

**HOUSE JOURNAL  
SIXTY-SECOND LEGISLATIVE DAY**

Helena, Montana  
March 22, 1999

House Chambers  
State Capitol

House convened at 12:00 p.m. Mr. Speaker in the Chair. Invocation by Representative Hagener. Pledge of Allegiance to the Flag.

Roll Call. All members present except Representatives Lindeen, Masolo, Matthews, McCann, and Tash. Quorum present.

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

Rehbein, Chairman

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

Julie Penner, Helena  
Aaron Tash, Dillon  
Abigail Dooley, Polson  
Erin Hartley, Kila  
Jayme Hiseler, Kalispell  
Annie Allen, Custer  
Molly Logan, Billings  
Christina Trieweiler, Whitefish  
Sloan NewBreast, Butte  
Claire Pichette, Helena  
Whitney Derks, Denton (honorary)  
Evan Derks, Denton (honorary)  
Cole Derks, Denton (honorary)  
Cheryl McKenney, Great Falls (honorary)  
Tyler McCann, Harlem (honorary)  
Brett Sather, Bozeman (honorary)  
Kyle Tash, Dillon (honorary)  
Kelly Wiprud, Fairfield (honorary)

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

WHEREAS: Doug Swingley has won the 1999 Iditarod Trail Sled Dog Race; and

WHEREAS: Doug Swingley also won the race in 1995 and remains the only non-Alaskan native to win the 1,100-mile race from Anchorage to Nome, Alaska; and

WHEREAS: Doug Swingley, a Simms, Montana native who now resides in Lincoln, Montana, had the largest margin of victory in the race since 1992; and

WHEREAS: Doug Swingley, the self-proclaimed "Unamusher," used Treasure State dogs in reaching the apex of sled dog racing; and

WHEREAS: Doug Swingley overcame the obstacle of two broken sleds in winning the race, showing the type

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of perseverance and ingenuity in which Montanans take pride; and

WHEREAS: Doug Swingley proudly proclaims his Montana heritage and residence and acts as an inspiration for all Montanans.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA: that the congratulations of all Montanans be extended to Doug Swingley for the exceptional qualities he has shown to friends and fans everywhere.

This proclamation is signed by Senators Crippen and Mesaros and Representatives Cobb and Mercer.

**REPORTS OF STANDING COMMITTEES**

Correctly printed: **HB 7, HB 72, HB 532, HB 621, SB 46, SB 190, SB 215, SB 221, SB 333.**

Correctly enrolled: **HB 17, HB 44, HB 136, HB 167, HB 227, HB 228, HB 230, HB 512, HB 561, HJR 25.**

Examined by the sponsor and found to be correct: **HB 17, HB 44, HB 136, HB 167, HB 227, HB 228, HB 230, HB 512, HB 561, HJR 25.**

Signed by the Speaker at 8:18 a.m., March 19, 1999: **HB 142, HB 373, HB 522.**

**APPROPRIATIONS** (Zook, Chairman): 3/19/1999  
**HB 490**, do pass. Report adopted.  
**HB 562**, do pass. Report adopted.  
**HB 644**, do pass. Report adopted.

**BUSINESS AND LABOR** (Simon, Chairman): 3/19/1999  
**SB 419**, be concurred in. Report adopted.  
**SB 452**, be concurred in. Report adopted.

**JUDICIARY** (Clark, Chairman): 3/19/1999  
**SB 179**, be concurred in. Report adopted.  
**SB 306**, be amended as follows:

1. Title, line 5 through line 6.

**Strike:** "PROVIDING" on line 5 through "AND" on line 6

**Insert:** "REVISING THE SHOWING REQUIRED IN AN AFFIDAVIT IN SUPPORT OF A MOTION FOR AN INTERIM PARENTING PLAN; AMENDING SECTION"

2. Page 2, line 20 through page 4, line 25.

**Strike:** section 1 in its entirety

**Renumber:** subsequent section

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

**TAXATION** (Hibbard, Chairman): 3/19/1999  
**HB 540**, introduced bill, be amended as follows:

1. Title, page 1, line 6.

**Following:** "WITH A"

**Insert:** "REGISTRATION"

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**Following:** "A FEE"

**Strike:** "IN LIEU OF TAX"

2. Title, page 1, line 6 through line 7.

**Strike:** "PROVIDING" on line 6 through "CURRENTLY;" on line 7

3. Title, page 1, lines 9 and 10.

**Following:** "VEHICLES" on line 9

**Insert:** ", INCLUDING MOTORCYCLES AND QUADRICYCLES,"

**Following:** "REGISTERED;"

**Insert:** "REVISING THE FEE IN LIEU OF TAX ON MOTORCYCLES AND QUADRICYCLES;"

**Strike:** "A" on line 9 through "PERIOD" on line 10

**Insert:** "FOR DISTRIBUTION OF THE REGISTRATION FEE"

4. Title, page 1, line 10 through line 11.

**Strike:** "PROVIDING" on line 10 through "APPROPRIATION;" on line 11

**Insert:** "REPEALING THE SALES TAX ON NEW MOTOR VEHICLES;"

5. Title, page 1, line 12.

**Following:** "APPROVAL;"

**Insert:** "PROVIDING THAT THE PROPOSED ACT BE SUBMITTED TO THE QUALIFIED ELECTORS  
OF MONTANA;"

**Following:** "15-6-201,"

**Insert:** "15-6-215,"

6. Title, page 1, line 13.

**Strike:** "17-7-502,"

7. Title, page 1, line 15.

**Following:** "61-3-332,"

**Insert:** "61-3-431,"

**Following:** "61-3-509,"

**Insert:** "61-3-520, 61-3-527,"

8. Title, page 1, line 16.

**Following:** "61-3-737,"

**Strike:** "AND"

**Following:** "61-3-738,"

**Insert:** "61-4-112, AND 61-10-231,"

**Strike:** "SECTION"

**Insert:** "SECTIONS 61-3-502,"

**Following:** "61-3-504,"

**Insert:** "AND 61-3-605,"

9. Title, page 1, line 17.

**Following:** "DATES"

**Strike:** ", "

**Insert:** "AND"

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**Strike:** ", AND A TERMINATION DATE"

10. Page 1, line 21.

**Following:** "vehicle"

**Insert:** "registration"

**Strike:** "in lieu of tax"

11. Page 1, line 22.

**Following:** "is a"

**Insert:** "registration"

**Strike:** "in lieu of property tax"

12. Page 1, line 23.

**Following:** "The"

**Insert:** "registration"

**Strike:** "the tax on new motor vehicles and"

**Insert:** "other"

13. Page 1, line 25.

**Following:** "(1)(q),"

**Insert:** "or"

**Strike:** "(1)(z),"

14. Page 1, line 30.

**Strike:** "license"

**Insert:** "registration"

15. Page 2, line 1.

**Following:** "dealership"

**Insert:** "and that are reported under 61-3-501"

16. Page 2, line 4.

**Following:** "by the"

**Insert:** "registration"

**Strike:** "in lieu of tax"

17. Page 2, line 5.

**Following:** "period."

**Insert:** "However, the registration fees required under 61-3-321(1)(a) or (1)(b) paid at the time of registration or reregistration apply for the entire 24-month registration period."

18. Page 2, line 8.

**Strike:** "Except" through "the"

**Insert:** "The"

19. Page 2, line 9.

**Following:** "annual"

**Insert:** "registration"

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20. Page 2, line 11.

**Strike:** "1-4"

**Insert:** "4 or less"

**Strike:** "\$295"

**Insert:** "\$195"

21. Page 2, line 12.

**Strike:** "120"

**Insert:** "65"

22. Page 2, line 13.

**Strike:** "10"

**Insert:** "6"

23. Page 2, line 14.

**Following:** "to the"

**Insert:** "registration"

24. Page 2, line 17 through line 22.

**Strike:** subsection (3) in its entirety

**Renumber:** subsequent subsection

25. Page 2, line 24.

**Strike:** "tax"

**Insert:** "registration fee"

26. Page 2, line 26.

**Following:** "(1)"

**Insert:** "(a)"

27. Page 2, line 27.

**Following:** "to the"

**Insert:** "registration"

**Strike:** "in lieu of tax"

28. Page 2, line 28.

**Following:** "\$50"

**Insert:** "registration"

**Strike:** "in lieu of tax"

**Insert:** ", the applicable registration and license fees under 61-3-321,"

29. Page 2, line 30.

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

30. Page 3, line 1.

**Strike:** "(b)"

**Insert:** "(i)"

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31. Page 3, line 2.

**Strike:** "(c)"

**Insert:** "(ii)"

**Strike:** "and"

32. Page 3, line 3.

**Strike:** "(d)"

**Insert:** "(iii)"

Following: "61-3-511"

Insert: ";

(iv) the local option vehicle tax or flat fee on vehicles under 61-3-537;

(v) if applicable, license plate fees under 61-3-332 and renewal fees for personalized plates under 61-3-406;

(vi) if applicable, the amateur radio operator license plate fee under 61-3-422; and

(vii) if applicable, the annual scholarship donation fee under 61-3-465.

(b) A person who permanently registers a vehicle as provided in subsection (1)(a) shall pay an additional \$2 fee at the time of registration for deposit in the state general fund. The department shall pay from the general fund an amount equal to the \$2 fee collected under this subsection (1)(b) from each motor vehicle registration to the pension trust fund for payment of supplemental benefits provided for in 19-6-709"

33. Page 3, line 8.

**Strike:** "in lieu of tax"

**Strike:** "1"

**Insert:** "2"

34. Page 3, line 11 and line 12.

**Strike:** "credit" on line 11

**Insert:** "disburse"

**Following:** "\$50"

**Insert:** "registration"

**Strike:** "in lieu of tax"

**Strike:** "to" on line 11 through "fund" on line 12

35. Page 3, line 16 through line 17.

**Strike:** "then" on line 16 through "fees" on line 17

**Insert:** "the department shall cancel the vehicle's permanent registration"

36. Page 3, line 19.

**Strike:** "exchange" through the second "plates"

**Insert:** "apply for a certificate of ownership under 61-3-201 and file an application for registration under 61-3-303"

37. Page 3, line 20.

**Strike:** subsection (6) in its entirety

38. Page 3, line 22 through page 5, line 6.

**Strike:** section 4 in its entirety

**Renumber:** subsequent sections

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39. Page 9.

**Following:** line 18

**Insert:** "Section 6. Section 15-6-215, MCA, is amended to read:

"**15-6-215. Exemption for motion picture and television commercial property.** Except as provided in 15-24-305 and 61-3-520, all property, including vehicles, brought into the state or otherwise used for the exclusive purpose of filming motion pictures or television commercials is exempt from property taxation and registration fees under [sections 1 and 2], provided that the property does not remain in the state for a period in excess of 180 consecutive days in a calendar year."

**Renumber:** subsequent sections

40. Page 9, line 22.

**Following:** "the"

**Insert:** "registration"

**Strike:** "in lieu of tax"

**Strike:** "and 2"

**Insert:** "through 3"

41. Page 9, line 29.

**Following:** "Taxes"

**Insert:** ", registration fees,"

42. Page 10, line 7 through line 8.

**Following:** "vehicles"

**Strike:** ", " on line 7 through "61-3-502" on line 8

43. Page 10, line 27.

**Strike:** "motor" through "a"

44. Page 10, line 28.

**Following:** "the"

**Insert:** "registration"

**Strike:** "in lieu of tax"

**Strike:** "[section 1]."

**Insert:** "[sections 1 and 2] that is"

45. Page 10, line 30.

**Following:** "taxes"

**Insert:** "registration"

**Strike:** "in lieu of tax"

46. Page 11, lines 1, 2, and 4.

**Strike:** "in lieu of tax" in three places

47. Page 11, line 16.

**Following:** "imposition of"

**Insert:** "registration"

**Strike:** "in lieu of tax"

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48. Page 14, line 4.

**Following:** "vehicle"

**Insert:** "registration"

**Strike:** "in lieu of tax"

**Strike:** "[section 2]"

**Insert:** "[sections 1 through 3]"

49. Page 14, line 25.

**Following:** "and"

**Insert:** "the registration fee"

50. Page 14, line 26.

**Strike:** "[section 2]"

**Insert:** "[sections 1 through 3]"

51. Page 15, line 3 through page 16, line 29.

**Strike:** section 12 in its entirety

**Renumber:** subsequent sections

52. Page 17, line 21.

**Strike:** "[section 2]"

**Insert:** "[sections 1 through 3]"

**Strike:** "34"

**Insert:** "36"

53. Page 18, line 28.

**Strike:** "[section 2]"

**Insert:** "[sections 1 through 3]"

**Strike:** "34"

**Insert:** "36"

54. Page 19, line 29.

**Strike:** "61-3-527,"

**Strike:** "[section 2],"

**Strike:** "34"

**Insert:** "36"

55. Page 20, line 6.

**Strike:** "[section 2]"

**Insert:** "[sections 1 through 3]"

**Strike:** "34"

**Insert:** "36"

56. Page 21, line 2.

**Strike:** "61-3-527,"

**Strike:** "[section 2],"

**Strike:** "34"

**Insert:** "36"



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57. Page 21, line 8.

Strike: "section 2"

Insert: "[sections 1 through 3]"

Strike: "34"

Insert: "36"

58. Page 22, line 4.

Strike: "section 2"

Insert: "[sections 1 through 3]"

Strike: "34"

Insert: "36"

59. Page 25, line 7.

Strike: "section 2"

Insert: "[sections 1 through 3]"

Strike: "34"

Insert: "36"

60. Page 26, line 24.

Strike: "section 2"

Insert: "[sections 1 through 3]"

Strike: "34"

Insert: "36"

61. Page 28, line 19.

**Following:** "fees"

**Insert:** ", including local option taxes or fees,"

62. Page 28, line 20.

**Following:** "a"

**Insert:** "registration"

**Strike:** "in lieu of tax"

63. Page 28, line 21.

**Strike:** "and 2"

**Insert:** "through 3"

64. Page 28, line 23.

**Following:** "and"

**Insert:** "registration fee, other appropriate"

**Following:** "fees"

**Insert:** ", and local option taxes or fees, if applicable,"

65. Page 30, line 1.

**Following:** "the"

**Insert:** "registration fee or"

66. Page 30, line 27.

**Strike:** ":"

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**Insert:** ", "

67. Page 30, line 28.

**Strike:** "(i)"

**Strike:** "taxes or"

**Strike:** "assessed"

**Following:** "or"

**Insert:** "registration fees under [sections 1 through 3]"

68. Page 30, lines 29 and 30.

**Strike:** "; or" on line 29 through "registration" on line 30

69. Page 31, line 2.

**Strike:** "subsection (4)"

**Insert:** "[sections 1 and 3]"

70. Page 31, line 7 through line 16.

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

**Renumber:** subsequent subsection

71. Page 31, line 17.

**Strike:** "tax"

72. Page 31, line 18.

**Strike:** "the tax or other"

73. Page 32, line 18.

**Following:** "to the"

**Insert:** "registration"

**Strike:** "in lieu of tax"

74. Page 32, line 22.

**Following:** "to the"

**Insert:** "registration"

**Strike:** "in lieu of tax"

75. Page 32, line 23.

**Following:** the first "vehicle"

**Insert:** "as provided in [section 3]"

**Following:** "effect"

**Strike:** "for" through "vehicle"

**Insert:** "until ownership of the vehicle is transferred to another person by the registered owner"

76. Page 33, line 10.

**Following:** "~~taxes or~~"

**Insert:** "registration"

**Strike:** "provided"

**Insert:** ", fees in lieu of tax and other fees required"

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**Following:** "chapter,"

**Insert:** "and local option taxes, if applicable,"

Following: "~~tax-or~~"

Strike: "fee"

Insert: "fees and taxes"

77. Page 33, line 11.

**Strike:** "has"

**Insert:** "have"

78. Page 34, line 13.

**Following:** "31"

**Insert:** "or 61-3-527"

79. Page 34, line 29.

**Strike:** "tax-exempt"

**Insert:** "exempt"

**Following:** "from the"

**Insert:** "registration"

80. Page 34, line 30.

**Strike:** "in lieu of tax"

81. Page 39.

**Following:** line 4

**Insert:** "**Section 28.** Section 61-3-431, MCA, is amended to read:

**"61-3-431. Special mobile equipment -- exemption from registration and payment of fees and charges -- identification plate -- publicly owned special mobile equipment.** (1) A person, firm, partnership, or corporation who owns, leases, or rents special mobile equipment as defined in 61-1-104 and occasionally moves that equipment on, over, or across the highways of the state is not subject to registration of that equipment or required to pay the fees and charges provided for in ~~61-3-502~~, 61-4-301 through 61-4-308; or part 2 of chapter 10. Prior to movement on the highways, however, each piece of equipment ~~shall~~ must display an equipment identification plate or a dealer's license plate attached to the equipment.

(2) Annual application for the identification plate ~~shall~~ must be made to the county treasurer before any piece of equipment is moved on the highways. Application ~~shall~~ must be made on a form furnished by the department of justice, together with the payment of a fee of \$5. The equipment for which a special mobile equipment plate is sought is subject to the assessment of personal property taxes on the date application is made for the plate. The personal property taxes assessed against the special mobile equipment must be paid before the issuance of a special mobile equipment plate. The fees collected under this section belong to the county road fund.

(3) The identification plate expires on December 31 of each year. If the expired identification plate is displayed, an owner of special mobile equipment registered under the provisions of this section is entitled to operate the equipment between January 1 and February 15 following expiration without displaying the identification plate or receipt of the current year.

(4) Publicly owned special mobile equipment and implements of husbandry used exclusively by an owner in the conduct of ~~his own~~ the owner's farming operations are exempt from this section."

**Renumber:** subsequent sections

82. Page 39, line 21.

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**Following:** "61-3-503"

**Insert:** ", "

**Strike:** "or"

83. Page 39, line 21 through line 22.

**Strike:** "[" on line 21 through "]" on line 22

**Insert:** "or the registration fee under [sections 1 through 3]"

84. Page 41, line 20 through line 22.

**Strike:** "(1)" on line 20 through "(2)" on line 22

85. Page 41, line 23.

**Strike:** "(a)"

**Insert:** "(1)"

**Following:** "taxes and"

**Insert:** "registration"

**Strike:** "in lieu of tax"

**Insert:** "under [sections 1 through 3]"

86. Page 41, line 24.

**Strike:** "in lieu of tax"

87. Page 41, line 26.

**Strike:** "(b)"

**Insert:** "(2)"

88. Page 41, line 29.

**Strike:** "(c)"

**Insert:** "(3)"

89. Page 42, line 3.

**Strike:** "subsections"

**Insert:** "subsection"

90. Page 42, line 4.

**Strike:** "and (3)"

91. Page 42, line 5.

**Strike:** "and"

**Insert:** ", registration"

**Strike:** "in lieu of tax"

**Following:** "vehicles"

**Insert:** "under [sections 1 through 3]"

**Following:** " , "

**Insert:** "and fees in lieu of tax on"

92. Page 42, lines 7 and 8.

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

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**Insert:** "and"

**Strike:** ", and" on line 7 through "4" on line 8

93. Page 42, line 10.

**Following:** "fund"

**Insert:** ". Except for registration fees collected under [sections 1 through 3], the county treasurer shall distribute money in the fund"

94. Page 42, line 12.

**Following:** "distributed."

**Insert:** "For money in the fund collected under [sections 1 through 3]and 61-3-527, the county treasurer shall disregard the statewide mills levied for county elementary and high school equalization under 20-9-331 and 20-9-333, the statewide mills levied for state equalization aid under 20-9-360, the statewide mills levied for the university system, and mills levied for state assumption of public assistance under 53-2-813 in determining distribution proportions of the money and may not distribute money from [sections 1 through 3] and 61-3-527 to the state for these levies. If the distribution of money collected under [sections 1 through 3] and 61-3-527 to a school district general fund results in a lower revenue than the district received in fiscal year 1999 and the district has, for each year after fiscal year 1999, received less revenue than fiscal year 1999, then the district general fund is entitled to state reimbursement for the amount of the difference between the fiscal year 1999 revenue under 61-3-504, as that section read on September 30, 1999, and the current year distributions of collections under [sections 1 through 3] and 61-3-527."

95. Page 42, line 13.

**Strike:** "7%"

**Insert:** "10%"

**Following:** "tax"

**Insert:** "registration"

96. Page 42, line 14.

**Strike:** "in lieu of tax"

97. Page 42, line 19 through line 26.

**Strike:** subsection (3) in its entirety

98. Page 42.

**Following:** line 26

**Insert:** "**Section 33.** Section 61-3-520, MCA, is amended to read:

**"61-3-520. ~~Taxes and fees~~ Fees on vehicles used exclusively in filming motion pictures or television commercials.** (1) A vehicle used exclusively in the filming of motion pictures or television commercials that has been in the state for a period exceeding 180 consecutive days in a calendar year is subject to ~~assessment~~ a registration fee under [sections 1 and 2] or a fee in lieu of tax as if the vehicle were not used exclusively for filming motion pictures or television commercials, but the ~~assessment~~ registration fee or fee in lieu of tax must be prorated as provided in subsection (2).

(2) (a) The ~~taxes assessed~~ registration fees or the fees in lieu of tax imposed under subsection (1) must be prorated by dividing the number of days in excess of 180 consecutive days in the calendar year by 365.

(3) ~~(a) Taxes on a vehicle imposed pursuant to this section must be collected as provided in Title 15, chapter 16, part 1, for the collection of personal property taxes generally.~~

(b) Fees on a vehicle imposed pursuant to this section must be collected as provided in this chapter."

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**Insert:** "Section 34. Section 61-3-527, MCA, is amended to read:

**"61-3-527. Fee in lieu of tax for motorcycles and quadricycles -- schedule of fees -- permanent registration.** (1) (a) There is a fee in lieu of property tax imposed on motorcycles and quadricycles. The fee is in addition to annual registration fees.

(b) The fee imposed by subsection (1)(a) is not required to be paid by a dealer for motorcycles or quadricycles that constitute inventory of the dealership.

(2) The owner of a motorcycle or quadricycle shall pay a fee based on the age of the motorcycle or quadricycle and the size of the engine, as follows:

(a) The fee schedule for a motorcycle or quadricycle with an engine that measures from 1 cubic centimeter to 600 cubic centimeters is as follows:

- (i) less than ~~2~~ 5 years old, \$30;
- (ii) ~~2 years old and less than 5 years old, \$25;~~
- (iii) 5 years old and less than 11 years old, \$15; and
- (iv)(iii) 11 years old and older, ~~\$10~~ \$6.

(b) The fee schedule for a motorcycle or quadricycle with an engine that measures from 601 cubic centimeters to 1,000 cubic centimeters is as follows:

- (i) less than ~~2~~ 5 years old, ~~\$70~~ \$55;
- (ii) ~~2 years old and less than 5 years old, \$55;~~
- (iii) 5 years old and less than 11 years old, ~~\$40~~ \$20; and
- (iv)(iii) 11 years old and older, ~~\$30~~ \$6.

(c) The fee schedule for a motorcycle or quadricycle with an engine that measures 1,001 cubic centimeters and larger is as follows:

- (i) less than ~~2~~ 5 years old, ~~\$110~~ \$90;
- (ii) ~~2 years old and less than 5 years old, \$90;~~
- (iii) 5 years old and less than 11 years old, ~~\$65~~ \$50; and
- (iv)(iii) 11 years old and older, ~~\$40~~ \$6.

(3) (a) Except as provided in subsection (3)(b), the age of a motorcycle or quadricycle is determined by subtracting the manufacturer's designated model year from the current calendar year.

(b) If the purchase year of a motorcycle or quadricycle precedes the designated model year of the motorcycle or quadricycle and the motorcycle or quadricycle is originally titled in Montana, then the purchase year is considered the model year for the purposes of calculating the fee in lieu of tax.

(4) (a) The owner of a motorcycle or quadricycle 11 years old or older subject to the fee in lieu of tax under this section may permanently register the motorcycle or quadricycle upon payment of a \$30 fee in lieu of tax, the applicable registration and license fees under 61-3-321, and an amount equal to five times the applicable fees imposed for each of the following:

- (i) the motorcycle safety training fee under 20-7-514;
- (ii) weed control fees under 61-3-510;
- (iii) county motor vehicle computer fees under 61-3-511; and
- (iv) if applicable, renewal fees for personalized plates under 61-3-406.

(b) A person who permanently registers a motorcycle or quadricycle as provided in this subsection (4) shall pay an additional \$2 fee at the time of registration for deposit in the state general fund. The department shall pay from the general fund an amount equal to the \$2 fee collected under this subsection (4)(b) from each vehicle registration to the pension trust fund for payment of supplemental benefits provided for in 19-6-709."

**Renumber:** subsequent sections

99. Page 42, line 30.

**Following:** "the"

**Insert:** "registration"

**Strike:** "in lieu of tax"

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**Strike:** "[section 2]"

**Insert:** "[sections 1 through 3]"

100. Page 43, line 1.

**Strike:** "34"

**Insert:** "36"

101. Page 43, line 3.

**Following:** "~~tax~~"

**Insert:** "registration"

**Strike:** "in lieu of tax"

**Strike:** "[section 2]"

**Insert:** "[sections 1 through 3]"

102. Page 43, line 5.

**Following:** "~~tax~~"

**Insert:** "registration"

**Strike:** "in lieu of tax"

**Strike:** "[section 2]"

**Insert:** "[sections 1 through 3]"

103. Page 43, line 18.

**Following:** "the"

**Insert:** "registration"

**Strike:** "in lieu of tax"

**Strike:** "[section 2]"

**Insert:** "[sections 1 through 3]"

104. Page 43, line 19.

**Strike:** "34"

**Insert:** "36"

105. Page 43, line 21.

**Following:** "~~tax~~"

**Insert:** "registration"

**Strike:** "in lieu of tax"

**Strike:** "[section 2]"

**Insert:** "[sections 1 through 3]"

106. Page 43, line 23.

**Following:** "~~tax~~"

**Insert:** "registration"

**Strike:** "in lieu of tax"

**Strike:** "[section 2]"

**Insert:** "[sections 1 through 3]"

107. Page 44, line 11.

**Following:** "taxes"

**Insert:** "or registration fees"

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108. Page 44, line 12.

Strike: "[section 2]"

Insert: "[sections 1 and 2]"

109. Page 45, line 3.

Following: "tax"

Insert: "registration"

Strike: "in lieu of tax"

110. Page 45, line 10.

Following: "61-3-528"

Strike: " and "

Insert: "and"

Following: "61-3-529"

Strike: " and "

Following: "and"

Insert: "the registration fee under"

111. Page 45, line 14.

Following: "tax"

Insert: "or registration fee"

112. Page 45, line 19.

Following: "tax"

Insert: "or registration fee"

113. Page 46, line 2.

Strike: "34"

Insert: "36"

114. Page 46.

Following: line 29

Insert: "**Section 42.** Section 61-4-112, MCA, is amended to read:

"**61-4-112. New motor vehicles -- transfers by dealers.** (1) When a motor vehicle dealer transfers a new motor vehicle to a purchaser or other recipient, the dealer shall:

(a) issue and affix a permit as prescribed in 61-4-111(2)(a) for transfers of used motor vehicles and retain a copy of the permit;

(b) within 4 working days following the date of delivery of the new motor vehicle, forward to the county treasurer of the county where the purchaser or recipient resides:

(i) one copy of the permit issued under subsection (1)(a);

(ii) an application for certificate of title with a notice of security interest, if any, executed by the purchaser or recipient; and

(iii) a statement of origin ~~as prescribed in 61-3-502(8)~~ that shows that the vehicle has not previously been registered or owned, except as otherwise provided in this section, by any person, firm, corporation, or association other than a new motor vehicle dealer holding a franchise or distribution agreement from a new car manufacturer, distributor, or importer.

(2) Upon receipt from the county treasurer of the documents required under subsection (1), the department shall issue a certificate of ownership and certificate of registration, together with a statement of lien as provided in 61-3-202."



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**Insert:** "Section 43. Section 61-10-231, MCA, is amended to read:

"**61-10-231. Enforcement.** The highway patrol and any designated employee of the department of transportation shall enforce this part ~~and 61-3-502(1)~~, and those persons shall examine and inspect the motor vehicles operating upon the highways in this state and regulated by this part ~~and 61-3-502(1)~~ to ascertain whether or not those laws are being complied with."

**Renumber:** subsequent sections

115. Page 47, line 1.

**Strike:** "Section"

**Insert:** "Sections 61-3-502,"

**Following:** "61-3-504,"

**Insert:** "and 61-3-605,"

**Strike:** "is"

**Insert:** "are"

116. Page 47.

**Following:** line 1

**Insert:** "NEW SECTION. **Section 45. Submission to electorate.** The question of whether this act will become effective shall be submitted to the qualified electors of Montana at the general election to be held in November 2000 by printing on the ballot the full title of this act and the following:

FOR reducing the taxation of light vehicles and eliminating the sales tax on new motor vehicles.

AGAINST reducing the taxation of light vehicles and eliminating the sales tax on new motor vehicles."

**Renumber:** subsequent sections

117. Page 47, line 3.

**Strike:** "(1)"

**Following:** "2,"

**Insert:** "3,"

**Strike:** "34"

**Insert:** "36"

118. Page 47, line 5.

**Following:** "2,"

**Insert:** "3,"

**Strike:** "34"

**Insert:** "36"

119. Page 47, line 6 through line 9.

**Strike:** subsections (2) and (3) in their entirety

120. Page 47, line 11 through line 13.

**Strike:** section 42 in its entirety

**Insert:** "NEW SECTION. **Section 47. Coordination instruction.** If this act is approved by the electorate and Senate Bill No. 260 is passed and approved, then [section 3 of Senate Bill No. 260] terminates on January 1, 2001."

**Renumber:** subsequent sections

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121. Page 47, line 24 through page 48, line 14.

**Strike:** sections 45 through 48 in their entirety

**Insert:** "NEW SECTION. Section 50. Effective dates -- applicability. (1) If approved by the electorate, this act is effective on passage and approval, except as provided in subsection (2), and applies to motor vehicle registration periods beginning after December 31, 2000.

(2) [Section 44] is effective January 1, 2001."

And, as amended, do pass. Report adopted.

**HB 657**, do pass. Report adopted.

**REPORTS OF SELECT COMMITTEES**

CONFERENCE COMMITTEE  
on House Amendments to Senate Bill 113  
Report No. 1, March 19, 1999

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered House amendments to **Senate Bill 113** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **Senate Bill 113** (reference copy -- salmon) be amended as follows:

1. Page 31, line 22.

**Following:** "~~spouse,~~"

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

For the Senate:

Mahlum, Chairman  
Hertel  
Roush

For the House:

Anderson, Chairman  
Lawson

**MESSAGES FROM THE SENATE**

Senate bill passed and transmitted to the House for concurrence: 3/18/1999

**SB 521**, introduced by Hargrove

House bills concurred in and returned to the House: 3/18/1999

**HB 65**, introduced by Ahner

**HB 362**, introduced by Schmidt

**HB 414**, introduced by Johnson

**HB 419**, introduced by McCulloch

**HB 583**, introduced by Thomas

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House bills concurred in as amended and returned to the House for concurrence in Senate amendments: 3/18/1999

**HB 275**, introduced by Barnhart  
**HB 304**, introduced by Noennig  
**HB 399**, introduced by Guggenheim  
**HB 551**, introduced by Cobb

House amendments to Senate bills concurred in: 3/18/1999

**SB 60**, introduced by Halligan  
**SB 72**, introduced by Keenan  
**SB 165**, introduced by Lynch  
**SB 176**, introduced by Bohlinger  
**SB 189**, introduced by Berry  
**SB 214**, introduced by Bartlett

**MESSAGES FROM THE GOVERNOR**

March 18, 1999

The Honorable John Mercer  
Speaker of the House  
State Capitol  
Helena, Montana 59620

Dear Representative Mercer:

Please be informed that I have signed **House Bill 52** sponsored by Representative Menahan, **House Bill 168** sponsored by Representative Kasten, **House Bill 176** sponsored by Representative E. Bergsagel, **House Bill 352** sponsored by Representative Brainard et al., and **House Bill 387** sponsored by Representative Jore on March 18, 1999.

Sincerely,

MARC RACICOT  
Governor

**FIRST READING AND COMMITMENT OF BILLS**

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

**HB 674**, introduced by C. Hibbard, K. Gillan, T. Schmidt, B. Story (by request of the House Taxation Committee), referred to Taxation.

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

**SB 521**, introduced by D. Hargrove, L. Nelson, F. Thomas, referred to Business and Labor.

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

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

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

**HB 2** - Representative Cobb moved **HB 2**, second reading copy, be further amended as follows :

1. Page E-7, line 21.

**Strike:** "90,572,751 90,848,210" (general fund each year)

**Insert:** "89,770,772 87,666,050" (general fund each year)

2. Page E-8, line 15.

**Following:** "line 14

**Insert:** "j. Contingent General Fund Appropriation 801,979 3,182,160" (general fund fiscal 2000 and general fund fiscal 2001)

3. Page E-9, line 13.

**Strike:** "\$107,119,523 \$109,011,916"

**Insert:** "\$107,921,502 \$112,194,076"

4. Page E-12, line 3.

**Following:** line 2

**Insert:** "In item 7j, \$801,979 in general fund money is appropriated to the Montana university system for current unrestricted fund operating expenses in fiscal year 2000 if student tuition rates approved by the board of regents for the fiscal 2000 academic year do not exceed 103.75% of the fiscal year 1999 rates. General fund money of \$3,182,160 is appropriated for current unrestricted fund operating expenses in fiscal year 2001 if student tuition rates approved by the board of regents for the fiscal 2001 academic year do not exceed 101.5% of the fiscal year 2000 rates."

Amendment failed as follows:

Ayes: Adams, Ahner, Barnhart, Beck, E. Bergsagel, Bookout-Reinicke, Brainard, Brown, E. Clark, R. Clark, Cobb, Golie, Grinde, Haines, Hanson, Jore, Juneau, Kasten, Kitzenberg, Lenhart, McCann, McGee, McKenney, Menahan, Orr, Peck, Raney, Rehbein, Sliter, Soft, Story, Taylor, Trexler, Tropila, Tuss, Wagner, Witt, Mr. Speaker.

Total 38

Noes: J. Andersen, S. Anderson, Barnett, P. Bergsagel, Bitney, Buzzas, P. Clark, Dale, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Fuchs, Gallus, Galvin-Halcro, Gillan, Guggenheim, Gutsche, Hagener, Harper, Harrington, Hedges, Holden, Hurdle, Jackson, Johnson, Krenzler, Lawson, Mangan, Masolo, McCulloch, Molnar, Mood, Noennig, Ohs, Pavlovich, Quilici, Rose, Ryan, Schmidt, Shockley, Simon, Smith, Somerville, Squires, Stovall, Swanson, Thomas, Vick, Walters, Williams, Wyatt, Younkin, Zook.

Total 56

Voted Absentee: McCann, Aye; Masolo, No.

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Excused: Lindeen, Matthews, Tash.  
Total 3

Absent or not voting: Curtiss, Davies, Hibbard.  
Total 3

**HB 2** - Representative Johnson moved **HB 2**, second reading copy, be further amended as follows :

1. Page E-9, line 13.

Strike: "\$107,119,523     \$109,011,916"

Insert: "\$107,921,502     \$112,194,076"

Amendment failed as follows:

Ayes: J. Andersen, S. Anderson, Barnhart, Beck, E. Bergsagel, Brown, E. Clark, Dell, Erickson, Ewer, Gallus, Grinde, Guggenheim, Gutsche, Haines, Harper, Harrington, Hedges, Hurdle, Johnson, Juneau, Kitzenberg, Krenzler, Lawson, Lenhart, Mangan, Menahan, Mood, Noennig, Ohs, Pavlovich, Quilici, Rose, Simon, Sliter, Somerville, Squires, Thomas.  
Total 38

Noes: Adams, Ahner, Barnett, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Buzzas, P. Clark, R. Clark, Cobb, Dale, Davies, Eggers, Facey, Fisher, Fuchs, Galvin-Halcro, Gillan, Golie, Hagener, Hanson, Holden, Jackson, Jore, Kasten, Lindeen, McCann, McCulloch, McGee, McKenney, Molnar, Orr, Peck, Raney, Rehbein, Ryan, Schmidt, Shockley, Smith, Soft, Story, Stovall, Swanson, Taylor, Trexler, Tropila, Tuss, Vick, Wagner, Walters, Williams, Witt, Wyatt, Younkin, Zook.  
Total 56

Voted Absentee: Lindeen, McCann, Noes.

Excused: Masolo, Matthews, Tash.  
Total 3

Absent or not voting: Curtiss, Hibbard, Mr. Speaker.  
Total 3

**HB 2** - Representative Cobb moved **HB 2**, second reading copy, be further amended as follows :

1. Page E-7, line 3.

**Strike:** "1,126,823    1,120,527" (general fund fiscal 2000 and fiscal 2001)

**Insert:** "1,126,823    1,120,527" (proprietary funds fiscal 2000 and fiscal 2001)

2. Page E-7, line 5.

**Strike:** "24,788" (general fund fiscal 2000)

**Insert:** "24,788" (proprietary funds fiscal 2000)

3. Page E-7, line 21.

**Strike:** "90,572,751    90,848,210" (general fund fiscal 2000 and general fund fiscal 2001)

**Insert:** "91,724,362    91,968,737" (general fund fiscal 2000 and general fund fiscal 2001)

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Amendment adopted as follows:

Ayes: Adams, S. Anderson, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, E. Clark, R. Clark, Cobb, Dale, Davies, Erickson, Ewer, Fisher, Fuchs, Gallus, Galvin-Halcro, Grinde, Hanson, Harper, Harrington, Holden, Jore, Kasten, Kitzenberg, Lindeen, Mangan, Matthews, McCann, McKenney, Menahan, Mood, Ohs, Orr, Pavlovich, Peck, Quilici, Raney, Rehbein, Ryan, Shockley, Sliter, Somerville, Story, Stovall, Taylor, Trexler, Tropila, Tuss, Vick, Wagner, Walters, Witt, Zook, Mr. Speaker.  
Total 57

Noes: Ahner, J. Andersen, Barnett, Barnhart, Beck, Buzzas, P. Clark, Dell, Eggers, Facey, Gillan, Golie, Guggenheim, Gutsche, Hagener, Haines, Hedges, Hibbard, Hurdle, Jackson, Johnson, Juneau, Krenzler, Lawson, Lenhart, Masolo, McCulloch, McGee, Molnar, Noennig, Rose, Schmidt, Simon, Smith, Soft, Squires, Swanson, Thomas, Williams, Wyatt, Younkin.  
Total 41

Voted Absentee: Lindeen, Matthews, McCann, Ayes; Masolo, No.

Excused: Tash.  
Total 1

Absent or not voting: Curtiss.  
Total 1

**HB 2** - Representative Jore moved **HB 2**, second reading copy, be further amended as follows :

1. Page E-7, line 9.  
**Strike:** "7,451,310 7,649,469" [Fiscal 2000 & 2001 General Fund]  
**Insert:** "5,951,310 6,149,469" [Fiscal 2000 & 2001 General Fund]

Amendment failed as follows:

Ayes: Adams, J. Andersen, Barnett, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, E. Clark, R. Clark, Dale, Davies, Fisher, Fuchs, Grinde, Haines, Holden, Jackson, Jore, Kasten, McGee, Molnar, Orr, Rehbein, Shockley, Sliter, Somerville, Story, Taylor, Trexler, Vick, Wagner, Walters, Witt, Zook, Mr. Speaker.  
Total 36

Noes: Ahner, S. Anderson, Barnhart, Beck, Brown, Buzzas, P. Clark, Cobb, Dell, Eggers, Erickson, Ewer, Facey, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Hanson, Harper, Harrington, Hedges, Hurdle, Johnson, Juneau, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McKenney, Menahan, Noennig, Ohs, Pavlovich, Peck, Quilici, Raney, Rose, Ryan, Schmidt, Simon, Smith, Soft, Squires, Stovall, Swanson, Thomas, Tropila, Tuss, Williams, Wyatt, Younkin.  
Total 60

Voted Absentee: Lindeen, Masolo, Matthews, McCann, Noes.

Excused: Tash.  
Total 1

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Absent or not voting: Curtiss, Hibbard, Mood.  
Total 3

**HB 2** - Representative Lawson moved **HB 2**, second reading copy, be further amended as follows :

1. Page E-7, line 13.

**Strike:** "4,884,541, 4,884,541" (general fund fiscal 2000 and fiscal 2001)

**Insert:** "5,995,000, 5,995,000" (general fund fiscal 2000 and fiscal 2001)

Amendment failed as follows:

Ayes: Beck, Bitney, Buzzas, E. Clark, P. Clark, Eggers, Erickson, Ewer, Facey, Gallus, Galvin-Halcro, Guggenheim, Gutsche, Hanson, Harper, Harrington, Hedges, Hibbard, Hurdle, Juneau, Kitzenberg, Lawson, Lenhart, Lindeen, Mangan, Matthews, McCann, McCulloch, Pavlovich, Peck, Quilici, Rehbein, Rose, Ryan, Sliter, Smith, Somerville, Squires, Stovall, Swanson, Trexler, Tropila, Wagner, Williams, Wyatt, Zook.  
Total 46

Noes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, E. Bergsagel, P. Bergsagel, Bookout-Reinicke, Brainard, Brown, R. Clark, Cobb, Dale, Davies, Dell, Fisher, Fuchs, Gillan, Golie, Grinde, Hagener, Haines, Holden, Jackson, Johnson, Jore, Kasten, Krenzler, Masolo, McGee, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Orr, Raney, Schmidt, Shockley, Simon, Soft, Story, Taylor, Thomas, Tuss, Vick, Walters, Witt, Younkin.  
Total 51

Voted Absentee: Lindeen, Matthews, McCann, Ayes; Masolo, No.

Excused: Tash.  
Total 1

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

**HB 2** - Representative Lawson moved **HB 2**, second reading copy, be further amended as follows :

1. Page E-7, line 13.

**Strike:** "4,884,541, 4,884,541" (general fund fiscal 2000 and 2001)

**Insert:** "5,559,000, 5,559,000" (general fund fiscal 2000 and fiscal 2001)

Amendment adopted as follows:

Ayes: Beck, Bitney, Bookout-Reinicke, Buzzas, E. Clark, P. Clark, Dell, Eggers, Erickson, Ewer, Facey, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hanson, Harper, Hedges, Hibbard, Hurdle, Jackson, Juneau, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McGee, Menahan, Noennig, Pavlovich, Peck, Quilici, Rehbein, Rose, Ryan, Sliter, Smith, Soft, Somerville, Squires, Stovall, Swanson, Thomas, Tropila, Williams, Wyatt, Zook.  
Total 54

Noes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, E. Bergsagel, P. Bergsagel, Brainard, Brown, R. Clark, Cobb, Dale, Davies, Fisher, Fuchs, Gallus, Grinde, Hagener, Harrington, Holden, Johnson,

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Jore, McKenney, Molnar, Mood, Ohs, Orr, Raney, Schmidt, Shockley, Simon, Story, Taylor, Trexler, Tuss, Vick, Wagner, Walters, Witt, Younkin, Mr. Speaker.

Total 42

Voted Absentee: Lindeen, Masolo, Matthews, McCann, Ayes.

Excused: Tash.

Total 1

Absent or not voting: Curtiss, Haines, Kasten.

Total 3

**HB 2** - Representative Buzzas moved **HB 2**, second reading copy, be further amended as follows :

1. Page E-7, line 21.

**Strike:** "90,572,751 90,848,210" (general fund fiscal 2000 and fiscal 2001)

**Insert:** "92,072,751 92,348,210" (general fund fiscal 2000 and fiscal 2001)

Amendment failed as follows:

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

Total 36

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

Total 62

Voted Absentee: Lindeen, Aye; Masolo, McCann, Noes.

Excused: Matthews, Tash.

Total 2

Absent or not voting: None.

Total 0

**HB 2** - Representative Ewer moved **HB 2**, second reading copy, be further amended as follows :

1. Page E-7, line 24

**Following:** line 23

**Insert:** "b. Research Matching (OTO) 3,000,000 3,000,000" (general fund fiscal 2000 and fiscal 2001)



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**Renumber:** subsequent subsections

2. Page E-8, line 3.

**Following:** line 2

**Insert:** "e. Agricultural Research (OTO) 1,500,000 1,500,000" (general fund fiscal 2000 and 2001)

**Renumber:** subsequent subsections

3. Page E-8, line 24.

**Strike:** "7a"

**Insert:** "7b"

4. Page E-11, line 17.

**Strike:** "7c"

**Insert:** "7d"

5. Page E-11, line 19.

**Strike:** "7d"

**Insert:** "7f"

6. Page E-11, line 20.

**Strike:** "7e"

**Insert:** "7g"

7. Page E-11, line 23.

**Strike:** "7f"

**Insert:** "7h"

8. Page E-11, line 25.

**Strike:** "7g"

**Insert:** "7i"

9. Page E-12, line 2.

**Strike:** "7h"

**Strike:** "7j"

Amendment failed as follows:

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

Total 45

Noes: Adams, Ahner, J. Andersen, S. Anderson, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, E. Clark, R. Clark, Cobb, Curtiss, Dale, Davies, Fisher, Fuchs, Grinde, Haines, Hanson, Hedges, Hibbard, Jackson, Johnson, Jore, Kasten, Lawson, Masolo, McCann, McGee, McKenney, Molnar, Mood, Noennig, Ohs, Orr, Peck, Rehbein, Shockley, Simon, Sliter, Soft, Somerville, Story, Stovall, Taylor,

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Trexler, Vick, Wagner, Walters, Witt, Zook, Mr. Speaker.  
Total 54

Voted Absentee: Lindeen, Matthews, Ayes; Masolo, McCann, Noes.

Excused: Tash.  
Total 1

Absent or not voting: None.  
Total 0

Representative Brown excused at this time.

**HB 2** - Representative Wyatt moved **HB 2**, second reading copy, be further amended as follows :

1. Page E-8, line 20.

**Strike:** "43,825 43,825" (general fund fiscal 2000 and fiscal 2001)

**Insert:** "118,825 118,825" (general fund fiscal 2000 and fiscal 2001)

Amendment failed as follows:

Ayes: Barnhart, Beck, Buzzas, P. Clark, Dell, Eggers, Erickson, Ewer, Facey, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Harper, Harrington, Hurdle, Juneau, Kitzenberg, Krenzler, Lenhart, Lindeen, Mangan, Matthews, McCulloch, McKenney, Pavlovich, Quilici, Raney, Rose, Ryan, Schmidt, Smith, Squires, Swanson, Tropila, Tuss, Williams, Wyatt.  
Total 41

Noes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, E. Clark, R. Clark, Cobb, Curtiss, Dale, Davies, Fisher, Fuchs, Grinde, Haines, Hanson, Hedges, Hibbard, Holden, Jackson, Johnson, Jore, Kasten, Lawson, Masolo, McCann, McGee, Menahan, Molnar, Mood, Noennig, Ohs, Orr, Peck, Rehbein, Shockley, Simon, Sliter, Soft, Somerville, Story, Stovall, Taylor, Thomas, Trexler, Vick, Wagner, Witt, Younkin, Zook, Mr. Speaker.  
Total 57

Voted Absentee: Lindeen, Matthews, Ayes; Brown, Masolo, McCann, Noes.

Excused: Tash.  
Total 1

Absent or not voting: Walters.  
Total 1

Representative Brown present at this time.

**HB 2** - Representative Cobb moved **HB 2**, second reading copy, be further amended as follows :

1. Page E-11, line 13.

**Following:** line 12

**Insert:** "The Montana university system shall present a report to the legislative education committee established

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in Senate Bill No. 11 in the first quarter of each fiscal year that provides the average actual instruction program cost per student credit hour for the most recently completed fiscal year and the supporting information per unit. The averages and the detail per unit must be provided as follows:

- (1) lower division, which includes freshmen and sophomore classes;
- (2) upper division, which includes junior and senior classes;
- (3) graduate I level, which includes classes for those with a bachelor's degree who are working on a master's degree; and
- (4) graduate II level, which includes classes for those with a master's degree who are working on a higher degree."

Amendment adopted as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, R. Clark, Cobb, Curtiss, Davies, Fisher, Fuchs, Hagener, Haines, Hanson, Hibbard, Holden, Jackson, Johnson, Jore, Juneau, Kasten, Lawson, Lenhart, Mangan, Masolo, McCann, McCulloch, McGee, McKenney, Molnar, Noennig, Orr, Peck, Raney, Rehbein, Rose, Ryan, Shockley, Smith, Soft, Somerville, Squires, Story, Stovall, Taylor, Thomas, Trexler, Tropila, Vick, Wagner, Walters, Witt, Younkin, Zook.

Total 61

Noes: Beck, Buzzas, E. Clark, P. Clark, Dale, Dell, Eggers, Erickson, Ewer, Facey, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Harper, Harrington, Hedges, Hurdle, Kitzenberg, Krenzler, Lindeen, Matthews, Menahan, Mood, Ohs, Pavlovich, Quilici, Schmidt, Swanson, Tuss, Williams, Wyatt.

Total 34

Voted Absentee: Masolo, McCann, Ayes; Lindeen, Matthews, Noes.

Excused: Tash.

Total 1

Absent or not voting: Grinde, Simon, Sliter, Mr. Speaker.

Total 4

**HB 2** - Representative Vick moved **HB 2**, second reading copy, be further amended as follows :

1. Page E-7, line 21.

**Strike:** "90,572,751 90,848,210" (general fund fiscal 2000 and fiscal 2001)

**Insert:** "90,432,751 90,708,210" (general fund fiscal 2000 and fiscal 2001)

Amendment failed as follows:

Ayes: Adams, Ahner, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, E. Clark, R. Clark, Cobb, Curtiss, Dale, Davies, Fisher, Fuchs, Grinde, Haines, Hanson, Hedges, Hibbard, Jackson, Jore, Kasten, McGee, McKenney, Menahan, Molnar, Orr, Rehbein, Shockley, Sliter, Soft, Somerville, Story, Stovall, Taylor, Thomas, Trexler, Vick, Wagner, Walters, Witt, Zook.

Total 43

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

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Holden, Hurdle, Johnson, Juneau, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, Mood, Noennig, Ohs, Pavlovich, Peck, Quilici, Raney, Rose, Ryan, Schmidt, Smith, Squires, Swanson, Tropila, Tuss, Williams, Wyatt, Younkin.  
Total 54

Voted Absentee: Lindeen, Masolo, Matthews, McCann, Noes.

Excused: Tash.  
Total 1

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

**HB 2** - Representative Quilici moved **HB 2**, second reading copy, be further amended as follows :

1. Page E-8, line 20.

**Strike:** "43,825 43,825" (general fund fiscal 2000 and fiscal 2001)

**Insert:** "93,825 93,825" (general fund fiscal 2000 and fiscal 2001)

Amendment failed as follows:

Ayes: Barnhart, Beck, Buzzas, P. Clark, Dell, Eggers, Erickson, Ewer, Facey, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Harper, Harrington, Hibbard, Hurdle, Juneau, Kitzenberg, Krenzler, Lenhart, Lindeen, Mangan, Matthews, McCann, McCulloch, McKenney, Menahan, Pavlovich, Peck, Quilici, Raney, Ryan, Schmidt, Smith, Squires, Swanson, Tropila, Tuss, Williams, Wyatt.  
Total 44

Noes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, E. Clark, R. Clark, Cobb, Curtiss, Dale, Davies, Fisher, Fuchs, Grinde, Haines, Hanson, Hedges, Holden, Jackson, Johnson, Jore, Kasten, Lawson, Masolo, McGee, Molnar, Mood, Noennig, Ohs, Orr, Rehbein, Rose, Shockley, Simon, Sliter, Soft, Somerville, Story, Stovall, Taylor, Thomas, Trexler, Vick, Wagner, Walters, Witt, Younkin, Zook, Mr. Speaker.  
Total 55

Voted Absentee: Lindeen, Matthews, McCann, Ayes; Masolo, No.

Excused: Tash.  
Total 1

Absent or not voting: None.  
Total 0

**HB 2** - Representative Erickson moved **HB 2**, second reading copy, be further amended as follows :

1. Page E-10, lines 7 through 10.

**Strike:** line 7 through line 10 in their entirety

Amendment failed as follows:

Ayes: Buzzas, P. Clark, Eggers, Erickson, Ewer, Facey, Galvin-Halcro, Guggenheim, Gutsche, Haines,

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Hedges, Holden, Kitzenberg, Lenhart, Lindeen, Matthews, McCulloch, Ryan, Schmidt, Smith, Squires, Swanson, Tropila, Tuss, Williams, Wyatt.  
Total 26

Noes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, E. Clark, R. Clark, Cobb, Curtiss, Dale, Davies, Dell, Fisher, Fuchs, Gallus, Gillan, Golie, Grinde, Hagener, Hanson, Harper, Harrington, Hibbard, Hurdle, Jackson, Johnson, Jore, Juneau, Kasten, Krenzler, Lawson, Mangan, Masolo, McGee, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Orr, Pavlovich, Peck, Quilici, Raney, Rehbein, Rose, Shockley, Simon, Sliter, Soft, Somerville, Story, Stovall, Taylor, Thomas, Trexler, Vick, Wagner, Walters, Witt, Younkin, Zook, Mr. Speaker.  
Total 72

Voted Absentee: Lindeen, Matthews, Ayes; Masolo, No.

Excused: McCann, Tash.  
Total 2

Absent or not voting: None.  
Total 0

**HB 2** - Representative Erickson moved **HB 2**, second reading copy, be further amended as follows :

1. Page E-11, lines 13 and 14.

**Following:** "system"

**Strike:** "use reimbursements for indirect costs associated with a grant to or contract with the Montana university system to"

2. Page E-11, line 14.

**Following:** "fund"

**Strike:** "current restricted operating costs of"

3. Page E-11, line 14.

**Following:** "biennium"

**Insert:** "for non-beneficiary students"

Amendment failed as follows:

Ayes: Barnhart, Beck, Buzzas, P. Clark, Cobb, Eggers, Erickson, Ewer, Facey, Gallus, Galvin-Halcro, Guggenheim, Gutsche, Hagener, Harper, Hibbard, Kitzenberg, Lenhart, Lindeen, Mangan, Matthews, McCann, McCulloch, Pavlovich, Peck, Raney, Ryan, Schmidt, Smith, Squires, Swanson, Trexler, Tropila, Williams, Wyatt, Younkin.  
Total 36

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

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Total 63

Voted Absentee: Lindeen, Matthews, McCann, Ayes; Masolo, No.

Excused: Tash.

Total 1

Absent or not voting: None.

Total 0

**HB 2** - Representative Molnar moved **HB 2**, second reading copy, be further amended as follows :

1. Page E-1, lines 9 and 10.

**Strike:** line 9 through line 10 in their entirety

2. Page E-2, line 17.

**Strike:** "32,974,268 33,468,883" [General Fund Fiscal Year 2000 & 2001]

**Insert:** "33,288,767 33,944,651" [General Fund Fiscal Year 2000 & 2001]

LFD will amend totals.

Amendment failed as follows:

Ayes: Adams, Ahner, E. Bergsagel, P. Bergsagel, Bitney, Brainard, E. Clark, R. Clark, Cobb, Davies, Fisher, Grinde, Hibbard, Holden, Jackson, Jore, Kasten, McGee, Molnar, Orr, Rehbein, Shockley, Sliter, Story, Stovall, Taylor, Trexler, Vick, Wagner, Walters, Zook.

Total 31

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

Total 68

Voted Absentee: Lindeen, Masolo, Matthews, McCann, Noes.

Excused: Tash.

Total 1

Absent or not voting: None.

Total 0

Representative Johnson moved to close Section E. Motion carried as follows:

Ayes: Ahner, J. Andersen, S. Anderson, Barnett, Beck, Bitney, Bookout-Reinicke, Brown, Buzzas, E. Clark, R. Clark, Curtiss, Dale, Davies, Dell, Fisher, Fuchs, Gillan, Golie, Guggenheim, Gutsche, Hagener, Haines, Hanson, Harper, Hedges, Hibbard, Holden, Hurdle, Jackson, Johnson, Juneau, Kitzenberg, Krenzler, Lawson,

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Lenhart, McGee, McKenney, Mood, Noennig, Ohs, Orr, Peck, Quilici, Raney, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Smith, Soft, Somerville, Story, Stovall, Swanson, Taylor, Thomas, Trexler, Tropila, Walters, Witt, Younkin, Zook.

Total 65

Noes: Adams, E. Bergsagel, P. Bergsagel, Brainard, P. Clark, Cobb, Ewer, Facey, Gallus, Galvin-Halcro, Harrington, Jore, Mangan, McCulloch, Menahan, Molnar, Pavlovich, Rehbein, Squires, Vick, Wagner, Williams, Wyatt.

Total 23

Excused: Lindeen, Masolo, Matthews, McCann, Tash.

Total 5

Absent or not voting: Barnhart, Eggers, Erickson, Grinde, Kasten, Tuss, Mr. Speaker.

Total 7

Chairman McGee opened the Boiler Plate section for the purpose of amendments.

**HB 2** - Representative E. Bergsagel moved **HB 2**, second reading copy, be further amended as follows :

1. Page BP-2, following line 8.

**Insert:** "NEW SECTION. Section 9. Unified computer budget summary. The office of budget and program planning shall provide, by agency, program, and reporting level, a summary report of all information technology-related funding requests in the 2003 biennium executive budget submitted to the legislature and the legislative fiscal analyst. The summary report provided must include, by agency, program, and reporting level or equivalent, the adjusted base expenditures for fiscal year 2000, anticipated expenditures for fiscal year 2001, and all proposed present law adjustments and new proposals by first level of expenditure and accounting entity for each year of the 2003 biennium. Information provided should be for all information technology-related costs, including but not limited to:

- (1) hardware, software, education, and training;
- (2) department of administration centralized computer support services, including MBARS and MT PRRIME charges;
- (3) contractual service costs for information technology projects or services;
- (4) direct information technology personal services costs; and
- (5) any other information technology costs not delineated in subsections (1) through (4)."

The executive budget for the 2003 biennium submitted under Title 17, chapter 7, part 1, for all information technology requests must be developed and segregated in such a manner that all costs and funding could be accumulated for each governmental agency and program. If information technology requests are part of an existing program structure, these amounts should be identifiable for accumulation purposes as specified above.

**Renumber:** subsequent sections

Amendment adopted 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,

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

Total 99

Noes: None.

Total 0

Voted Absentee: Lindeen, Masolo, Matthews, McCann, Ayes.

Excused: Tash.

Total 1

Absent or not voting: None.

Total 0

**HB 2** - Representative E. Bergsagel moved **HB 2**, second reading copy, be further amended as follows :

1. Page BP-2, following line 8.

**Insert:** "NEW SECTION. Section 9. Unified computer budget request -- 2001 legislative session. The unified computer budget request described in [section 10] and submitted to the 57th legislature must be reviewed by the joint appropriations subcommittee on long-range planning, or other legislative committee as designated, composed of members of the house appropriations and senate finance and claims committees formed specifically to address statewide computer issues."

**Renumber:** subsequent sections

Amendment adopted as follows:

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

Total 94

Noes: None.

Total 0

Voted Absentee: Lindeen, Masolo, Matthews, McCann, Ayes.

Excused: Tash.

Total 1

Absent or not voting: Barnett, Davies, Hagener, Mangan, Rehbein.

Total 5



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**HB 2** - Representative Cobb moved **HB 2**, second reading copy, be further amended as follows :

1. Page BP-2, following line 8.

**Insert:** "NEW SECTION. Section 9. Goals, benchmarks, and objectives. Each department, the Montana university system, and, when appropriate, each division of each department shall place their respective specific and measurable goals, benchmarks, and objectives for each year of the 2001 biennium on their respective internet websites or, when appropriate, on the state's internet website. Beginning July 1, 1999, and every 6 months thereafter, each department and the Montana university system shall report progress on the appropriate website in meeting the goals, benchmarks, and objectives and what changes, if any, were made to ensure that those goals, benchmarks, and objectives are attained."

**Renumber:** subsequent sections

Amendment adopted as follows:

Ayes: Adams, Ahner, J. Andersen, Barnett, Barnhart, Beck, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, E. Clark, R. Clark, Cobb, Curtiss, Dale, Davies, Fisher, Fuchs, Grinde, Gutsche, Haines, Hanson, Hedges, Hibbard, Hurdle, Jackson, Johnson, Jore, Juneau, Lawson, Lenhart, Mangan, McCann, McGee, McKenney, Molnar, Noennig, Peck, Raney, Rehbein, Ryan, Shockley, Simon, Sliter, Smith, Somerville, Story, Taylor, Thomas, Trexler, Tropila, Tuss, Vick, Wagner, Walters, Witt, Younkin, Mr. Speaker.

Total 59

Noes: S. Anderson, Buzzas, P. Clark, Dell, Eggers, Erickson, Ewer, Facey, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Hagener, Harper, Harrington, Holden, Kasten, Krenzler, Lindeen, Masolo, Matthews, McCulloch, Menahan, Mood, Ohs, Orr, Pavlovich, Quilici, Rose, Schmidt, Soft, Squires, Stovall, Swanson, Williams, Wyatt, Zook.

Total 38

Voted Absentee: McCann, Aye; Lindeen, Masolo, Matthews, Noes.

Excused: Tash.

Total 1

Absent or not voting: Brown, Kitzenberg.

Total 2

**HB 2** - Representative Raney moved **HB 2**, second reading copy, be amended as follows :

1. Page BP-2, following line 8.

**Insert:** "NEW SECTION. Section 9. Use of Montana- and American- based companies. It is the intent of the legislature that agencies of state government make every effort to purchase goods and services first from Montana based and then from American- based and located companies and subsidiaries."

**Renumber:** subsequent sections

Amendment adopted 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, Dale, Davies, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Grinde, Guggenheim, Gutsche,

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Hagener, Haines, Hanson, Harper, Harrington, Hedges, Hibbard, Holden, Hurdle, Jackson, Johnson, Juneau, Kasten, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McGee, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Pavlovich, Peck, Quilici, Raney, Rehbein, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Smith, Soft, Somerville, Squires, Story, Stovall, Swanson, Taylor, Thomas, Trexler, Tropila, Tuss, Vick, Wagner, Walters, Williams, Witt, Wyatt, Younkin, Zook.  
Total 95

Noes: Jore, Orr.  
Total 2

Voted Absentee: Lindeen, Masolo, Matthews, McCann, Ayes.

Excused: Tash.  
Total 1

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

Chairman McGee declared the Boiler Plate section closed.

Representative P. Bergsagel moved to open sections A through E for the purpose of an amendment. Motion carried as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, E. Clark, R. Clark, Cobb, Dale, Davies, Fisher, Fuchs, Golie, Grinde, Haines, Harper, Hedges, Holden, Hurdle, Jackson, Johnson, Jore, Kasten, Kitzenberg, Krenzler, Lawson, McCann, McGee, McKenney, Molnar, Mood, Noennig, Ohs, Orr, Peck, Raney, Rehbein, Shockley, Simon, Sliter, Soft, Somerville, Story, Stovall, Thomas, Trexler, Vick, Wagner, Walters, Witt, Mr. Speaker.  
Total 57

Noes: Barnhart, Beck, Buzzas, P. Clark, Dell, Eggers, Erickson, Ewer, Facey, Gallus, Galvin-Halcro, Gillan, Guggenheim, Gutsche, Hagener, Hanson, Harrington, Hibbard, Juneau, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCulloch, Menahan, Pavlovich, Quilici, Rose, Ryan, Schmidt, Smith, Squires, Swanson, Taylor, Tropila, Tuss, Williams, Wyatt, Younkin, Zook.  
Total 41

Voted Absentee: McCann, Aye; Lindeen, Masolo, Matthews, Noes.

Excused: Tash.  
Total 1

Absent or not voting: Curtiss.  
Total 1

Representative Grinde moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the chair. Chairman McGee moved the Committee of the Whole report be adopted. Report adopted as follows:

Ayes: Ahner, J. Andersen, S. Anderson, Barnett, P. Bergsagel, Bitney, Brainard, E. Clark, R. Clark, Curtiss,

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Dale, Davies, Dell, Fuchs, Grinde, Haines, Hanson, Harper, Hedges, Hibbard, Holden, Johnson, Kitzenberg, Lawson, McKenney, Molnar, Mood, Noennig, Ohs, Peck, Quilici, Raney, Shockley, Simon, Soft, Somerville, Story, Stovall, Thomas, Wagner, Walters, Witt, Younkin, Zook, Mr. Speaker.

Total 45

Noes: Barnhart, Beck, E. Bergsagel, P. Clark, Cobb, Ewer, Facey, Gallus, Galvin-Halcro, Hagener, Harrington, Jore, Juneau, Krenzler, Lenhart, Mangan, McCulloch, Menahan, Orr, Pavlovich, Rehbein, Rose, Ryan, Smith, Squires, Swanson, Taylor, Trexler, Williams, Wyatt.

Total 30

Excused: Lindeen, Masolo, Matthews, McCann, Tash.

Total 5

Absent or not voting: Adams, Bookout-Reinicke, Brown, Buzzas, Eggers, Erickson, Fisher, Gillan, Golie, Guggenheim, Gutsche, Hurdle, Jackson, Kasten, McGee, Schmidt, Sliter, Tropila, Tuss, Vick.

Total 20

**ANNOUNCEMENTS**

Committee meetings were announced by committee chairmen.

Majority Leader Grinde moved that the House adjourn until 8:00 a.m., Saturday, March 20, 1999. Motion carried.

House adjourned at 3:00 p.m.

MARILYN MILLER  
Chief Clerk of the House

JOHN MERCER  
Speaker of the House