Squires, Stovall, Swanson, Tash, Thomas, Trexler, Tropila, Tuss, Walters, Williams, Witt, Wyatt, Younkin, Zook.  
Total 67

Noes: Adams, Barnhart, E. Bergsagel, P. Bergsagel, Brainard, Brown, Cobb, Curtiss, Dale, Davies, Hanson, Jore, Kasten, Lawson, McCann, McGee, Noennig, Orr, Rehbein, Rose, Shockley, Sliter, Somerville, Story, Taylor, Vick,

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Wagner.  
Total 27

Voted Absentee: Adams, Brown, Hanson, Taylor, Noes.

Excused: Grinde, Hurdle.  
Total 2

Absent or not voting: Ahner, Molnar, Ryan, Mr. Speaker.  
Total 4

**SB 108** - Representative Simon moved **SB 108** be concurred in.

**SB 108** - Representative Trexler moved **SB 108**, second reading copy, be amended as follows :

1. Page 4, line 24.

**Strike:** "daily failure to comply with or daily"

Amendment 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, Davies, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Hagener, Haines, Harper, Harrington, Hedges, Hibbard, Holden, 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, Thomas, Trexler, Tropila, Tuss, Vick, Wagner, Walters, Williams, Witt, Younkin, Zook.  
Total 90

Noes: None.  
Total 0

Excused: Adams, Brown, Grinde, Hanson, Hurdle.  
Total 5

Absent or not voting: Gutsche, Peck, Taylor, Wyatt, Mr. Speaker.  
Total 5

Motion that **SB 108**, as amended, be concurred in carried as follows:

Ayes: Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, Bitney, Bookout-Reinicke, Brown, Buzzas, E. Clark, P. Clark, Cobb, Dale, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Hanson, Harper, Harrington, Hedges, Hibbard, Holden, Hurdle, Jackson, Johnson, Juneau, Kasten, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Matthews, McCulloch, McKenney, Menahan, Molnar, Noennig, Pavlovich, Peck, Quilici, Raney, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Smith, Soft, Somerville, Squires, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.  
Total 80

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Noes: Adams, E. Bergsagel, P. Bergsagel, Brainard, R. Clark, Curtiss, Davies, Haines, Jore, Masolo, McCann, McGee, Mood, Ohs, Orr, Rehbein, Story, Vick, Wagner.

Total 19

Voted Absentee: Brown, Hanson, Hurdle, Taylor, Ayes; Adams, No.

Excused: Grinde.

Total 1

Absent or not voting: None.

Total 0

**SB 131** - Representative Krenzler moved **SB 131** be concurred in. Motion carried as follows:

Ayes: Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, E. Bergsagel, Bitney, Bookout-Reinicke, Brown, Buzzas, E. Clark, P. Clark, Cobb, Dale, Dell, Eggers, Erickson, Ewer, Facey, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, 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, Smith, Soft, Somerville, Squires, Story, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.

Total 85

Noes: Adams, P. Bergsagel, Brainard, R. Clark, Curtiss, Davies, Jore, McCann, McGee, Orr, Rehbein, Vick, Wagner.

Total 13

Voted Absentee: Brown, Hanson, Hurdle, Taylor, Ayes; Adams, No.

Excused: Grinde.

Total 1

Absent or not voting: Fisher.

Total 1

**SB 227** - Representative Anderson moved **SB 227** be concurred in. Motion carried as follows:

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

Total 94

Noes: Galvin-Halcro, Orr, Peck, Wagner, Wyatt.

Total 5

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Voted Absentee: Adams, Brown, Hanson, Hurdle, Taylor, Ayes.

Excused: Grinde.  
Total 1

Absent or not voting: None.  
Total 0

Representative Tropila assumed the chair.

**SB 245** - Representative Dell moved **SB 245** be concurred in. Motion carried as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, Buzzas, E. Clark, P. Clark, R. Clark, Cobb, Curtiss, Dale, Davies, Dell, Eggers, Ewer, Facey, Fisher, Fuchs, Gallus, Gillan, Golie, Guggenheim, Gutsche, Hagener, Haines, Hanson, Harper, Harrington, Hedges, Hibbard, Holden, Hurdle, Jackson, Johnson, Jore, Juneau, Kasten, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McGee, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Pavlovich, Peck, Quilici, Raney, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Smith, Soft, Somerville, Squires, Story, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Vick, Wagner, Walters, Williams, Witt, Younkin, Zook.  
Total 93

Noes: Erickson, Galvin-Halcro, Wyatt.  
Total 3

Voted Absentee: Adams, Brown, Hanson, Hurdle, Taylor, Ayes.

Excused: Grinde.  
Total 1

Absent or not voting: Orr, Rehbein, Mr. Speaker.  
Total 3

**SB 272** - Representative Sliter moved consideration of **SB 272** be placed at the bottom of the second reading board for the purpose of amendment. Motion carried.

**SB 351** - Representative Pavlovich moved **SB 351** be concurred in. Motion carried as follows:

Ayes: C. Ahner, J. Andersen, S. Anderson, Barnett, Beck, Bitney, Bookout-Reinicke, Brown, Buzzas, E. Clark, P. Clark, R. Clark, Cobb, Dale, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Hagener, Haines, Hanson, Harper, Harrington, Hedges, Hibbard, Juneau, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Pavlovich, Quilici, Raney, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Smith, Somerville, Squires, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Walters, Williams, Witt, Wyatt, Younkin, Zook.  
Total 76

Noes: Adams, Barnhart, E. Bergsagel, P. Bergsagel, Brainard, Curtiss, Davies, Guggenheim, Holden, Hurdle, Jackson, Johnson, Jore, Kasten, McGee, Orr, Peck, Rehbein, Soft, Story, Vick, Wagner.



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Total 22

Voted Absentee: Brown, Hanson, Taylor, Ayes; Adams, Hurdle, Noes.

Excused: Grinde.

Total 1

Absent or not voting: Mr. Speaker.

Total 1

**SB 299** - Representative Facey moved **SB 299** be concurred in. Motion carried as follows:

Ayes: Ahner, Barnett, Barnhart, Beck, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brown, Buzzas, P. Clark, R. Clark, Cobb, Curtiss, Dale, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Haines, Harper, Harrington, Hedges, Hibbard, Hurdle, Jackson, Juneau, Kasten, Kitzenberg, Krenzler, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McGee, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Peck, Quilici, Raney, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Smith, Squires, Stovall, Swanson, Tash, Thomas, Trexler, Tropila, Tuss, Williams, Wyatt, Younkin.

Total 74

Noes: Adams, J. Andersen, S. Anderson, Brainard, E. Clark, Davies, Fuchs, Hanson, Holden, Johnson, Jore, Lawson, Orr, Rehbein, Soft, Somerville, Story, Taylor, Vick, Wagner, Walters, Witt.

Total 22

Voted Absentee: Brown, Hurdle, Ayes; Adams, Hanson, Taylor, Noes.

Excused: Grinde.

Total 1

Absent or not voting: Pavlovich, Zook, Mr. Speaker.

Total 3

Representative Pavlovich reassumed the chair.

**SB 176** - Representative Simon moved **SB 176** be concurred in. Motion carried as follows:

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

Total 73

Noes: Adams, E. Bergsagel, P. Bergsagel, Bitney, Brainard, R. Clark, Curtiss, Davies, Fuchs, Hedges, Holden, Jackson, Jore, Kasten, McGee, Molnar, Ohs, Orr, Rehbein, Sliter, Smith, Story, Trexler, Vick, Wagner, Walters.

Total 26

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Voted Absentee: Brown, Hanson, Hurdle, Taylor, Ayes; Adams, No.

Excused: Grinde.

Total 1

Absent or not voting: None.

Total 0

**SB 290** - Representative Squires moved **SB 290** be concurred in. Motion carried as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, E. Bergsagel, Bitney, Bookout-Reinicke, Brown, Buzzas, E. Clark, P. Clark, Cobb, Curtiss, Dale, Davies, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, 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, Vick, Walters, Williams, Witt, Wyatt, Younkin, Zook.

Total 91

Noes: P. Bergsagel, Brainard, R. Clark, Jore, Orr, Rehbein, Wagner.

Total 7

Voted Absentee: Adams, Brown, Hanson, Hurdle, Taylor, Ayes.

Excused: Grinde.

Total 1

Absent or not voting: Mr. Speaker.

Total 1

**SB 60** - Representative Wyatt moved **SB 60** be concurred in. Motion carried as follows:

Ayes: Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, Bitney, Bookout-Reinicke, Brown, Buzzas, E. Clark, P. Clark, Cobb, Curtiss, Dale, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Haines, 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, Smith, Soft, Somerville, Squires, Story, Stovall, Swanson, Tash, Thomas, Trexler, Tropila, Tuss, Walters, Williams, Witt, Wyatt, Younkin, Zook.

Total 83

Noes: Adams, E. Bergsagel, P. Bergsagel, Brainard, R. Clark, Davies, Fuchs, Hanson, Jore, Orr, Rehbein, Sliter, Taylor, Vick, Wagner.

Total 15

Voted Absentee: Brown, Hurdle, Ayes; Adams, Hanson, Taylor, Noes.

Excused: Grinde.

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Total 1

Absent or not voting: Mr. Speaker.

Total 1

**SB 72** - Representative Ohs moved **SB 72** be concurred in. Motion carried as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, Buzzas, E. Clark, P. Clark, R. Clark, Cobb, Curtiss, Dale, Erickson, Ewer, Facey, Fisher, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Haines, Hanson, Harper, Harrington, Hedges, Hibbard, Holden, 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, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Vick, Walters, Williams, Witt, Wyatt, Younkin, Zook.

Total 88

Noes: Davies, Eggers, Hagener, Hurdle, Jore, Orr, Rehbein, Wagner.

Total 8

Voted Absentee: Adams, Brown, Hanson, Taylor, Ayes; Hurdle, No.

Excused: Grinde.

Total 1

Absent or not voting: Dell, Story, Mr. Speaker.

Total 3

Representative Dell excused at this time.

**SB 314** - Representative Sliter moved consideration of **SB 314** be passed for the day. Motion carried.

**SB 214** - Representative Younkin moved **SB 214** be concurred in. Motion carried as follows:

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

Total 74

Noes: Adams, S. Anderson, Beck, P. Bergsagel, Bitney, Brown, P. Clark, Curtiss, Davies, Fuchs, Golie, Hanson, Holden, Hurdle, Jore, McGee, McKenney, Molnar, Mood, Orr, Rehbein, Sliter, Taylor, Vick, Wagner.

Total 25

Voted Absentee: Dell, Aye; Adams, Brown, Hanson, Hurdle, Taylor, Noes.

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Excused: Grinde.  
Total 1

Absent or not voting: None.  
Total 0

**SB 87** - Representative Anderson moved **SB 87** be concurred in. Motion carried as follows:

Ayes: Ahner, J. Andersen, S. Anderson, Barnett, Beck, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, Buzzas, E. Clark, P. Clark, R. Clark, Cobb, Dale, Davies, Erickson, Ewer, Facey, Fisher, Fuchs, Guggenheim, Gutsche, Hagener, Haines, Hanson, Harper, Harrington, Hedges, Hibbard, Jackson, Johnson, Jore, Juneau, Kasten, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, 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, Vick, Walters, Williams, Witt, Younkin, Zook.  
Total 82

Noes: Adams, Barnhart, Curtiss, Dell, Eggers, Gallus, Galvin-Halcro, Golie, Holden, Hurdle, Mangan, McGee, Tuss, Wagner, Wyatt.  
Total 15

Voted Absentee: Brown, Hanson, Taylor, Ayes; Adams, Dell, Hurdle, Noes.

Excused: Grinde.  
Total 1

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

**SB 165** - Representative Noennig moved **SB 165** be concurred in. Motion carried as follows:

Ayes: Ahner, J. Andersen, Barnett, Beck, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, Buzzas, E. Clark, R. Clark, Cobb, Curtiss, Dale, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Haines, Hanson, Harper, Harrington, Hedges, Hibbard, Holden, Johnson, Juneau, Kasten, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McGee, McKenney, Menahan, Molnar, 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.  
Total 84

Noes: Adams, S. Anderson, Barnhart, E. Bergsagel, P. Clark, Davies, Hurdle, Jackson, Jore, Kitzenberg, Mood, Orr, Vick, Wagner.  
Total 14

Voted Absentee: Brown, Dell, Hanson, Taylor, Ayes; Adams, Hurdle, Noes.

Excused: Grinde.  
Total 1

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Absent or not voting: Mr. Speaker.  
Total 1

**SB 317** - Representative Walters moved **SB 317** be concurred in. Motion carried as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, Beck, E. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, E. Clark, P. Clark, R. Clark, Cobb, Dale, Dell, Erickson, Ewer, Facey, Fuchs, Gallus, Golie, Gutsche, Hanson, Harper, Harrington, Hedges, Jackson, Juneau, Kitzenberg, Krenzler, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McKenney, Menahan, Mood, Ohs, Pavlovich, Quilici, Raney, Rose, Ryan, Shockley, Simon, Smith, Somerville, Squires, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Walters, Williams, Witt, Younkin.  
Total 64

Noes: Barnhart, P. Bergsagel, Buzzas, Curtiss, Davies, Eggers, Fisher, Galvin-Halcro, Gillan, Guggenheim, Hagener, Haines, Hibbard, Holden, Hurdle, Johnson, Jore, Kasten, Lawson, McGee, Molnar, Noennig, Orr, Peck, Rehbein, Schmidt, Sliter, Soft, Story, Tuss, Vick, Wagner, Wyatt, Zook.  
Total 34

Voted Absentee: Adams, Brown, Dell, Hanson, Taylor, Ayes; Hurdle, No.

Excused: Grinde.  
Total 1

Absent or not voting: Mr. Speaker.  
Total 1

**SB 222** - Representative Noennig moved **SB 222** be concurred in. Motion carried as follows:

Ayes: S. Anderson, Barnhart, Beck, Bitney, Brown, Buzzas, E. Clark, P. Clark, Cobb, Dell, Eggers, Erickson, Ewer, Facey, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Hanson, Harper, Harrington, Hedges, Hibbard, Hurdle, Juneau, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, Menahan, Noennig, Ohs, Peck, Quilici, Raney, Rose, Ryan, Schmidt, Shockley, Simon, Smith, Soft, Somerville, Squires, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.  
Total 66

Noes: Adams, Ahner, J. Andersen, Barnett, E. Bergsagel, P. Bergsagel, Bookout-Reinicke, Brainard, R. Clark, Curtiss, Dale, Davies, Fisher, Fuchs, Haines, Holden, Jackson, Johnson, Jore, Kasten, McGee, McKenney, Molnar, Mood, Orr, Pavlovich, Rehbein, Sliter, Story, Stovall, Vick, Wagner, Walters.  
Total 33

Voted Absentee: Brown, Dell, Hanson, Hurdle, Taylor, Ayes; Adams, No.

Excused: Grinde.  
Total 1

Absent or not voting: None.  
Total 0

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Representative Tropila assumed the chair.

**SB 243** - Representative P. Clark moved **SB 243** be concurred in.

**SB 243** - Representative Molnar moved **SB 243**, second reading copy, be amended as follows :

1. Title, line 6 through line 7.

**Strike:** "REVISING" on line 6 through "ACT:" on line 7

2. Title, page 1, line 13.

**Strike:** "41-5-102,"

3. Page 2, line 2 through line 19.

**Strike:** section 1 in its entirety

**Renumber:** subsequent sections

Amendment adopted as follows:

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

Total 48

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

Total 44

Voted Absentee: Grinde, Aye.

Excused: Adams, Brown, Dell, Hanson, Hurdle, Taylor.

Total 6

Absent or not voting: Molnar, Shockley.

Total 2

Motion that **SB 243**, as amended, be concurred in carried as follows:

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

Total 81

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Noes: Adams, P. Bergsagel, Brown, Cobb, Galvin-Halcro, Golie, Holden, Jore, Kasten, Matthews, McKenney, Molnar, Ohs, Orr, Peck, Rehbein, Smith, Tuss, Wyatt.

Total 19

Voted Absentee: Dell, Grinde, Hanson, Hurdle, Taylor, Ayes; Adams, Brown, Noes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 166** - Representative Pavlovich moved **SB 166** be concurred in. Motion carried as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, Beck, Bitney, Bookout-Reinicke, Brainard, Buzzas, E. Clark, P. Clark, R. Clark, Cobb, Dale, Davies, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Fuchs, Gallus, Gillan, Golie, 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, Shockley, Simon, Sliter, Smith, Soft, Somerville, Squires, Story, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Vick, Wagner, Walters, Williams, Witt, Younkin, Zook, Mr. Speaker.

Total 88

Noes: Barnhart, E. Bergsagel, P. Bergsagel, Brown, Curtiss, Galvin-Halcro, Jore, Kasten, Orr, Rehbein, Wyatt.  
Total 11

Voted Absentee: Adams, Dell, Hanson, Hurdle, Taylor, Ayes; Brown, No.

Excused: Grinde.

Total 1

Absent or not voting: None.

Total 0

Representative Sliter moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the chair. Chairman Pavlovich 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, Davies, Eggers, Erickson, Ewer, Facey, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Haines, Harper, Harrington, Hedges, Hibbard, Holden, Jackson, Johnson, Juneau, Kasten, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Masolo, Matthews, McCann, McCulloch, McGee, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Orr, Pavlovich, Peck, Quilici, Raney, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Soft, Somerville, Squires, Story, Stovall, Swanson, Tash, Thomas, Trexler, Tropila, Vick, Wagner, Walters, Williams, Witt, Younkin, Zook, Mr. Speaker.

Total 86

Noes: Jore, Mangan, Rehbein, Smith, Tuss, Wyatt.

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Total 6

Excused: Adams, Brown, Dell, Grinde, Hanson, Hurdle, Taylor.

Total 7

Absent or not voting: Fisher.

Total 1

**MOTIONS**

Representative Sliter moved that **SB 272** be rereferred to the Committee on Business & Labor. Motion carried.

Representative Dale requested on **SB 114**, 3rd reading today, that his vote be shown as a yes. There being no objections, so ordered.

Representative Ryan requested on **SB 299**, 2nd reading today, that his vote be shown as a yes. There being no objections, so ordered.

**ANNOUNCEMENTS**

Committee meetings were announced by committee chairmen.

Majority Whip Sliter moved that the House adjourn until 12:00 p.m., Monday, March 15, 1999. Motion carried.

House adjourned at 11:30 a.m.

MARILYN MILLER  
Chief Clerk of the House

JOHN MERCER  
Speaker of the House