

**HOUSE JOURNAL  
SEVENTY-FIRST LEGISLATIVE DAY**

Helena, Montana  
March 30, 1999

House Chambers  
State Capitol

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

Roll Call. All members present. Quorum present.

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

Rehbein, Chairman

**REPORTS OF STANDING COMMITTEES**

**BILLS** (Rehbein, Chairman):

3/30/1999

Correctly printed: **HB 158, HB 240, HB 260, HB 678, SB 334, SB 338, SB 345, SB 359, SB 421, SJR 15.**

Correctly engrossed: **HB 240, HB 260, HB 350, HB 389, HB 540, HB 678, SB 5, SB 33, SB 36, SB 46, SB 94, SB 132, SB 134, SB 153, SB 179, SB 186, SB 190, SB 195, SB 217, SB 225, SB 229, SB 257, SB 269, SB 271, SB 292, SB 293, SB 305, SB 306, SB 314, SB 330, SB 331, SB 346, SB 353, SB 355, SB 397, SB 398, SB 399, SB 401, SB 417, SB 423, SB 446, SB 463, SB 472, SB 473, SB 482, SB 490, SJR 4.**

Correctly enrolled: **HB 8, HB 185, HB 361, HB 437, HB 455.**

Examined by the sponsor and found to be correct: **HB 8, HB 185, HB 212, HB 277, HB 308, HB 316, HB 325, HB 338, HB 361, HB 382, HB 437, HB 455, HB 524, HB 555, HB 558, HB 581, HB 629, HJR 4, HJR 6, HJR 15, HJR 24.**

Signed by the Speaker at 12:59 p.m., March 30, 1999: **HB 277, HB 316, HB 325, HB 338, HB 524, HB 555, HB 558, HB 581, HJR 4, HJR 24.**

Signed by the Speaker at 1:10 p.m., March 30, 1999: **HB 212, HB 308, HB 382, HB 629, HJR 6, HJR 15.**

Delivered to the Secretary of State: **HJR 28.**

**APPROPRIATIONS** (Zook, Chairman):

3/30/1999

**SB 31**, be concurred in. Report adopted.

**SB 220**, be amended as follows:

1. Title, page 1, line 7.

**Following:** "DATE"

**Insert:** "AND A TERMINATION DATE"

2. Page 3, following line 15.

**Insert:** "NEW SECTION. Section 5. Termination. [This act] terminates June 30, 2013."

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

**SB 270**, be concurred in. Report adopted.

**SB 301**, be amended as follows:

1. Page 1, line 22 and line 23.

**Following:** "17-7-502," on line 22

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**Strike:** remainder of line 22 through "account" on line 23

2. Page 3, line 5 and line 6.

**Following:** "17-7-502," on line 5

**Strike:** remainder of line 5 through "account" on line 6

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

**SB 302**, be amended as follows:

1. Title, page 1, line 14 and line 15.

**Following:** "A" on line 14

**Strike:** the remainder of line 14 through "CORPORATION" on line 15

**Insert:** "PUBLIC BODY, CORPORATE AND POLITIC"

2. Title, page 1, line 27.

**Following:** "75-5-1102,"

**Insert:** "75-6-202,"

3. Page 2, line 10.

**Strike:** "quasi-governmental public corporation"

**Insert:** "public body, corporate and politic,"

4. Page 5, line 8 and line 9.

**Following:** "when" on line 8

**Strike:** the remainder of line 8 through "corporation" on line 9

**Insert:** "public body, corporate and politic"

5. Page 5, line 12.

**Following:** "a"

**Strike:** "quasi-governmental public corporation"

**Insert:** "public body, corporate and politic"

6. Page 6, line 2.

**Following:** "."

**Insert:** "The authority is subject to the provisions of Title 2, chapter 3, regarding open meeting laws and public participation."

7. Page 6, line 3.

**Following:** the second "."

**Insert:** "The authority is considered a local government entity for purposes of Title 2, chapter 7, part 5, and audits must comply with the provisions of that part."

8. Page 6, line 23.

**Following:** "authority."

**Insert:** "However, the authority is subject to the same statutory requirements for competitive bidding and procurement contracts as would be applicable to any member public agency."

9. Page 14, following line 14.

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"Section 23. Section 75-6-202, MCA, is amended to read:

"75-6-202. **Definitions.** Unless the context requires otherwise, in this part, the following definitions apply:

(1) "Administrative costs" means costs incurred by the department and the department of natural resources and conservation in the administration of the program, including but not limited to:

- (a) costs of servicing loans and issuing debt;
- (b) program startup costs;
- (c) financial, management, and legal consulting fees; and
- (d) reimbursement costs for support services from other state agencies.

(2) "Community water system" means a public water system that is owned by a private person or a municipality and that serves at least 15 service connections used by year-round residents of the area served by the system or regularly serves at least 25 year-round residents. The term does not include a public water system that is owned by the federal government.

(3) "Cost" means, with reference to a project, all capital costs incurred or to be incurred for a public water system, including but not limited to:

- (a) engineering, financing, and other fees;
- (b) interest during construction;
- (c) construction; and
- (d) a reasonable allowance for contingencies to the extent permitted by the federal act and rules promulgated under the federal act.

(4) "Department" means the department of environmental quality provided for in 2-15-3501.

(5) "Disadvantaged community" means one in which the service area of a public water system meets the affordability criteria established by rule adopted pursuant to this part.

(6) "Federal act" means the federal Safe Drinking Water Act, 42 U.S.C. 300f, et seq., as that act read on May 5, 1997.

(7) "Indian tribe" means an Indian tribe that has a federally recognized governing body carrying out substantial governmental duties and powers over any area.

(8) "Intended use plan" means the annual plan adopted by the department and submitted to the environmental protection agency that describes how the state intends to use the money in the revolving fund.

(9) "Loan" means a loan of money from the revolving fund for project costs.

(10) "Municipality" means a state agency, city, town, or other public body, including an authority as defined in [section 3], created pursuant to state law or an Indian tribe.

(11) "Noncommunity water system" means a public water system that is not a community water system.

(12) "Nonprofit noncommunity water system" means a noncommunity water system owned by an organization that is organized under Montana law and that qualifies as a tax-exempt organization under the provisions of section 501(c)(3) of the Internal Revenue Code.

(13) "Private person" means an individual, corporation, partnership, or other nongovernmental legal entity.

(14) "Program" means the drinking water state revolving fund program established by this part.

(15) "Project" means improvements or activities that are:

(a) to be undertaken for a public water system and that are of a type that will facilitate compliance with the national primary drinking water regulations applicable to the system; or

(b) to further the health protection objectives of the federal act.

(16) "Public water system" means a system for the provision to the public of water for human consumption, through pipes or other constructed conveyances, if that system has at least 15 service connections or regularly serves at least 25 individuals. The term includes any collection, treatment, storage, and distribution facilities under control of an operator of a system that are used primarily in connection with a system and any collection or pretreatment storage facilities not under control of an operator and that are used primarily in connection with a system.

(17) "Revolving fund" means the drinking water state revolving fund established by 75-6-211."

**Renumber:** subsequent sections

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

**SB 406**, be amended as follows:

1. Title, page 1, line 6.

**Strike:** "BUSINESS"

**Insert:** "COMMERCIAL"

2. Title, page 1, line 11.

**Strike:** "69-8-210,"

3. Page 1, line 13.

**Strike:** "business"

**Insert:** "commercial"

4. Page 1, line 20.

**Strike:** "business"

**Insert:** "commercial"

5. Page 1, line 24.

**Strike:** "business"

**Insert:** "commercial"

6. Page 1, line 27.

**Strike:** "business"

**Insert:** "commercial"

7. Page 2, line 16.

**Strike:** "32"

**Insert:** "28"

8. Page 2, line 19.

**Strike:** "32"

**Insert:** "28"

9. Page 2, line 24.

**Strike:** "business"

**Insert:** "commercial"

10. Page 2, line 24 through line 25.

**Following:** ", "

**Strike:** the remainder of line 24 through "less" on line 25

**Insert:** "individual accounts of a commercial customer with an average monthly demand in the previous calendar year of less than 100 kilowatts or a new commercial customer with an estimated average monthly demand of less than 100 kilowatts"

11. Page 2, line 26.

**Strike:** "business"

**Insert:** "commercial"

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12. Page 2, line 29.

**Strike:** "Exemption from jurisdiction"

**Insert:** "Jurisdiction"

13. Page 2, line 29 through page 3, line 3.

**Following:** the third "." on line 29

**Strike:** the remainder of line 29 through "commission" on page 3, line 3

**Insert:** "The public service commission has jurisdiction to choose and regulate a buying cooperative that obtains a default supplier license, as provided in [section 31]. If a buying cooperative that has obtained a default supplier license has the opportunity to obtain federal power marketing administration power, the public service commission also has jurisdiction over the purchase and distribution of that power, as provided in [section 31]"

14. Page 3, line 6 and line 7.

**Following:** "chapter" on line 6

**Insert:** "only"

**Following:** "to" on line 6

**Strike:** "residential"

**Insert:** "small"

**Following:** "customers" on line 6

**Strike:** the remainder of line 6 through "utility" on line 7

**Insert:** "as a default supplier, pursuant to [section 31]"

15. Page 3, line 11.

**Following:** "have"

**Strike:** "perpetual"

**Following:** "existence"

**Insert:** "for as long as it serves its purpose"

16. Page 3, line 13.

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

**Renumber:** subsequent subsections

17. Page 3, line 29.

**Strike:** "lease,"

18. Page 3, line 30.

**Following:** "systems"

**Insert:** ", except that a buying cooperative may enter into transmission or distribution agreements for the lease or use of capacity on transmission and distribution systems"

19. Page 4, line 1.

**Following:** "having"

**Insert:** "individual"

20. Page 4, line 2.

**Following:** "accounts"

**Strike:** "possessing an aggregated"

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**Insert:** "with an average"

**Following:** "monthly"

**Strike:** "peak greater than"

**Insert:** "demand in the previous calendar year of"

**Following:** "kilowatts"

**Insert:** "or more or a new commercial or industrial customer with an estimated average monthly demand of 100 kilowatts or more"

21. Page 4, line 5.

**Strike:** "32"

**Insert:** "28"

22. Page 4, line 20.

**Strike:** "32"

**Insert:** "28"

23. Page 4, line 22 through line 23.

**Following:** "individuals" on line 22

**Strike:** remainder of line 22 through "cooperatives" on line 23

24. Page 4, line 23.

**Strike:** "32"

**Insert:** "28"

25. Page 4, line 27.

**Strike:** "32"

**Insert:** "28"

26. Page 5, line 2.

**Strike:** "32"

**Insert:** "28"

27. Page 5, line 7.

**Strike:** "32"

**Insert:** "28"

28. Page 5, line 11.

**Strike:** "31"

**Insert:** "27"

29. Page 5, line 14.

**Strike:** "32"

**Insert:** "28"

30. Page 5, line 30.

**Strike:** "32"

**Insert:** "28"

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31. Page 6, line 9.

**Strike:** "31"

**Insert:** "27"

32. Page 6, line 18.

**Strike:** "31"

**Insert:** "27"

33. Page 6, line 29.

**Strike:** "32"

**Insert:** "28"

34. Page 7, line 3.

**Following:** the first "to"

**Strike:** "residential customers and"

**Following:** "small"

**Strike:** "business"

35. Page 7, line 3 through line 4.

**Following:** "utility"

**Strike:** remainder of line 3 through "cooperatives" on line 4

36. Page 7, line 6 through line 7.

**Following:** "commission" on line 6

**Strike:** remainder of line 6 through "license" on line 7

37. Page 7, line 7.

**Strike:** "in [section"

**Strike:** "37]"

**Insert:** "by commission rule"

38. Page 8, line 13.

**Strike:** "32"

**Insert:** "28"

39. Page 8, line 21.

**Strike:** "32"

**Insert:** "28"

40. Page 8, line 23.

**Strike:** "32"

**Insert:** "28"

41. Page 8, line 28.

**Following:** the first "cooperative"

**Strike:** "or of another buying cooperative that is a member of the buying cooperative"

42. Page 8, line 30.

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**Strike:** "32"  
**Insert:** "28"

43. Page 9, line 20.  
**Following:** "incorporation"  
**Strike:** ", consolidation, merger, or conversion"

44. Page 9, line 28.  
**Strike:** "32"  
**Insert:** "28"

45. Page 10, line 2.  
**Strike:** "32"  
**Insert:** "28"

46. Page 10, line 19.  
**Strike:** "32"  
**Insert:** "28"

47. Page 11, line 16.  
**Following:** " ; "  
**Insert:** "and"

48. Page 11, line 19.  
**Following:** "year"  
**Strike:** " ; and"  
**Insert:** " . "

49. Page 11, line 20 through line 22.  
**Strike:** subsection (f) in its entirety

50. Page 12, line 26.  
**Following:** "notice"  
**Strike:** " . "  
**Insert:** " ; and"

51. Page 12, line 27 through line 29.  
**Strike:** subsection (c) in its entirety  
**Renumber:** subsequent subsection

52. Page 13, line 4 through line 5.  
**Strike:** subsection (5) in its entirety

53. Page 13, line 7 through page 16, line 28.  
**Strike:** sections 25 through 28 in their entirety  
**Renumber:** subsequent sections

54. Page 17, line 9 through line 10.  
**Following:** "money" on line 9



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**Strike:** remainder of line 9 through "grantors" on line 10

55. Page 17, line 14.

**Strike:** "32"

**Insert:** "28"

56. Page 18, line 3.

**Strike:** "32"

**Insert:** "28"

57. Page 19, line 1.

**Strike:** "32"

**Insert:** "28"

58. Page 19, line 14.

**Strike:** "32"

**Insert:** "28"

59. Page 19, line 16.

**Following:** "amendment,"

**Strike:** "consolidation, merger, conversion,"

60. Page 19, line 17.

**Following:** "amendment,"

**Strike:** "consolidation, merger, conversion,"

61. Page 19, line 19.

**Strike:** "32"

**Insert:** "28"

62. Page 19, line 20.

**Strike:** "32"

**Insert:** "28"

63. Page 19, line 22.

**Strike:** "consolidation, merger, conversion,"

64. Page 19, line 24.

**Strike:** "32"

**Insert:** "28"

65. Page 19, line 26.

**Strike:** "consolidation, merger, conversion,"

66. Page 20, line 1.

**Strike:** "30"

**Insert:** "26"

67. Page 20, line 4.

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**Strike:** "32"

**Insert:** "28"

**Following:** "taxes"

**Insert:** ", other than any applicable fees to fund the Montana consumer counsel and the public service commission as provided in Title 69, chapter 1, parts 2 and 4"

68. Page 20, line 26.

**Following:** the third "a"

**Insert:** "default supplier"

69. Page 20, line 26 through line 27.

**Strike:** "pursuant" on line 26 through "37]"

**Insert:** "from the commission"

70. Page 22, line 5.

**Following:** "small"

**Strike:** "business"

**Insert:** "commercial"

**Following:** "has"

**Insert:** "an individual account with"

71. Page 22, line 6.

**Strike:** "accounts possessing"

**Following:** "an"

**Strike:** "aggregated"

**Insert:** "average"

**Following:** "monthly"

**Strike:** "peak"

**Insert:** "demand in the previous calendar year"

**Following:** "of"

**Insert:** "less than"

**Following:** "or"

**Strike:** "less"

**Insert:** "a new commercial customer with an estimated average monthly demand of less than 100 kilowatts or a public utility distribution services provider that has opened access on its distribution system pursuant to [this act]"

72. Page 24, line 29.

**Strike:** "(3)"

**Insert:** "(4)"

73. Page 25, line 9 through line 10.

**Strike:** ", pursuant" on line 9 through "37]," on line 10

74. Page 25, line 11.

**Following:** "competitive"

**Insert:** "electricity"

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75. Page 25, line 11 through line 12.

Following: "."

**Following:** "supplier"

**Strike:** remainder of line 11 through "exists" on line 12

**Insert:** "The transition advisory committee shall review and address the need for continued default supply service and make recommendation to the 57th legislature."

76. Page 25, line 25 through page 26, line 9.

**Strike:** section 35 in its entirety

**Renumber:** subsequent sections

77. Page 26, line 15.

**Following:** "procured"

**Insert:** "as provided in this section:  
(a)"

78. Page 26, line 16.

**Following:** "SUPPLIERS"

**Insert:** "for those customers not being served by a competitive supplier;  
(b)"

Following: "or"

79. Page 26, line 17.

**Following:** "COMPETITIVE"

**Insert:** "electricity"

80. Page 26, line 19.

**Strike:** "in [section 37]"

**Insert:** "by commission rules"

81. Page 27.

**Following:** line 12

**Insert:** "(8) The commission shall license default suppliers and enforce default licensing provisions pursuant to 69-8-404.

(9) The commission shall promulgate rules for the licensing of default suppliers on or before December 1, 1999.

(10) Until the commission has determined that workable competition has developed for small customers, a default supplier's obligation to serve remains."

**Renumber:** subsequent subsections

82. Page 27, line 20 through page 29, line 19.

**Strike:** section 37 in its entirety

**Renumber:** subsequent sections

83. Page 30, line 10.

**Strike:** "Sections 37 and 38] are"

**Insert:** "Section 32] is"

84. Page 30, line 11.

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**Strike:** "sections 37 and 38"  
**Insert:** "section 32"

Clerical amendments to reflect amendment #53:

Page 30, line 7.  
**Strike:** "32"  
**Insert:** "28"

Page 30, line 9.  
**Strike:** "32"  
**Insert:** "28"

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

**SB 448**, be concurred in. Report adopted.

**FISH, WILDLIFE AND PARKS** (Wagner, Chairman):  
**SB 334**, be amended as follows:

3/30/1999

1. Title, lines 9 and 10.

**Following:** "FEES;" on line 9  
**Strike:** remainder of line 9 through "PROVISIONS;" on line 10

2. Page 2, line 17.

**Strike:** "TWO OUTFITTERS WHO ARE"  
**Insert:** "one outfitter who is"

3. Page 2, line 18.

**Strike:** "TWO"  
**Insert:** "three"

4. Page 2, line 19.

**Following:** "PUBLIC"

**Insert:** "who has shown commitment to public resource conservation that equitably benefits the Montana citizenry as a whole, not including commercial activities. As used in this section, "sportsperson" means a person who:

- (i) ethically pursues public game or fish through fair chase;
- (ii) embraces and defends the principle of public ownership of wildlife; and
- (iii) recognizes the need for good relations between landowners and sportspersons"

5. Page 6, line 9 through line 11.

**Following:** "OUTFITTER" on line 9  
**Strike:** remainder of line 9 through "87-2-511" on line 11

6. Page 9, line 15 through line 17.

**Following:** "MEANS" on line 15  
**Strike:** remainder of line 15 through "RECREATION" on line 17  
**Insert:** "dedicated roads, such as county roads or forest service roads, or rights-of-way with historical use that have

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been established as legal public rights-of-way"

7. Page 9, line 21.

**Strike:** "\$10"

**Insert:** "\$2"

8. Page 10, line 1.

**Strike:** "(A)"

**Insert:** "(i)"

**Renumber:** subsequent subsections

9. Page 10, line 2.

**Strike:** "OCTOBER"

**Insert:** "January"

10. Page 10.

**Following:** line 5

**Insert:** "(d) An outfitter who desires a net client hunter use expansion shall pay a nonrefundable fee of \$2,000 for each expansion request."

11. Page 10, line 10.

**Strike:** "\$10"

**Insert:** "\$2"

**Following:** "must be"

**Strike:** "SPLIT EQUALLY BETWEEN"

**Insert:** "deposited in the state special revenue fund to the credit of"

12. Page 10, line 11.

**Following:** "BOARD"

**Strike:** "AND THE DEPARTMENT OF FISH, WILDLIFE, AND PARKS"

**Insert:** "for implementing the recordkeeping requirements associated with net client hunter use"

13. Page 10, line 20.

**Insert:** "(d) Revenue generated by the \$2,000 fee imposed in subsection (1)(d) must be deposited in the state special revenue fund to the credit of the department of fish, wildlife, and parks to cover the department's expenses in processing and analyzing requests for NCHU expansion as required in [section 6]."

14. Page 10, line 21 through page 11, line 4.

**Strike:** section 8 in its entirety

**Renumber:** subsequent section

15. Page 11, line 11.

**Following:** "THROUGH"

**Strike:** "6,"

**Following:** "8"

**Strike:** ", 9,"

16. Page 11, line 12 through line 17.

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

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

**SB 338**, be amended as follows:

1. Title, line 7 through line 17.

**Following:** "OUTFITTERS;" on line 7

**Strike:** remainder of line 7

2. Title, line 8.

**Following:** "COMMITTEE;"

**Strike:** remainder of line 8 through "PROGRAMS;" on line 17

3. Title, line 18.

**Strike:** "37-47-302,"

**Following:** "~~37-47-303~~,"

**Strike:** "37-47-304, 37-47-306, 37-47-315,"

**Following:** "87-1-269"

**Strike:** ", "

4. Title, line 18 through line 20.

**Following:** "~~87-2-201~~," on line 18

**Strike:** remainder of line 18 through "87-2-510," on line 20

**Insert:** "AND"

5. Title, line 20.

**Following:** "87-2-511,"

**Strike:** "87-2-701, 87-2-801, 87-2-803, AND 87-2-805,"

6. Title, line 21 through line 22.

**Following:** "1995;"

**Strike:** remainder of line 21 through "DATE;" on line 22

7. Title, line 22.

**Following:** "PROVIDING"

**Insert:** "AN IMMEDIATE"

**Following:** "EFFECTIVE"

**Strike:** "DATES"

**Insert:** "DATE"

8. Page 1, line 26 through page 4, line 30.

**Strike:** section 1 through section 4 in their entirety

**Renumber:** subsequent sections

9. Page 5, line 12.

**Following:** "governor"

**Insert:** "and to the 57th legislature"

10. Page 5, line 13.

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**Following:** "program,"

**Insert:** "including a report of annual landowner participation, the number of acres annually enrolled in the program, hunter harvest success on enrolled lands, the number of qualified applicants who were denied enrollment because of a shortfall in funding, and an accounting of program expenditures,"

11. Page 7, line 9 through page 15, line 10.

**Strike:** section 6 through section 14 in their entirety

**ReNUMBER:** subsequent sections

12. Page 16, line 4.

**Following:** "year."

**Insert:** "A resident-sponsored license may not be used on land used for commercial outfitting activities."

13. Page 18, line 21 through page 22, line 25.

**Strike:** section 16 through section 22 in their entirety

**ReNUMBER:** subsequent sections

14. Page 23, line 7 through line 12.

**Strike:** section 24 through section 25 in their entirety

15. Page 23, line 14 through line 16.

**Following:** "Effective" on line 14

**Strike:** "dates"

**Insert:** "date"

**Strike:** "(1)" line 14 through "ARE" on line 16

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

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

**JUDICIARY** (Clark, Chairman):

3/30/1999

**HJR 35**, introduced joint resolution, be amended as follows:

1. Page 1, line 16.

**Following:** "consumers"

**Insert:** "and providers"

2. Page 2, line 20.

**Following:** ";

**Strike:** "and"

3. Page 2, line 29.

**Following:** "Center"

**Insert:** "; and

(13) review of the Department of Public Health and Human Services' determination of provider network adequacy, including the number, type, and geographic distribution of all providers rendering covered services"

And, as amended, be adopted. Report adopted.

**SB 22**, be concurred in. Report adopted.

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**SB 476**, be amended as follows:

1. Title, line 6 through line 8.

**Strike:** "REQUIRING" on line 6 through "STATE" on line 8

**Insert:** "PROVIDING THAT THE COUNTY CLERK AND RECORDER MAY ALLOW THE LIEN AND A NOTICE OF THE RIGHT TO CLAIM A LIEN TO BE FILED ELECTRONICALLY"

**Following:** " ; "

**Insert:** "AND"

**Strike:** "2-15-401," on line 8

2. Title, line 9 through line 10.

**Strike:** " ; AND" on line 9 through "DATE" on line 10

3. Page 1, line 14 through page 2, line 24.

**Strike:** section 1 through section 2 in their entirety

**Renumber:** subsequent sections

4. Page 3, line 26.

**Strike:** "Except as provided in subsection (6)(b), a"

**Insert:** "A"

5. Page 4, line 1.

**Following:** "The"

**Insert:** "county clerk and recorder may allow the"

**Strike:** "may"

**Insert:** "to"

6. Page 4, line 1 through line 2.

**Strike:** "with" on page 4, line 1 through "[section 2]" on page 4, line 2

7. Page 4, line 6.

**Strike:** "or secretary of state"

8. Page 4, line 9.

**Strike:** "or secretary of state's"

9. Page 4, line 14.

**Strike:** "or secretary of state"

10. Page 5, line 27.

**Following:** "AT ....."

**Insert:** "If ..... is not paid, a lien may be filed against the property."

11. Page 7, line 7.

**Strike:** "Except as provided in subsection (2)(b), the"

**Insert:** "The"

12. Page 7, line 8.

**Following:** "located"



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**Insert:** ", and the county clerk and recorder may allow the lien to be filed electronically"

13. Page 7, line 9 through line 10.

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

**Renumber:** subsequent subsection

14. Page 7, line 11 through line 12.

**Strike:** "or" on line 11 through "state" on line 12

15. Page 8, line 6 through line 18.

**Strike:** section 6 through section 9 in their entirety

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

**SB 533**, be amended as follows:

1. Title, line 6.

**Following:** "STATE"

**Insert:** "FOR SALE OR DISTRIBUTION"

2. Page 1, line 15.

**Following:** "state"

**Insert:** "for sale or other distribution"

3. Page 1, line 20.

**Strike:** "knowingly"

4. Page 1, line 21.

**Strike:** "if"

**Insert:** "knowing that"

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

**NATURAL RESOURCES** (Tash, Chairman):

3/30/1999

**SB 345**, be amended as follows:

1. Title, line 12.

**Strike:** "WERE BEGUN PRIOR TO"

**Insert:** "MET CERTAIN CONDITIONS ON"

2. Page 1, lines 19 and 20.

**Following:** "OR" on line 19

**Insert:** "pursuant to a"

3. Page 1, line 22.

**Following:** "county"

**Insert:** "in which the mine is located and by an identical initiative or referendum in the adjacent downstream county"

4. Page 2, line 30.

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**Following:** "DESCRIBED"

**Strike:** "N"

**Insert:** "in"

5. Page 3, line 6.

**Strike:** "EXPANDS THE MINE OPERATION FOR THE LIFE"

**Insert:** "is necessary for the continued operation"

6. Page 3, lines 7 through 9.

**Following:** "(3)" on line 7

**Strike:** remainder of line 7 through "(1)" on line 9

**Insert:** "A person with a property containing a gold or silver deposit that may be processed using open-pit cyanide heap leaching or vat leaching recovery technology may continue operations under this part, including permitting and related activities toward and including eventual operation of a mine that would otherwise be prohibited under subsection (1), if on November 3, 1998, the person had:

(a) a valid exploration license with bonding in place;

(b) a filed small miner exclusion statement; or

(c) an application pending for an operating permit"

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

**TAXATION** (Hibbard, Chairman):

3/30/1999

**SB 205**, be amended as follows:

1. Title, page 1, line 12, through page 1, line 14.

**Strike:** "INCREASING" on line 12 through "RECEIVE;" on line 14

**Strike:** "15-70-221," on line 14

2. Title, page 1, line 14 through line 15.

**Strike:** "PROVIDING" on line 14 through "PROVISION;" on line 15

**Following:** "PROVIDING" on line 15

**Insert:** "AN"

**Strike:** "DATES"

**Insert:** "DATE"

3. Page 4, line 26 through page 7, line 1.

**Strike:** section 3 in its entirety

**Renumber:** subsequent sections

4. Page 9, line 16 through line 20.

**Strike:** section 5 in its entirety

**Renumber:** subsequent section

5. Page 9, line 22.

**Strike:** "dates"

**Insert:** "date"

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

**Strike:** "this"

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**Insert:** "This"

6. Page 9, line 24.

**Strike:** subsection 2 in its entirety

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

**SB 426**, be concurred in. Report adopted.

**SB 500**, be amended as follows:

1. Title, page 1, line 7.

**Following:** "TOWNS"

**Insert:** "UNDER CERTAIN CONDITIONS"

2. Page 1, line 18 through line 19.

**Strike:** " " on line 18 through "voters" on line 19

3. Page 1, line 28.

**Strike:** ", if authorized by the voters,"

4. Page 1, line 30.

**Following:** "10%"

**Insert:** "but more than 4%"

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

**REPORTS OF SELECT COMMITTEES**

CONFERENCE COMMITTEE  
on House Amendments to Senate Bill 243  
Report No. 1, March 29, 1999

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered House amendments to **Senate Bill 243** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **Senate Bill 243** (reference copy -- salmon) be amended as follows:

1. Title, line 7.

**Following:** "~~ACT~~;"

**Insert:** "REVISING THE PURPOSE STATEMENT OF THE YOUTH COURT ACT;"

2. Title, page 13.

**Following:** "~~41-5-102~~;"

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

3. Page 2, line 20.

**Insert:** "**Section 1.** Section 41-5-102, MCA, is amended to read:

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**"41-5-102. Declaration of purpose.** The Montana Youth Court Act must be interpreted and construed to effectuate the following express legislative purposes:

(1) to preserve the unity and welfare of the family whenever possible and to provide for the care, protection, and wholesome mental and physical development of a youth coming within the provisions of the Montana Youth Court Act;

(2) to prevent and reduce youth delinquency through immediate, consistent, enforceable, and avoidable consequences of youths' actions and to ~~establish~~ remove the element of retribution from the penalties imposed upon youth who commit violations of the law and to substitute a program of supervision, care, rehabilitation, detention, competency development, community protection, and, in appropriate cases, restitution as ordered by the youth court;

(3) to achieve the purposes of subsections (1) and (2) in a family environment whenever possible, separating the youth from the parents only when necessary for the welfare of the youth or for the safety and protection of the community;

(4) to provide judicial procedures in which the parties are ~~assured~~ ensured a fair, accurate hearing and recognition and enforcement of their constitutional and statutory rights."

**Renumber:** subsequent sections

For the Senate:

F. Thomas, Chairman  
Grimes  
Halligan

For the House:

D. McGee, Chairman  
Facey  
Shockley

FREE CONFERENCE COMMITTEE  
on Senate Bill 200  
Report No. 1, March 30, 1999

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered **Senate Bill 200** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **Senate Bill 200** (reference copy -- salmon) be amended as follows:

1. Title, line 11.

**Following:** "PROVIDING"

**Insert:** "A PHASED-IN RATE REDUCTION AND A"

2. Title, line 13.

**Following:** "EQUIPMENT:"

**Insert:** "PROVIDING EXEMPTIONS FOR CLASS SIX PROPERTY;"

3. Title, line 14.

**Strike:** "1999"

**Insert:** "2000"

4. Title, line 15.

**Strike:** "2002"

**Insert:** "2003"

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5. Title, line 16.

**Following:** "PROPERTY;"

**Insert:** "REIMBURSING LOCAL TAXING JURISDICTIONS FOR THE EXEMPTIONS AND PHASED-IN RATE REDUCTION FOR CLASS EIGHT PROPERTY;"

6. Title, line 21.

**Following:** "15-6-136,"

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

7. Title, line 23.

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

8. Page 1, line 30.

**Strike:** "1999, 2000, and 2001"

**Insert:** "2000, 2001, and 2002"

9. Page 2, line 11.

**Strike:** "1998" in both places

**Insert:** "1999" in both places

10. Page 2, line 13.

**Strike:** "1998" in both places

**Insert:** "1999" in both places

11. Page 2, line 17.

**Strike:** "1998"

**Insert:** "1999"

12. Page 2, line 18.

**Strike:** "1998"

**Insert:** "1999"

13. Page 2, line 19.

**Strike:** "1998"

**Insert:** "1999"

14. Page 2, line 20.

**Strike:** "1998"

**Insert:** "1999"

15. Page 2, line 22.

**Strike:** "1998" in both places

**Insert:** "1999" in both places

16. Page 2, line 24.

**Strike:** "1998"

**Insert:** "1999"

17. Page 2, line 25.

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**Strike:** "1998"  
**Insert:** "1999"

18. Page 2, line 26.  
**Strike:** "1999"  
**Insert:** "2000"

19. Page 2, line 27.  
**Strike:** "2000"  
**Insert:** "2001"

20. Page 2, line 28.  
**Strike:** "2001"  
**Insert:** "2002"

21. Page 3, line 3.  
**Strike:** "1998, 1999, 2000, and 2001"  
**Insert:** "1999, 2000, 2001, and 2002"

22. Page 3, line 4.  
**Strike:** "2002"  
**Insert:** "2003"

23. Page 3, line 5.  
**Strike:** "2002"  
**Insert:** "2003"

24. Page 3, line 6.  
**Strike:** "1998" in both places  
**Insert:** "1999" in both places

25. Page 3, line 7.  
**Strike:** "1999"  
**Insert:** "2000"

26. Page 3, line 23.  
**Strike:** "1998"  
**Insert:** "1999"

27. Page 3, line 24.  
**Strike:** "1998"  
**Insert:** "1999"

28. Page 3, line 26.  
**Strike:** "1998"  
**Insert:** "1999"

29. Page 3, line 28.  
**Strike:** "1998"

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**Insert:** "1999"

30. Page 3, line 29.

**Strike:** "1998"

**Insert:** "1999"

31. Page 3, line 30.

**Strike:** "1998"

**Insert:** "1999"

32. Page 4, lines 20 and 21.

**Following:** "facilities" on line 20

**Strike:** remainder of line 20 through "PROPERTY" on line 21

33. Page 4, line 22.

**Following:** "and"

**Insert:** "and"

34. Page 4, lines 23 through 29.

**Following:** "facility" on line 23

**Strike:** remainder of line 23 through "2003" on line 29

35. Page 11, line 17.

**Strike:** "2000"

**Insert:** "2001"

36. Page 11, line 18.

**Strike:** "1998"

**Insert:** "1999"

**Strike:** "20%"

**Insert:** "9%"

37. Page 11, line 21.

**Strike:** "2001"

**Insert:** "2002"

38. Page 11, line 22.

**Strike:** "1998"

**Insert:** "1999"

**Strike:** "40%"

**Insert:** "26%"

39. Page 11, line 25.

**Strike:** "2002"

**Insert:** "2003"

40. Page 11, line 26.

**Strike:** "1998"

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**Insert:** "1999"  
**Strike:** "60%"  
**Insert:** "43%"

41. Page 11, line 29.  
**Strike:** "2003"  
**Insert:** "2004"

42. Page 11, line 30.  
**Strike:** "1998"  
**Insert:** "1999"

43. Page 12, line 1.  
**Strike:** "80%"  
**Insert:** "60%"

44. Page 12, line 2.  
**Strike:** "AND"

45. Page 12, line 3.  
**Following:** line 2  
**Insert:** "(e) for bonds to be issued during fiscal year 2005, an additional 77% of the taxable value of former class eight property within the local government for tax year 1999, multiplied by 39%; and"  
**Renumber:** subsequent subsection

46. Page 12, line 3.  
**Strike:** "2004"  
**Insert:** "2006"

47. Page 12, line 4.  
**Strike:** "100%"  
**Insert:** "94%"

48. Page 13, line 5.  
**Strike:** "2000"  
**Insert:** "2001"

49. Page 13, line 6.  
**Strike:** "1998"  
**Insert:** "1999"  
**Strike:** "20%"  
**Insert:** "9%"

50. Page 13, line 8.  
**Strike:** "2001"  
**Insert:** "2002"

51. Page 13, line 9.



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**Strike:** "1998"

**Insert:** "1999"

**Strike:** "40%"

**Insert:** "26%"

52. Page 13, line 11.

**Strike:** "2002"

**Insert:** "2003"

53. Page 13, line 12.

**Strike:** "1998"

**Insert:** "1999"

**Strike:** "60%"

**Insert:** "43%"

54. Page 13, line 14.

**Strike:** "2003"

**Insert:** "2004"

55. Page 13, line 15.

**Strike:** "1998"

**Insert:** "1999"

56. Page 13, line 16.

**Strike:** "80%"

**Insert:** "60%"

57. Page 13, line 17.

**Strike:** "AND"

58. Page 13, line 18.

**Following:** line 17

**Insert:** "(g) for indebtedness to be incurred during fiscal year 2005, an additional 77% of the taxable value of former class eight property within the county for tax year 1999, multiplied by 23%; and"

**Renumber:** subsequent subsection

59. Page 13, line 18.

**Strike:** "2004"

**Insert:** "2006"

60. Page 13, line 19.

**Strike:** "100%"

**Insert:** "94%"

61. Page 14, line 10.

**Strike:** "2000"

**Insert:** "2001"

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62. Page 14, line 11.

**Strike:** "1998"

**Insert:** "1999"

63. Page 14, line 12.

**Strike:** "20%"

**Insert:** "9%"

64. Page 14, line 14.

**Strike:** "2001"

**Insert:** "2002"

65. Page 14, line 15.

**Strike:** "1998"

**Insert:** "1999"

66. Page 14, line 16.

**Strike:** "40%"

**Insert:** "26%"

67. Page 14, line 18.

**Strike:** "2002"

**Insert:** "2003"

68. Page 14, line 19.

**Strike:** "1998"

**Insert:** "1999"

69. Page 14, line 20.

**Strike:** "60%"

**Insert:** "43%"

70. Page 14, line 22.

**Strike:** "2003"

**Insert:** "2004"

71. Page 14, line 23.

**Strike:** "1998"

**Insert:** "1999"

72. Page 14, line 24.

**Strike:** "80%"

**Insert:** "60%"

73. Page 14, line 25.

**Strike:** "AND"

74. Page 14, line 26.

**Following:** line 25

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**Insert:** "(g) for general obligation bonds to be issued during fiscal year 2005, an additional 77% of the taxable value of former class eight property within the county for tax year 1999, multiplied by 11.25%; and"

**Renumber:** subsequent subsection

75. Page 14, line 26.

**Strike:** "2004"

**Insert:** "2006"

76. Page 14, line 27.

**Strike:** "100%"

**Insert:** "94%"

77. Page 15, line 23.

**Strike:** "2000"

**Insert:** "2001"

78. Page 15, line 24.

**Strike:** "1998"

**Insert:** "1999"

**Strike:** "20%"

**Insert:** "9%"

79. Page 15, line 26.

**Strike:** "2001"

**Insert:** "2002"

80. Page 15, line 27.

**Strike:** "1998"

**Insert:** "1999"

**Strike:** "40%"

**Insert:** "26%"

81. Page 15, line 29.

**Strike:** "2002"

**Insert:** "2003"

82. Page 15, line 30.

**Strike:** "1998"

**Insert:** "1999"

**Strike:** "60%"

**Insert:** "43%"

83. Page 16, line 2.

**Strike:** "2003"

**Insert:** "2004"

84. Page 16, line 3.

**Strike:** "1998"

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**Insert:** "1999"

85. Page 16, line 4.

**Strike:** "80%"

**Insert:** "60%"

86. Page 16, line 5.

**Strike:** "AND"

87. Page 16, line 6.

**Following:** line 5

**Insert:** "(f) for fiscal year 2005, an additional 77% of the taxable value of former class eight property within the county for tax year 1999, multiplied by 11.25%; and"

**Renumber:** subsequent subsection

88. Page 16, line 6.

**Strike:** "2004"

**Insert:** "2006"

**Strike:** "100%"

**Insert:** "94%"

89. Page 17, line 13.

**Strike:** "2000"

**Insert:** "2001"

90. Page 17, line 14.

**Strike:** "1998"

**Insert:** "1999"

**Strike:** "20%"

**Insert:** "9%"

91. Page 17, line 16.

**Strike:** "2001"

**Insert:** "2002"

92. Page 17, line 17.

**Strike:** "1998"

**Insert:** "1999"

**Strike:** "40%"

**Insert:** "26%"

93. Page 17, line 19.

**Strike:** "2002"

**Insert:** "2003"

94. Page 17, line 20.

**Strike:** "1998"

**Insert:** "1999"

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**Strike:** "60%"  
**Insert:** "43%"

95. Page 17, line 22.  
**Strike:** "2003"  
**Insert:** "2004"

96. Page 17, line 23.  
**Strike:** "1998"  
**Insert:** "1999"

97. Page 17, line 24.  
**Strike:** "80%"  
**Insert:** "60%"

98. Page 17, line 25.  
**Strike:** "AND"

99. Page 17, line 26.

**Following:** line 25

**Insert:** "(vi) for fiscal year 2005, an additional 77% of the taxable value of former class eight property within the county for tax year 1999, multiplied by 13%; and"

**Renumber:** subsequent subsection

100. Page 17, line 26.  
**Strike:** "2004"  
**Insert:** "2006"  
**Strike:** "100%"  
**Insert:** "94%"

101. Page 22, line 1.  
**Strike:** "1998"  
**Insert:** "1999"

102. Page 22, line 2.  
**Strike:** "1999"  
**Insert:** "2000"

103. Page 22, line 3.  
**Strike:** "2000"  
**Insert:** "2001"

104. Page 22, line 4.  
**Strike:** "2001"  
**Insert:** "2002"

105. Page 22, line 5.  
**Insert:** "**Section 12.** Section 15-6-138, MCA, is amended to read:

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- "15-6-138. Class eight property -- description -- taxable percentage.** (1) Class eight property includes:
- (a) all agricultural implements and equipment;
  - (b) all mining machinery, fixtures, equipment, tools that are not exempt under 15-6-201(1)(r), and supplies except those included in class five;
  - (c) all manufacturing machinery, fixtures, equipment, tools that are not exempt under 15-6-201(1)(r), and supplies except those included in class five;
  - (d) all goods and equipment that are intended for rent or lease, except goods and equipment that are specifically included and taxed in another class;
  - (e) special mobile equipment as defined in 61-1-104;
  - (f) furniture, fixtures, and equipment, except that specifically included in another class, used in commercial establishments as defined in this section;
  - (g) x-ray and medical and dental equipment;
  - (h) citizens' band radios and mobile telephones;
  - (i) radio and television broadcasting and transmitting equipment;
  - (j) cable television systems;
  - (k) coal and ore haulers;
  - (l) theater projectors and sound equipment; and
  - (m) all other property that is not included in any other class in this part, except that property that is subject to a fee in lieu of a property tax.
- (2) As used in this section, "coal and ore haulers" means nonhighway vehicles that exceed 18,000 pounds per axle and that are primarily designed and used to transport coal, ore, or other earthen material in a mining or quarrying environment.
- (3) "Commercial establishment" includes any hotel; motel; office; petroleum marketing station; or service, wholesale, retail, or food-handling business.
- (4) Class eight property is taxed at:
- (a) ~~7% of its market value for tax year 1997; and~~
  - (~~b~~) 6% of its market value for tax years beginning after December 31, 1997;
  - (b) 6% of its assessed value for tax year 2000;
  - (c) 5% of its assessed value for tax year 2001;
  - (d) 4% of its assessed value for tax year 2002; and
  - (e) 3% of its assessed value for tax year 2003.
- (5) If, in any year beginning with tax year 2004, the percentage of growth in inflation adjusted Montana wage and salary income, in the last full year for which data is available is at least 2.85% from the prior year, then the tax rate for class eight property will be reduced by 1% each year, beginning with the tax year in which the percentage is reached, until the tax rate reaches zero.
- (6) For purposes of subsections (4)(b) through (4)(e), the term "assessed value" means the market value of the property less the allowable exemption provided in subsection (7).
- (7) The following amount of class eight property is exempt for each taxpayer by county:
- (a) \$5,000 for tax years 2000 and 2001; and
  - (b) \$7,500 for tax years beginning after December 31, 2001.
- (8) If a taxpayer owns or possesses class eight property in more than one local government taxing jurisdiction, as defined in [section 26], the taxpayer's exemption must be allocated among each jurisdiction in proportion to the market value of the class eight property present in each taxing jurisdiction."

**Renumber:** subsequent sections

106. Page 34, line 9.

**Strike:** "24"

**Insert:** "26"

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107. Page 35, line 7.

**Strike:** "24"

**Insert:** "26"

108. Page 36, line 10.

**Strike:** "2000"

**Insert:** "2001"

109. Page 36, line 11.

**Strike:** "1998"

**Insert:** "1999"

**Strike:** "20%"

**Insert:** "9%"

110. Page 36, line 13.

**Strike:** "2001"

**Insert:** "2002"

111. Page 36, line 14.

**Strike:** "1998"

**Insert:** "1999"

**Strike:** "40%"

**Insert:** "26%"

112. Page 36, line 16.

**Strike:** "2002"

**Insert:** "2003"

113. Page 36, line 17.

**Strike:** "1998"

**Insert:** "1999"

**Strike:** "60%"

**Insert:** "43%"

114. Page 36, line 19.

**Strike:** "2003"

**Insert:** "2004"

115. Page 36, line 20.

**Strike:** "1998"

**Insert:** "1999"

116. Page 36, line 21.

**Strike:** "80%"

**Insert:** "60%"

117. Page 36, line 22.

**Strike:** "AND"

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118. Page 36, line 23.

**Following:** line 22

**Insert:** "(vi) for bonds to be issued during fiscal year 2005, an additional 77% of the taxable value of former class eight property within the district for tax year 1999, multiplied by 45%; and"

**Renumber:** subsequent subsection

119. Page 36, line 23.

**Strike:** "2004"

**Insert:** "2006"

120. Page 36, line 24.

**Strike:** "100%"

**Insert:** "94%"

121. Page 37, line 7.

**Strike:** "2000"

**Insert:** "2001"

122. Page 37, line 8.

**Strike:** "1998"

**Insert:** "1999"

**Strike:** "20%"

**Insert:** "9%"

123. Page 37, line 10.

**Strike:** "2001"

**Insert:** "2002"

124. Page 37, line 11.

**Strike:** "1998"

**Insert:** "1999"

**Strike:** "40%"

**Insert:** "26%"

125. Page 37, line 13.

**Strike:** "2002"

**Insert:** "2003"

126. Page 37, line 14.

**Strike:** "1998"

**Insert:** "1999"

**Strike:** "60%"

**Insert:** "43%"

127. Page 37, line 16.

**Strike:** "2003"

**Insert:** "2004"



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128. Page 37, line 17.

**Strike:** "1998"

**Insert:** "1999"

129. Page 37, line 18.

**Strike:** "80%"

**Insert:** "60%"

130. Page 37, line 19.

**Strike:** "AND"

131. Page 37, line 20.

**Following:** line 19

**Insert:** "(vi) for bonds to be issued during fiscal year 2005, an additional 77% of the taxable value of former class eight property within the district for tax year 1999, multiplied by 90%; and"

**Renumber:** subsequent subsection

132. Page 37, line 20.

**Strike:** "2004"

**Insert:** "2006"

133. Page 37, line 21.

**Strike:** "100%"

**Insert:** "94%"

134. Page 40, line 15.

**Following:** "EXEMPTION"

**Insert:** "and rate reduction"

135. Page 40, line 17.

**Following:** " \_ "

**Insert:** "The reimbursement provided in this section is in addition to other statutory reimbursements."

136. Page 40, line 19.

**Following:** "EXEMPTION"

**Insert:** "and tax rate reduction"

137. Page 40, line 26.

**Following:** "ESTIMATED"

**Insert:** "taxes that would have been assessed against"

**Strike:** "REVENUE COLLECTIONS"

**Insert:** "property"

**Following:** "TOTAL"

**Insert:** "taxes assessed against"

138. Page 40, line 27.

**Strike:** "REVENUE COLLECTED"

**Insert:** "property"

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139. Page 40, line 28.

**Following:** "ESTIMATED"

**Insert:** "taxes that would have been assessed against"

**Strike:** "REVENUE COLLECTIONS"

**Insert:** "property"

140. Page 41, line 4.

**Strike:** "OF 6%"

**Insert:** "provided in 15-6-138 for the current tax year"

141. Page 41, line 5.

**Following:** "BY"

**Strike:** "THE"

**Insert:** "each"

142. Page 41, line 7.

**Strike:** "THAT IMPOSES SIMILAR MILLS, FOR INSTANCE IN TWO ELEMENTARY SCHOOL DISTRICTS"

143. Page 41, line 8.

**Strike:** "THE SIMILAR TAXING JURISDICTIONS"

**Insert:** "each taxing jurisdiction"

144. Page 41, lines 11 and 12.

**Following:** "JURISDICTION" on line 11

**Strike:** remainder of line 11 through "DISTRICTS." on line 12

**Insert:** "means a local government rather than a state taxing jurisdiction that levied mills against property described in 15-6-138, including county governments, incorporated city and town governments, consolidated county and city governments, local elementary and high school districts, local community college districts, miscellaneous districts, and special districts. The term includes countywide mills levied for equalization of school retirement or transportation, but does not include tax increment financing districts. The term also does not include county or state school equalization levies provided for in 20-9-331, 20-9-333, and 20-9-360 or the university levy provided for in [section 1 of Senate Bill No. 79]. It also does not include any state levy for welfare programs provided for in 53-2-813."

145. Page 41, line 30.

**Strike:** "(1)"

146. Page 42, line 2.

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

147. Page 42, line 5.

**Strike:** "24"

**Insert:** "26"

148. Page 42, line 6.

**Strike:** "24"

**Insert:** "26"

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149. Page 42, line 25.

**Strike:** "3"

**Strike:** "through"

150. Page 42, line 26.

**Strike:** "9"

**Following:** "11,"

**Insert:** "12, 15,"

**Strike:** "21,"

**Following:** "22,"

**Insert:** "23,"

**Strike:** "27"

**Insert:** "28"

**Strike:** "29"

**Insert:** "30"

151. Page 42, line 27.

**Strike:** "31"

**Insert:** "32"

152. Page 42, line 28.

**Strike:** "[SECTIONS 2(1)(C), 14, AND 24 25]"

**Insert:** "[Sections 3 through 9 and 23]"

**Strike:** "January"

**Insert:** "July"

153. Page 42, lines 29 and 30.

**Following:** "SECTIONS" on line 29

**Strike:** remainder of line 29 through "26(1)" on line 30

**Insert:** "2, 10, 13, 14, 16 through 21, and 24 through 27"

154. Page 43, line 1.

**Strike:** "2002"

**Insert:** "2003"

155. Page 43, line 2.

**Strike:** "12(1)(AA)"

**Insert:** "13(1)(aa)"

**Strike:** "JANUARY 1, 2004"

**Insert:** "if the tax rate in [section 12], amending 15-6-138, reaches zero"

156. Page 43, lines 4 and 5.

**Strike:** section 31 in its entirety

**Insert:** "NEW SECTION. Section 32. Coordination. If [LC 1924]is passed and approved, then [sections 1 and 26 of this act] are void."

For the Senate:

For the House:

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M. Taylor, Chairman  
DePratu

Mood, Chairman  
Story

**MESSAGES FROM THE SENATE**

Senate bills passed and transmitted to the House for concurrence: 3/29/1999

**SB 370**, introduced by Stang  
**SB 424**, introduced by Cocchiarella  
**SB 530**, introduced by Bishop

House bills concurred in and returned to the House: 3/29/1999

**HB 8**, introduced by McCann  
**HB 185**, introduced by Menahan  
**HB 361**, introduced by Shockley  
**HB 437**, introduced by Kasten  
**HB 455**, introduced by L. Soft

House bills concurred in as amended and returned to the House for concurrence in Senate amendments: 3/29/1999

**HB 54**, introduced by Menahan  
**HB 57**, introduced by Mercer  
**HB 59**, introduced by Mood  
**HB 255**, introduced by Anderson  
**HB 339**, introduced by Sliter  
**HB 459**, introduced by R. Clark  
**HB 506**, introduced by Sliter  
**HB 560**, introduced by Hanson  
**HB 566**, introduced by Brainard  
**HB 590**, introduced by Lawson

Conference committee report #1 adopted: 3/29/1999

**SB 54**, introduced by Halligan

**MESSAGES FROM THE GOVERNOR**

March 29, 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 196** sponsored by Representative Cobb, **House Bill 201** sponsored by Representative Cobb, **House Bill 205** sponsored by Representative Tash, **House Bill 353** sponsored by

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Representative Tash et al., **House Bill 390** sponsored by Representative Lawson, **House Bill 418** sponsored by Representative Pavlovich et al., **House Bill 429** sponsored by Representative Shockley et al., and **House Bill 509** sponsored by Representative Gutsche et al. on March 29, 1999.

Sincerely,

MARC RACICOT  
Governor

**FIRST READING AND COMMITMENT OF BILLS**

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

**SB 370**, introduced by B. Stang, referred to Taxation.  
**SB 424**, introduced by V. Cocchiarella, referred to Taxation.  
**SB 530**, introduced by A. Bishop, referred to Taxation.

**MOTIONS**

Representative Grinde moved that **SB 345** be placed below **SB 481** on today's 2nd reading board. Motion carried.

Representative Grinde moved that **HB 350** be taken from the 3rd reading board and be placed on the 2nd reading board today. Motion carried.

**THIRD READING OF BILLS**

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

**HB 341** passed as follows:

Ayes: Ahner, J. Andersen, Barnett, Barnhart, Beck, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, Buzzas, E. Clark, P. Clark, Cobb, Davies, Dell, Eggers, Erickson, Ewer, Facey, Gallus, Galvin-Halcro, Gillan, Golie, Grinde, Guggenheim, Gutsche, Hagener, Haines, Harper, Harrington, Hedges, Holden, Hurdle, Jackson, Johnson, Juneau, Kasten, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McKenney, Menahan, Mood, Noennig, Ohs, Pavlovich, Peck, Quilici, Raney, Rehbein, 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, Mr. Speaker.  
Total 85

Noes: Adams, S. Anderson, Curtiss, Dale, Fuchs, Hanson, Jore, McGee, Molnar, Orr, Story, Wagner.  
Total 12

Excused: None.  
Total 0

Absent or not voting: R. Clark, Fisher, Hibbard.  
Total 3

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**HB 389** passed as follows:

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

Total 82

Noes: Adams, J. Andersen, Barnhart, E. Bergsagel, P. Bergsagel, E. Clark, Cobb, Guggenheim, Hanson, Hurdle, Jackson, Jore, Juneau, Mangan, McCann, McGee, Pavlovich, Rehbein.

Total 18

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 540** passed as follows:

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

Total 98

Noes: Smith.

Total 1

Excused: None.

Total 0

Absent or not voting: Tuss.

Total 1

**HB 626** passed as follows:

Ayes: Barnhart, Beck, Bookout-Reinicke, Buzzas, P. Clark, R. Clark, Cobb, Eggers, Erickson, Facey, Fisher, Gallus, Galvin-Halcro, Grinde, Guggenheim, Gutsche, Hagener, Haines, Harper, Harrington, Hedges, Hibbard, Holden, Hurdle, Jackson, Johnson, Juneau, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Matthews, McCann, McCulloch, McKenney, Menahan, Mood, Ohs, Pavlovich, Peck, Quilici, Raney, Rose, Ryan, Schmidt, Shockley, Simon, Smith, Somerville, Squires, Swanson, Tash, Thomas, Trexler, Tropila, Tuss, Walters, Williams,

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Wyatt, Zook, Mr. Speaker.  
Total 63

Noes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, E. Bergsagel, P. Bergsagel, Bitney, Brainard, Brown, E. Clark, Curtiss, Dale, Davies, Dell, Fuchs, Gillan, Golie, Hanson, Jore, Kasten, Masolo, McGee, Molnar, Noennig, Orr, Rehbein, Sliter, Soft, Story, Stovall, Taylor, Vick, Wagner, Witt, Younkin.  
Total 36

Excused: None.  
Total 0

Absent or not voting: Ewer.  
Total 1

**HB 647** passed as follows:

Ayes: Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Buzzas, P. Clark, Cobb, Davies, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Gallus, Galvin-Halcro, Gillan, Golie, Grinde, Guggenheim, Gutsche, Hagener, Haines, Harper, Harrington, Hedges, Hibbard, Holden, Hurdle, Johnson, Juneau, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCulloch, McGee, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Pavlovich, Peck, Quilici, Raney, Rose, Ryan, Schmidt, Simon, Sliter, Smith, Soft, Somerville, Squires, Stovall, Swanson, Tash, Thomas, Trexler, Tropila, Vick, Wagner, Walters, Williams, Wyatt, Younkin, Zook, Mr. Speaker.  
Total 80

Noes: Adams, E. Bergsagel, Brown, E. Clark, R. Clark, Curtiss, Dale, Hanson, Jackson, Jore, Kasten, McCann, Orr, Rehbein, Shockley, Story, Taylor, Witt.  
Total 18

Excused: None.  
Total 0

Absent or not voting: Fuchs, Tuss.  
Total 2

**HB 661** passed as follows:

Ayes: Adams, Ahner, S. Anderson, Barnett, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, E. Clark, P. Clark, Cobb, Curtiss, Dale, Davies, Dell, Fuchs, Grinde, Haines, Hanson, Harrington, Hedges, Hibbard, Holden, Jackson, Johnson, Jore, Kasten, Kitzenberg, Lawson, Lenhart, Masolo, Matthews, McGee, McKenney, Menahan, Molnar, Mood, Ohs, Orr, Rehbein, Rose, Shockley, Simon, Sliter, Soft, Somerville, Squires, Story, Stovall, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Vick, Wagner, Walters, Wyatt, Younkin, Zook.  
Total 63

Noes: Barnhart, Beck, Buzzas, R. Clark, Eggers, Erickson, Ewer, Facey, Fisher, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Harper, Hurdle, Juneau, Krenzler, Lindeen, Mangan, McCann, McCulloch, Pavlovich, Peck, Quilici, Raney, Ryan, Schmidt, Smith, Swanson, Williams, Witt.  
Total 34

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Excused: None.  
Total 0

Absent or not voting: J. Andersen, Noennig, Mr. Speaker.  
Total 3

**SB 5** 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

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SB 36, 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, 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, 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, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Vick, Wagner, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.  
Total 96

Noes: Brainard, Jore, Orr.  
Total 3

Excused: None.  
Total 0

Absent or not voting: Gutsche.  
Total 1

**SB 46, as amended by the House**, concurred in as follows:



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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, 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 99

Noes: Gallus.  
Total 1

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SB 97, as amended by the House, concurred in as follows:**

Ayes: Ahner, S. Anderson, Barnett, Barnhart, Beck, E. Bergsagel, Bookout-Reinicke, Brainard, Brown, E. Clark, P. Clark, Cobb, Dale, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Gallus, Gillan, Golie, Grinde, Guggenheim, Gutsche, Hagener, Haines, Hanson, Harper, Harrington, Hedges, Hibbard, Jackson, Johnson, Juneau, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McGee, McKenney, Menahan, Mood, Noennig, Ohs, Pavlovich, Peck, Quilici, Raney, Rose, Schmidt, Shockley, Simon, Smith, Soft, Somerville, Squires, Story, Stovall, Swanson, Tash, Thomas, Tropila, Tuss, Williams, Witt, Younkin, Zook, Mr. Speaker.  
Total 75

Noes: Adams, J. Andersen, P. Bergsagel, Bitney, Buzzas, R. Clark, Curtiss, Davies, Fuchs, Galvin-Halcro, Holden, Hurdle, Jore, Kasten, Molnar, Orr, Rehbein, Ryan, Sliter, Taylor, Trexler, Vick, Wagner, Walters, Wyatt.  
Total 25

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SB 132, 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, Jackson, Johnson, Jore, Juneau, Kasten, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Masolo, Matthews, McCann, McCulloch, McKenney, Menahan, 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,

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Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.  
Total 93

Noes: Hurdle, Mangan, McGee, Molnar, Orr, Peck, Wagner.  
Total 7

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SB 153, as amended by the House**, concurred in as follows:

Ayes: Ahner, S. Anderson, Barnett, Barnhart, Beck, Bookout-Reinicke, 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, Hagener, Haines, Hanson, Harper, Harrington, Hedges, Hibbard, Holden, Jackson, Johnson, Juneau, Kasten, Kitzenberg, Krenzler, 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, Witt, Wyatt, Younkin, Zook, Mr. Speaker.  
Total 82

Noes: Adams, E. Bergsagel, P. Bergsagel, Bitney, Brainard, Curtiss, Jore, Lawson, McGee, Molnar, Orr, Rehbein, Story, Vick, Wagner.  
Total 15

Excused: None.  
Total 0

Absent or not voting: J. Andersen, Hurdle, Williams.  
Total 3

**SB 179** 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, Gillan, Grinde, Guggenheim, Gutsche, Hagener, Haines, Hanson, Harper, Harrington, Hedges, Hibbard, Holden, Hurdle, Jackson, Johnson, Juneau, Kasten, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCulloch, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Pavlovich, Peck, Quilici, Raney, Rose, Schmidt, Shockley, Simon, Sliter, Smith, Soft, Somerville, Squires, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Vick, Wagner, Walters, Williams, Witt, Younkin, Zook, Mr. Speaker.  
Total 89

Noes: Galvin-Halcro, Golie, Jore, McGee, Orr, Rehbein, Ryan, Story, Tuss, Wyatt.  
Total 10

Excused: None.

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Total 0

Absent or not voting: McCann.

Total 1

**SB 186, 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, 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, Jackson, Johnson, Jore, Juneau, Kasten, Kitzenberg, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McGee, McKenney, Menahan, Molnar, Mood, Ohs, Orr, Peck, Raney, Rehbein, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Smith, Somerville, Squires, Story, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Vick, Wagner, Walters, Williams, Witt, Younkin, Zook, Mr. Speaker.

Total 91

Noes: Brown, Hurdle, Krenzler, Noennig, Pavlovich, Quilici, Soft, Tuss, Wyatt.

Total 9

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 225, as amended by the House**, concurred in as follows:

Ayes: J. Andersen, Barnett, Barnhart, Beck, E. Bergsagel, Bitney, Bookout-Reinicke, Brown, Buzzas, E. Clark, P. Clark, Cobb, Dale, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Gallus, Galvin-Halcro, Gillan, Golie, Grinde, Guggenheim, Gutsche, Hagener, Haines, Hanson, Harper, Harrington, Hedges, Hibbard, Hurdle, Jackson, Johnson, Juneau, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McGee, McKenney, Menahan, Molnar, 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 82

Noes: Adams, Ahner, S. Anderson, P. Bergsagel, Brainard, R. Clark, Curtiss, Davies, Fuchs, Holden, Jore, Kasten, Mood, Orr, Rehbein, Story, Vick, Wagner.

Total 18

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 257** concurred in as follows:

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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, Pavlovich, Peck, Quilici, Raney, Rehbein, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Smith, Soft, Somerville, Squires, Story, Stovall, Swanson, Tash, Taylor, Thomas, Tropila, Tuss, Vick, Wagner, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.  
Total 98

Noes: Orr, Trexler.  
Total 2

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SB 271, as amended by the House, concurred in as follows:**

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

Noes: Barnhart, Beck, Brown, Buzzas, P. Clark, Cobb, Dell, Eggers, Erickson, Ewer, Facey, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Harper, Harrington, Hurdle, Juneau, Krenzler, Lenhart, Lindeen, Mangan, Matthews, McCann, McCulloch, Noennig, Pavlovich, Peck, Quilici, Raney, Rose, Ryan, Schmidt, Smith, Squires, Swanson, Tropila, Tuss, Williams, Wyatt, Younkin, Mr. Speaker.  
Total 47

Excused: None.  
Total 0

Absent or not voting: Hedges.  
Total 1

**SB 293, as amended by the House, concurred in as follows:**

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

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Zook, Mr. Speaker.  
Total 90

Noes: Adams, E. Bergsagel, P. Bergsagel, Hagener, Jackson, Jore, Kasten, Orr, Rehbein, Story.  
Total 10

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SB 306, as amended by the House**, concurred in as follows:

Ayes: Ahner, J. Andersen, Barnett, Barnhart, Beck, Bitney, Bookout-Reinicke, Brown, Buzzas, E. Clark, P. Clark, R. Clark, Cobb, Curtiss, Dale, Davies, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Grinde, Guggenheim, Gutsche, Hagener, Haines, Hanson, Harper, Harrington, Hedges, Hibbard, Holden, Hurdle, Jackson, Johnson, Juneau, Kasten, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McGee, McKenney, Menahan, 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, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.  
Total 90

Noes: Adams, E. Bergsagel, P. Bergsagel, Brainard, Jore, Molnar, Orr, Vick, Wagner.  
Total 9

Excused: None.  
Total 0

Absent or not voting: S. Anderson.  
Total 1

**SB 314** concurred in 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, Dale, Davies, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Grinde, Guggenheim, Gutsche, Hagener, Haines, Hanson, Harper, Harrington, Hedges, Hibbard, Holden, Hurdle, Jackson, Johnson, Juneau, Kasten, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McKenney, Menahan, Molnar, Noennig, Ohs, Pavlovich, Peck, Quilici, Raney, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Smith, Soft, Somerville, Squires, Story, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Vick, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.  
Total 91

Noes: Adams, Curtiss, Jore, McGee, Mood, Orr, Rehbein, Wagner.  
Total 8

Excused: None.

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Total 0

Absent or not voting: Tuss.

Total 1

**SB 330** concurred in as follows:

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

Total 94

Noes: P. Bergsagel, Hagener, Hurdle, Jore, Orr.

Total 5

Excused: None.

Total 0

Absent or not voting: Witt.

Total 1

**SB 346** concurred in as follows:

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

Total 89

Noes: E. Bergsagel, P. Bergsagel, Brown, Fuchs, Jore, McGee, Molnar, Orr, Rehbein, Vick, Wagner.

Total 11

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 353, as amended by the House**, concurred in as follows:

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Ayes: Barnhart, Beck, Brown, Buzzas, P. Clark, Cobb, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Haines, Harper, Harrington, Hibbard, Hurdle, Juneau, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McKenney, Menahan, Noennig, Pavlovich, Peck, Quilici, Raney, Ryan, Schmidt, Simon, Smith, Soft, Squires, Swanson, Tash, Tropila, Tuss, Wagner, Williams, Wyatt, Mr. Speaker.

Total 56

Noes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, E. Clark, R. Clark, Curtiss, Dale, Davies, Fuchs, Grinde, Hanson, Hedges, Holden, Jackson, Johnson, Jore, Kasten, McGee, Molnar, Mood, Ohs, Orr, Rehbein, Rose, Shockley, Sliter, Somerville, Story, Stovall, Taylor, Thomas, Trexler, Vick, Walters, Witt, Younkin, Zook.

Total 44

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 355** concurred in as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brown, E. Clark, R. Clark, Cobb, Curtiss, Dale, Davies, Fisher, Fuchs, Gallus, Grinde, Guggenheim, Haines, Hanson, Hedges, Hibbard, Holden, Jackson, Johnson, Jore, Lenhart, Lindeen, Masolo, Matthews, McGee, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Pavlovich, Peck, Quilici, Rehbein, Rose, Ryan, Shockley, Simon, Sliter, Soft, Somerville, Story, Stovall, Tash, Taylor, Thomas, Trexler, Tropila, Vick, Wagner, Walters, Witt, Younkin, Zook, Mr. Speaker.

Total 65

Noes: Barnhart, Beck, Brainard, Buzzas, P. Clark, Dell, Eggers, Erickson, Ewer, Facey, Galvin-Halcro, Gillan, Golie, Gutsche, Hagener, Harper, Harrington, Hurdle, Juneau, Kasten, Kitzenberg, Krenzler, Lawson, Mangan, McCann, McCulloch, Orr, Raney, Schmidt, Smith, Squires, Swanson, Tuss, Williams, Wyatt.

Total 35

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 397** concurred in as follows:

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

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Tropila, Tuss, Vick, Wagner, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.  
Total 94

Noes: Adams, Brainard, Jore, Orr.  
Total 4

Excused: None.  
Total 0

Absent or not voting: Johnson, Lindeen.  
Total 2

**SB 398** concurred in as follows:

Ayes: Ahner, S. Anderson, Barnhart, Beck, Bookout-Reinicke, Buzzas, P. Clark, R. Clark, Cobb, Dale, Davies, Dell, Eggers, Erickson, Ewer, Facey, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Grinde, Guggenheim, Gutsche, Hagener, Haines, Harper, Harrington, Hedges, Hibbard, Holden, Hurdle, Jackson, Johnson, Juneau, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McKenney, Menahan, Noennig, Ohs, Pavlovich, Peck, Quilici, Raney, Rehbein, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Smith, Soft, Somerville, Squires, Stovall, Swanson, Tash, Thomas, Tropila, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.  
Total 76

Noes: Adams, J. Andersen, Barnett, E. Bergsagel, P. Bergsagel, Bitney, Brainard, E. Clark, Curtiss, Fisher, Hanson, Jore, Kasten, McGee, Molnar, Mood, Orr, Story, Taylor, Trexler, Tuss, Vick, Wagner.  
Total 23

Excused: None.  
Total 0

Absent or not voting: Brown.  
Total 1

**SB 399** concurred in as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, E. Bergsagel, Bitney, Brainard, Brown, E. Clark, P. Clark, R. Clark, Cobb, Curtiss, Dale, 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, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Masolo, Matthews, McCann, McCulloch, McGee, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Pavlovich, Quilici, Raney, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Soft, Somerville, Squires, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.  
Total 84

Noes: P. Bergsagel, Bookout-Reinicke, Buzzas, Davies, Dell, Jore, Juneau, Kasten, Mangan, Orr, Peck, Rehbein, Story, Vick, Wagner.  
Total 15

Excused: None.



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Total 0

Absent or not voting: Smith.

Total 1

**SB 417, as amended by the House**, concurred in as follows:

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

Total 72

Noes: Adams, E. Bergsagel, P. Bergsagel, Cobb, Curtiss, Dale, Davies, Fuchs, Grinde, Hanson, Jore, Kasten, Lawson, Masolo, McCann, McGee, Molnar, Mood, Orr, Rehbein, Taylor, Trexler, Vick, Wagner, Walters, Wyatt.

Total 26

Excused: None.

Total 0

Absent or not voting: S. Anderson, Bookout-Reinicke.

Total 2

**SB 446** concurred in as follows:

Ayes: Ahner, J. Andersen, S. Anderson, Barnett, Beck, Bitney, Bookout-Reinicke, Brainard, Buzzas, E. Clark, R. Clark, Eggers, Facey, Fuchs, Gallus, Galvin-Halcro, Golie, Grinde, Guggenheim, Haines, Hanson, Harper, Harrington, Hedges, Hibbard, Holden, Juneau, Kitzenberg, Lawson, Lenhart, Lindeen, Mangan, Matthews, McCulloch, McKenney, Menahan, Mood, Ohs, Pavlovich, Quilici, Raney, Rose, Ryan, Schmidt, Shockley, Sliter, Smith, Somerville, Squires, Story, Stovall, Swanson, Tash, Taylor, Tropila, Tuss, Walters, Williams, Witt, Younkin, Zook, Mr. Speaker.

Total 62

Noes: Adams, Barnhart, E. Bergsagel, P. Bergsagel, Brown, P. Clark, Cobb, Curtiss, Dale, Davies, Dell, Erickson, Ewer, Fisher, Gillan, Gutsche, Hagener, Hurdle, Jackson, Johnson, Jore, Kasten, Krenzler, Masolo, McCann, McGee, Molnar, Noennig, Orr, Peck, Rehbein, Simon, Soft, Thomas, Trexler, Vick, Wagner, Wyatt.

Total 38

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 462, as amended by the House**, concurred in as follows:

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

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Brown, R. Clark, Curtiss, Dale, Dell, Fisher, Fuchs, Gallus, Gillan, Grinde, Haines, Hanson, Hedges, Hibbard, Holden, Jackson, Johnson, Juneau, Kasten, Kitzenberg, Krenzler, Lenhart, Mangan, Masolo, Matthews, McCann, McGee, McKenney, Menahan, Mood, Noennig, Ohs, Pavlovich, Quilici, Raney, Rehbein, Rose, Shockley, Simon, Sliter, Smith, Soft, Somerville, Story, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tuss, Wagner, Walters, Witt, Younkin, Zook, Mr. Speaker.

Total 66

Noes: Adams, Beck, P. Bergsagel, Buzzas, E. Clark, P. Clark, Cobb, Davies, Eggers, Erickson, Ewer, Facey, Galvin-Halcro, Golie, Guggenheim, Gutsche, Hagener, Harper, Harrington, Hurdle, Jore, Lawson, Lindeen, McCulloch, Molnar, Orr, Peck, Ryan, Schmidt, Squires, Tropila, Vick, Williams, Wyatt.

Total 34

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 472, as amended by the House**, concurred in as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, 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, Grinde, Guggenheim, Gutsche, Haines, Hanson, Harper, Harrington, Hedges, Hibbard, Holden, Hurdle, Jackson, Johnson, Jore, Kasten, Kitzenberg, Lawson, Lenhart, Lindeen, Masolo, Matthews, McCulloch, McGee, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Orr, Pavlovich, Quilici, Raney, Rehbein, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Smith, Soft, Somerville, Squires, Story, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Vick, Wagner, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.

Total 92

Noes: Barnhart, Galvin-Halcro, Hagener, Juneau, Krenzler, Mangan, McCann, Peck.

Total 8

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 473** 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, Vick, Wagner, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.

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Total 99

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Tuss.

Total 1

**SB 482, as amended by the House**, concurred in as follows:

Ayes: Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, Bitney, Bookout-Reinicke, Brown, Buzzas, E. Clark, R. Clark, Cobb, Eggers, Erickson, Fisher, Galvin-Halcro, Golie, Grinde, Guggenheim, Gutsche, Hagener, Haines, Hanson, Harper, Harrington, Hedges, Hibbard, Holden, Hurdle, Jackson, Johnson, Juneau, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCulloch, McKenney, Menahan, Mood, Pavlovich, Peck, Quilici, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Smith, Soft, Somerville, Squires, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Wagner, Walters, Williams, Witt, Younkin, Zook, Mr. Speaker.  
Total 72

Noes: Adams, E. Bergsagel, P. Bergsagel, Brainard, P. Clark, Curtiss, Dale, Davies, Dell, Ewer, Facey, Fuchs, Gallus, Gillan, Jore, Kasten, McCann, McGee, Molnar, Noennig, Ohs, Orr, Raney, Rehbein, Story, Tuss, Vick, Wyatt.

Total 28

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 490, as amended by the House**, concurred in as follows:

Ayes: J. Andersen, S. Anderson, Barnett, Barnhart, E. Bergsagel, Bitney, Bookout-Reinicke, Brown, P. Clark, R. Clark, Cobb, Dale, Dell, Eggers, Facey, Gallus, Galvin-Halcro, Gillan, Golie, Grinde, Guggenheim, Haines, Hanson, Harrington, Hibbard, Johnson, Juneau, Kitzenberg, Krenzler, Lawson, Masolo, Matthews, McCulloch, Menahan, Mood, Noennig, Ohs, Pavlovich, Quilici, Rose, Ryan, Shockley, Simon, Sliter, Soft, Somerville, Squires, Stovall, Swanson, Tash, Trexler, Tropila, Tuss, Williams, Wyatt, Younkin, Zook, Mr. Speaker.

Total 58

Noes: Adams, Ahner, Beck, P. Bergsagel, Brainard, Buzzas, E. Clark, Curtiss, Davies, Erickson, Fisher, Fuchs, Gutsche, Hagener, Harper, Hedges, Holden, Hurdle, Jackson, Jore, Kasten, Lenhart, Lindeen, Mangan, McCann, McGee, McKenney, Molnar, Orr, Peck, Raney, Rehbein, Schmidt, Smith, Story, Taylor, Thomas, Vick, Wagner, Walters, Witt.

Total 41

Excused: None.

Total 0

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Absent or not voting: Ewer.  
Total 1

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

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

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

**SB 217** - Representative Noennig moved **SB 217** be concurred in. Motion carried as follows:

Ayes: Adams, Ahner, J. Andersen, 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, McCulloch, McGee, McKenney, Menahan, Mood, Noennig, Ohs, Orr, Pavlovich, Peck, Quilici, Raney, Rehbein, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Smith, Soft, Somerville, Squires, Story, Stovall, Swanson, Tash, Taylor, Thomas, Tropila, Tuss, Vick, Wagner, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.  
Total 96

Noes: McCann, Trexler.  
Total 2

Excused: None.  
Total 0

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

**SB 94** - Representative R. Clark moved **SB 94** be concurred in. Motion carried as follows:

Ayes: Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, E. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, Buzzas, E. Clark, P. Clark, R. Clark, Cobb, Curtiss, Dale, Davies, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Gallus, Galvin-Halcro, Gillan, Golie, Grinde, Guggenheim, Gutsche, Hagener, Haines, Hanson, Harper, Harrington, Hedges, Hibbard, Holden, Hurdle, Jackson, Johnson, Juneau, Kasten, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McGee, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Pavlovich, Peck, Quilici, Raney, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Smith, Soft, Somerville, Squires, Stovall, Tash, Taylor, Thomas, Trexler, Tropila, Wagner, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.  
Total 90

Noes: Adams, P. Bergsagel, Jore, Orr, Rehbein, Story, Tuss, Vick.  
Total 8

Excused: None.

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Total 0

Absent or not voting: Fuchs, Swanson.

Total 2

**SJR 4** - Representative B. Thomas moved **SJR 4** be concurred in. Motion carried as follows:

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

Total 88

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

Total 8

Excused: None.

Total 0

Absent or not voting: Bitney, Kasten, Witt, Wyatt.

Total 4

**SB 195** - Representative Pavlovich moved **SB 195** be concurred in.

**SB 195** - Representative Pavlovich moved **SB 195**, second reading copy, be amended as follows :

1. Page 1, line 26.

**Following:** "(1)"

**Insert:** "or subsection (3)"

2. Page 2, line 7.

**Following:** "system"

**Insert:** "and is not otherwise ineligible under subsection (2)(a)"

Amendment adopted as follows:

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

Total 97

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Noes: None.  
Total 0

Excused: None.  
Total 0

Absent or not voting: Bookout-Reinicke, Gallus, McCann.  
Total 3

**SB 195** - Representative Wyatt moved **SB 195**, second reading copy, be further amended as follows :

1. Page 2, line 3.

**Following:** "~~cost~~"

**Insert:** "without cost"

2. Page 2, line 8.

**Strike:** " ;"

3. Page 2, line 9.

**Strike:** "(I)"

4. Page 2, line 10 through line 15.

**Strike:** " ;" on line 10 through "CONTRIBUTION" on line 15

Amendment failed as follows:

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

Total 72

Excused: None.  
Total 0

Absent or not voting: Swanson, Younkin.  
Total 2

**SB 195** - Representative Wyatt moved **SB 195**, second reading copy, be further amended as follows :

1. Title, page 1, line 7.

**Following:** " ;"

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**Insert:** "EXEMPTING MILITARY SERVICE PURCHASES FROM THE LIMIT ON ADDITIONAL SERVICE;"  
**Strike:** "SECTION"  
**Insert:** "SECTIONS"

2. Title, page 1, line 8.  
**Following:** "19-3-503"  
**Insert:** "AND 19-3-513"

3. Page 2.  
**Following:** line 15  
**Insert:** "Section 2. Section 19-3-513, MCA, is amended to read:

**"19-3-513. Election to purchase additional service.** (1) At any time before retirement, a person who has 5 years or more of membership service may make a written election with the board to purchase additional service credit for the purpose of calculating the member's retirement benefit. Except as provided in subsection (3), the member may purchase 1 year of additional service credit for each 5 years of membership service that the member has qualified under the retirement system, up to a maximum of 5 years of additional service.

(2) For each year of service credit purchased under this section, a member shall contribute to the pension trust fund the actuarial cost of the service credit based on the most recent actuarial valuation of the system. Contributions may be made in a lump-sum payment or by making additional contributions in installments as agreed upon by the member and the board.

(3) (a) Except as provided in subsection (3)(b), a member may elect to qualify a combined total of 5 years of service under ~~19-3-503~~, 19-3-512, or this section.

(b) A member who has purchased service under 19-3-503 or 19-3-512 on or before January 1, 1990, and who elects to purchase service under this section ~~shall~~ must receive credit for the full months of service purchased on or before January 1, 1990.

(4) Service purchased under this section is not membership service and may not be used to qualify a member for service retirement."

**Renumber:** subsequent sections

Amendment adopted as follows:

Ayes: Ahner, J. Andersen, Barnett, Barnhart, Beck, Bitney, Bookout-Reinicke, Brown, Buzzas, P. Clark, Cobb, Dale, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Gallus, Galvin-Halcro, Gillan, Golie, Grinde, Guggenheim, Gutsche, Hagener, Haines, Harper, Harrington, Hibbard, Holden, Hurdle, Johnson, Juneau, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McGee, McKenney, Menahan, Noennig, Pavlovich, Quilici, Raney, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Soft, Somerville, Squires, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Williams, Witt, Wyatt, Zook, Mr. Speaker.  
Total 73

Noes: Adams, S. Anderson, E. Bergsagel, P. Bergsagel, Brainard, E. Clark, R. Clark, Curtiss, Davies, Hanson, Hedges, Jackson, Jore, Kasten, Molnar, Mood, Ohs, Orr, Peck, Rehbein, Smith, Story, Vick, Wagner, Walters, Younkin.  
Total 26

Excused: None.  
Total 0

Absent or not voting: Fuchs.  
Total 1

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Motion that **SB 195**, as amended, be concurred in carried as follows:

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

Total 82

Noes: Adams, Barnhart, E. Bergsagel, P. Bergsagel, Cobb, Davies, Hanson, Jore, Kasten, Molnar, Orr, Rehbein, Taylor, Vick, Wagner, Walters.

Total 16

Excused: None.

Total 0

Absent or not voting: Gillan, Tuss.

Total 2

**SB 423** - Representative Noennig moved **SB 423** 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, 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, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McGee, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Pavlovich, Peck, Quilici, Raney, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Soft, Somerville, Squires, Story, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Wagner, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.

Total 92

Noes: Adams, Davies, Jore, Lawson, Orr, Rehbein, Smith, Vick.

Total 8

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 269** - Representative Ewer moved **SB 269** be concurred in. Motion carried as follows:

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



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Pavlovich, Peck, Quilici, Raney, Rehbein, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Smith, Soft, Somerville, Squires, Stovall, Swanson, Tash, Taylor, Trexler, Tropila, Tuss, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.

Total 87

Noes: Adams, Brainard, Hanson, Jore, Lawson, McGee, Orr, Vick, Wagner.

Total 9

Excused: None.

Total 0

Absent or not voting: Davies, Molnar, Story, Thomas.

Total 4

**SB 429** - Representative Dale moved **SB 429** be concurred in. Motion failed as follows:

Ayes: Beck, Bitney, Buzzas, E. Clark, P. Clark, Cobb, Dale, Eggers, Fuchs, Gallus, Gillan, Golie, Gutsche, Hagener, Hanson, Harper, Harrington, Hedges, Hibbard, Jackson, Juneau, Krenzler, Lawson, Mangan, Matthews, McKenney, Menahan, Mood, Ohs, Pavlovich, Quilici, Ryan, Schmidt, Sliter, Somerville, Squires, Swanson, Tash, Thomas, Tropila, Tuss, Williams, Witt.

Total 43

Noes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, E. Bergsagel, P. Bergsagel, Bookout-Reinicke, Brainard, R. Clark, Curtiss, Davies, Dell, Erickson, Ewer, Facey, Fisher, Galvin-Halcro, Grinde, Guggenheim, Haines, Holden, Hurdle, Johnson, Jore, Kasten, Kitzenberg, Lenhart, Lindeen, Masolo, McCann, McCulloch, McGee, Molnar, Noennig, Orr, Peck, Raney, Rehbein, Rose, Shockley, Simon, Smith, Soft, Story, Stovall, Taylor, Trexler, Vick, Wagner, Walters, Wyatt, Younkin, Zook, Mr. Speaker.

Total 56

Excused: None.

Total 0

Absent or not voting: Brown.

Total 1

**SB 463** - Representative Younkin moved **SB 463** be concurred in. Motion carried as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, Buzzas, E. Clark, P. Clark, R. Clark, Curtiss, Dale, Davies, Eggers, Erickson, Ewer, Facey, Fuchs, Gallus, Grinde, Gutsche, Haines, Hanson, Harper, Hedges, Hibbard, Jore, Kasten, Kitzenberg, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCulloch, McGee, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Orr, Pavlovich, Quilici, Raney, Rehbein, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Soft, Somerville, Stovall, Swanson, Tash, Thomas, Trexler, Vick, Wagner, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.

Total 75

Noes: Barnhart, Beck, Cobb, Dell, Fisher, Galvin-Halcro, Gillan, Golie, Guggenheim, Hagener, Holden, Hurdle, Johnson, Juneau, Krenzler, McCann, Peck, Smith, Squires, Story, Taylor, Tropila, Tuss.

Total 23

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Excused: None.  
Total 0

Absent or not voting: Harrington, Jackson.  
Total 2

**SB 190** - Representative Facey moved **SB 190** 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, Hagener, Haines, Hanson, Harper, Harrington, Hedges, 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, Witt, Wyatt, Younkin, Zook, Mr. Speaker.  
Total 96

Noes: None.  
Total 0

Excused: None.  
Total 0

Absent or not voting: Grinde, Gutsche, Hibbard, Williams.  
Total 4

**HB 350** - Representative Grinde moved consideration of **HB 350** be placed below **HB 240** on the second reading board. Motion carried.

Representative Grinde moved that the House recess for the purpose of caucuses and reconvene at 2:00 p.m.

House recessed at 1:20 p.m.

House reconvened at 2:00 p.m.

**HB 260** - Representative Mood moved **HB 260** do pass.

**HB 260** - Representative Sliter moved **HB 260**, second reading copy, be amended as follows :

1. Title, line 17.  
**Following:** "~~17-6-308,~~"  
**Insert:** ", 17-5-709,"

2. Page 9, line 14.  
**Insert:** "**Section 5.** Section 17-5-709, MCA, is amended to read:  
"**17-5-709. Continued tax deposit limit on additional bonds.** (1) (a) The legislature shall provide for the continued assessment, levy, collection, and deposit into the coal severance tax bond fund of the coal severance tax ~~which that,~~ together with ~~such other revenues~~ revenue, assets, and money ~~as that~~ may be deposited to one or

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more special bond funds pledged for the benefit of coal severance tax bonds, will be sufficient to produce an amount that is at least the amount necessary to pay, when due, the annual debt service charges on all outstanding coal severance tax bonds.

(b) The legislature shall provide for the continued assessment, levy, collection, and deposit into the coal producer's license tax bond account of the coal producer's license taxes that, together with other revenue, assets, and money that may be deposited to one or more special bond funds pledged for the benefit of coal severance tax bonds, will be sufficient to produce an amount that when combined with the deposits in subsection (1)(a) is at least the amount necessary to pay, when due, the annual debt service charges on all outstanding coal severance tax bonds.

(2) The board of examiners may issue no coal severance tax bonds unless the aggregate amount of coal severance tax bonds outstanding, including the proposed issue and any other coal severance tax bonds authorized but not yet issued, can be serviced with no more than two-thirds of the annual deposits into the coal severance tax bond fund and coal producer's license tax bond account, as determined by the average of the deposits during the preceding 3 fiscal years, together with the average of the aggregate amount of ~~revenues~~ revenue, assets, or money deposited in one or more special bond funds used to pay debt service on outstanding coal severance tax bonds during the preceding 3 fiscal years.

(3) The provisions of this section may not be modified so as to reduce the security for any coal severance tax bonds while ~~such~~ the bonds are outstanding."

**Renumber:** subsequent sections

3. Page 11, line 18.

**Strike:** "7"

**Insert:** "8"

4. Page 11, line 22.

**Strike:** "8"

**Insert:** "9"

5. Page 11, line 26.

**Strike:** "6"

**Insert:** "7"

6. Page 11, line 30.

**Following:** "TO"

**Insert:** "a coal severance tax bond account to pay debt service on outstanding coal severance tax bonds issued pursuant to Title 17, chapter 5, part 7. Money in the account that is not needed for bond security is transferred to"

7. Page 12, line 1.

**Strike:** ":",

**Insert:** "."

8. Page 12, line 9.

**Following:** line 8

**Insert:** "(f) 0.64% to the cultural and aesthetic trust fund provided for in 15-35-108(6);"

**Renumber:** subsequent subsections

9. Page 12, line 13.

**Insert:** "NEW SECTION. Section 10. Special revenue account for coal severance tax bonds. There is coal severance tax bond account in the state special revenue fund. Money must be deposited in the account as provided in [section 9]. Money in the account is pledged to the payment of principal and interest on all coal severance tax

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bonds issued pursuant to Title 17, chapter 5, part 7. Money in the account that is not needed for the bond pledge must be transferred to the research and commercialization expendable trust fund established in [section 2]."

**Renumber:** subsequent sections

10. Page 14, line 9.

**Strike:** "AND 11" on line 9

**Insert:** "12, and 13"

11. Page 14, line 10.

**Strike:** "AND 11"

**Insert:** "12, and 13"

12. Page 14, line 11.

**Strike:** "6"

**Insert:** "7"

**Strike:** "8"

**Insert:** "9"

13. Page 14, line 12.

**Strike:** "6"

**Insert:** "7"

**Strike:** "8"

**Insert:** "9"

14. Page 14, line 13.

**Strike:** "9"

**Insert:** "11"

15. Page 14, line 14.

**Strike:** "9"

**Insert:** "11"

Amendment adopted as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, 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, Rehbein, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Soft, Somerville, Squires, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Vick, Wagner, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.

Total 96

Noes: Raney, Smith.

Total 2

Excused: None.

Total 0

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Absent or not voting: Barnhart, Story.  
Total 2

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

1. Title, line 5.

**Following:** "FUNDS;"

**Insert:** "REVISING THE USE OF COAL SEVERANCE TAX FUNDS;"

2. Title, line 8.

**Strike:** "EXPENDABLE"

3. Title, lines 10 through 12.

**Strike:** "ESTABLISHING" on line 10 through "PAID;" on line 12

**Insert:** "ESTABLISHING A RESEARCH AND COMMERCIALIZATION ACCOUNT; TRANSFERRING A PORTION OF THE COAL TAX PERMANENT FUND TO THE RESEARCH AND COMMERCIALIZATION TRUST;"

4. Title, line 15.

**Strike:** "PRODUCER'S LICENSE TAXES"

**Insert:** "SEVERANCE TAX EARNINGS"

5. Title, line 17.

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

**Insert:** ", 17-6-305, 17-6-308,"

6. Page 2, line 4.

**Strike:** "EXPENDABLE"

**Following:** "account"

**Insert:** "and a state special revenue account"

**Strike:** "SECTION"

**Insert:** "sections"

**Following:** "3"

**Insert:** "and 3"

7. Page 2, line 15.

**Strike:** "SECTION"

**Insert:** "sections"

**Following:** "3"

**Insert:** "and 3"

8. Page 2, line 20.

**Strike:** "EXPENDABLE"

9. Page 2, lines 21 and 22.

**Strike:** "EXPENDABLE" on line 21

**Following:** "fund" on line 21

**Strike:** remainder of line 21 through "TREASURY" on line 22

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**Insert:** "coal severance tax trust fund"

10. Page 2, line 24.

**Strike:** "EXPENDABLE"

11. Page 2, line 25.

**Strike:** "EXPENDABLE"

12. Page 2, line 26.

**Strike:** "FUND"

**Insert:** "special revenue account provided for in [section 3]"

13. Page 2, lines 28 and 29.

**Strike:** "RESEARCH" on line 28 through "TRUST" on line 29

**Insert:** "Special revenue account"

14. Page 2, line 30 through page 3, line 1.

**Strike:** "THE" on line 30 through "IS" on line 1

**Insert:** "There is an account within the state special revenue fund. The account and 90% of the income and earnings on the account are"

15. Page 3, line 3.

**Strike:** "9"

**Insert:** "8"

16. Page 3, line 5.

**Strike:** "EXPENDABLE"

**Insert:** "special revenue account in this section and the research and commercialization"

**Strike:** "[SECTION 2]"

**Insert:** "17-5-703"

17. Page 3, line 7.

**Strike:** "EXPENDABLE TRUST FUND"

**Insert:** "special revenue account"

18. Page 4, line 1.

**Strike:** "EXPENDABLE TRUST FUND"

**Insert:** "special revenue account"

**Strike:** "FUND"

**Insert:** "account"

19. Page 4, line 19.

**Strike:** "AND"

20. Page 4, line 5.

**Strike:** "FUND"

**Insert:** "account"

21. Page 4, line 20.

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

**Insert:** "; and (f) a research and commercialization trust fund"

22. Page 4, line 26.

**Strike:** "(5)"

**Insert:** "(6)"

23. Page 5, line 6.

**Strike:** "2023"

**Insert:** "2013"

24. Page 5, line 7.

**Strike:** "100%"

**Insert:** "50%"

25. Page 5, line 24.

**Following:** "~~fund~~."

**Insert:** " (5)(a) On July 1, 1999, the state treasurer shall transfer to the research and commercialization trust fund \$60 million of the amount in the coal severance tax permanent fund.

(b) The state treasurer shall monthly transfer from the research and commercialization trust fund to the special revenue

account provided for in [section 3] 90% the earnings on the fund for funding approved projects or approved payments. Earnings not transferred to the special revenue account must be retained in the research and commercialization trust fund."

**Renumber:** subsequent subsection

26. Page 9, line 13.

**Insert:** "**Section 5.** Section 17-6-305, MCA, is amended to read:

**"17-6-305. (Temporary) Investment of up to twenty-five percent of coal tax trust fund in Montana economy -- report by board.** (1) Subject to the provisions of 17-6-201(1), the board shall endeavor to invest up to 25% of the permanent coal tax trust fund established in 17-6-203(6) in the Montana economy, with special emphasis on investments in new or expanding locally owned enterprises. Investments made pursuant to this section do not include investments made pursuant to 17-6-309(2). For purposes of calculating the 25% of the permanent coal tax trust fund, the board shall include all funds listed in 17-5-703(1). The portion of the permanent coal tax trust fund administered by the Montana board of science and technology development pursuant to 17-6-308(3) may not be included in the 25% of the trust fund allocated to the board for in-state investment under this section.

(2) In determining the probable income to be derived from investment of this revenue, the long-term benefit to the Montana economy must be considered.

(3) The legislature may provide additional procedures to implement this section.

(4) The board shall include a report on the investments made under this section as a part of the information required by 17-7-111.

**17-6-305. (Effective July 1, 1999) Investment of up to twenty-five percent of coal tax trust fund in Montana economy -- report by board.** (1) Subject to the provisions of 17-6-201(1), the board shall endeavor to invest up to 25% of the permanent coal tax trust fund established in 17-6-203(6) in the Montana economy, with special emphasis on investments in new or expanding locally owned enterprises. Investments made pursuant to this section do not include investments made pursuant to 17-6-309(2). For purposes of calculating the 25% of the permanent coal tax trust fund, the board shall include all funds listed in 17-5-703(1). The portion of the permanent coal tax trust fund contained in portfolios formerly administered by the Montana board of science and technology development and administered by the department pursuant to part 5 of this chapter is included in the 25% of the trust

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fund allocated to the board for in-state investment under this section. The portion of the permanent coal tax trust fund administered pursuant to 17-6-308(3) by the board of research and commercialization technology may not be included in the 25% of the trust fund allocated to the board for in-state investments under this section.

(2) In determining the probable income to be derived from investment of this revenue, the long-term benefit to the Montana economy must be considered.

(3) The legislature may provide additional procedures to implement this section.

(4) The board shall include a report on the investments made under this section as a part of the information required by 17-7-111."

**Insert: "Section 6.** Section 17-6-308, MCA, is amended to read:

**"17-6-308. (Temporary) Authorized investments.** (1) Except as provided in subsections (2) and (3) and subject to the provisions of 17-6-201, the Montana permanent coal tax trust fund must be invested as authorized by rules adopted by the board.

(2) The board may make loans from the permanent coal tax trust fund to the capital reserve account created pursuant to 17-5-1515 to establish balances or restore deficiencies in the account. The board may agree in connection with the issuance of bonds or notes secured by the account or fund to make the loans. Loans must be on terms and conditions determined by the board and must be repaid from revenue realized from the exercise of the board's powers under 17-5-1501 through 17-5-1518 and 17-5-1521 through 17-5-1529, subject to the prior pledge of the revenue to the bonds and notes.

(3) The board shall allow the Montana board of science and technology development, provided for in 2-15-1818, to administer \$12.5 million of the permanent coal tax trust fund for seed capital project loans or mezzanine financing loans and \$11.1 million of the permanent coal tax trust fund for research and development project matching funds for projects at Montana public universities. The board may grant up to \$2 million of interest and income from investments to research and development projects at Montana public universities. The research and development projects may include grant matching fund purposes. This authority does not extend beyond June 30, 1999, for seed capital project loans and beyond June 30, 1999, for research and development projects. Except for \$915,000, all uncommitted seed capital funds must revert to the coal severance tax permanent fund. The department may use up to \$75,000 each year of the seed capital funds for administrative purposes. The board of science and technology development, with the concurrence of the director of the department, may extend an additional loan to an existing seed capital portfolio company by up to \$700,000. In the fiscal year ending June 30, 1998, the department shall transfer \$250,000 of interest and earnings to the Montana supreme court to be used to fund the judges' retirement system. Until the Montana board of science and technology development makes a loan pursuant to the provisions of Title 90, chapter 3, the funds under its administration must be invested by the board pursuant to the provisions of 17-6-201. As seed capital and mezzanine financing loans made pursuant to this subsection are repaid, the proceeds of the seed capital portion of the Montana board of science and technology development loans must be deposited in the coal severance tax permanent fund until all loans have been repaid plus the amount of 7% simple interest for the years that the loans have been outstanding. The board shall calculate the amount of the interest charge. The board may use up to \$25,000 of the repayments for administrative costs in the fiscal year ending June 30, 1997.

(4) The board shall adopt rules to allow a nonprofit corporation to apply for economic assistance. The rules must recognize that different criteria may be needed for nonprofit corporations than for for-profit corporations.

(5) Beginning July 1, 1999, all repayments proceeds in excess of \$4.395 million must be deposited in the coal severance tax permanent fund. In the fiscal year ending June 30, 1998, the department shall transfer \$250,000 from the interest and earnings from job investment loans to the Montana supreme court to be used to fund the judges' retirement system.

**17-6-308. (Effective July 1, 1999) Authorized investments.** (1) Except as provided in subsections (2) and (3) and subject to the provisions of 17-6-201, the Montana permanent coal tax trust fund must be invested as authorized by rules adopted by the board.

(2) The board may make loans from the permanent coal tax trust fund to the capital reserve account created pursuant to 17-5-1515 to establish balances or restore deficiencies in the account. The board may agree in connection with the issuance of bonds or notes secured by the account or fund to make the loans. Loans must be on terms and



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conditions determined by the board and must be repaid from revenue realized from the exercise of the board's powers under 17-5-1501 through 17-5-1518 and 17-5-1521 through 17-5-1529, subject to the prior pledge of the revenue to the bonds and notes.

(3) The department shall manage the seed capital and research and development loan portfolios created by the former Montana board of science and technology development. The department shall establish an appropriate repayment schedule for all outstanding research and development loans made to the university system. The department shall report the schedule to the 56th legislature. The department shall develop a business investment strategy for investing in Montana business and shall present the proposal to the 56th legislature. The department is the successor in interest to all agreements, contracts, loans, notes, or other instruments entered into by the Montana board of science and technology development as part of the seed capital and research and development loan portfolios. Until the department makes a loan pursuant to the provisions of part 5 of this chapter, the \$915,000 in funds under its administration must be invested by the board pursuant to the provisions of 17-6-201. As loans made pursuant to part 5 of this chapter are repaid, the department may reinvest the principal in new loans pursuant to part 5 of this chapter. The board shall allow the board of research and commercialization technology to administer the research and commercialization trust fund for the purpose of creating funding for research and commercialization projects.

(4) The board shall adopt rules to allow a nonprofit corporation to apply for economic assistance. The rules must recognize that different criteria may be needed for nonprofit corporations than for for-profit corporations.

(5) Beginning July 1, 1999, all repayments proceeds in excess of \$4.395 million must be deposited in the coal severance tax permanent fund. In the fiscal year ending June 30, 1998, the department shall transfer \$250,000 from the interest and earnings from job investment loans to the Montana supreme court to be used to fund the judges' retirement system."

**Renumber:** subsequent sections

27. Page 11, line 16 through page 12, line 12.

**Strike:** sections 6 through 8 in their entirety

**Renumber:** subsequent sections

28. Page 14, lines 8 and 9.

**Following:** "3<sub>1</sub>" on line 8

**Insert:** "9, and"

**Following:** "10" on line 8

**Strike:** remainder of line 8 through "11" on line 9

29. Page 14, line 10.

**Following:** "3<sub>1</sub>"

**Insert:** "9, and"

**Following:** "10"

**Strike:** ", AND 11"

30. Page 14, lines 11 and 12.

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

**Renumber:** subsequent subsection

31. Page 14, line 13.

**Strike:** "9"

**Insert:** "8"

32. Page 14, line 14.

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**Strike:** "9"  
**Insert:** "8"

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

Total 40

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, Kitzenberg, Lawson, Masolo, McGee, McKenney, Molnar, Mood, Noennig, Ohs, Orr, Pavlovich, Rehbein, Rose, Shockley, Sliter, Soft, Somerville, Story, Stovall, Tash, Taylor, Thomas, Trexler, Vick, Wagner, Walters, Witt, Younkin, Zook, Mr. Speaker.

Total 59

Excused: None.

Total 0

Absent or not voting: Simon.

Total 1

**HB 260** - Representative Cobb moved **HB 260**, second reading copy, be further amended as follows :

1. Page 4, line 11.

**Insert:** "(7) The board shall identify whether a grant or loan is to be used for basic research, applied research, or some combination of both. For the purposes of this section, "applied research" means research that is conducted to attain a specific benefit or solve a practical problem and "basic research" means research that is conducted to uncover the basic function or mechanism of a scientific question."

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

Total 100

Noes: None.

Total 0

Excused: None.

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Total 0

Absent or not voting: None.

Total 0

**HB 260** - Representative Facey moved **HB 260**, second reading copy, be further amended as follows :

1. Page 11, line 17.

**Strike:** "101.5%"

**Insert:** "100%"

Amendment failed as follows:

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

Total 42

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

Total 57

Excused: None.

Total 0

Absent or not voting: Simon.

Total 1

**HB 260** - Representative Trexler moved for cloture. Motion failed as follows:

Ayes: Adams, J. Andersen, S. Anderson, Barnett, Barnhart, Brainard, Brown, R. Clark, Cobb, Curtiss, Dale, Fisher, Grinde, Haines, Hanson, Hedges, Hibbard, Holden, Jackson, Jore, Kasten, Kitzenberg, Masolo, McGee, Molnar, Ohs, Orr, Pavlovich, Quilici, Rehbein, Rose, Shockley, Somerville, Stovall, Tash, Taylor, Thomas, Trexler, Vick, Wagner, Walters, Witt, Younkin, Zook, Mr. Speaker.

Total 45

Noes: Ahner, Beck, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Buzzas, E. Clark, P. Clark, Davies, Dell, Eggers, Erickson, Ewer, Facey, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Harper, Harrington, Hurdle, Johnson, Juneau, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Matthews, McCann, McCulloch, McKenney, Menahan, Mood, Noennig, Peck, Raney, Ryan, Schmidt, Simon, Sliter, Smith, Soft, Squires, Story, Swanson, Tropila, Tuss, Williams, Wyatt.

Total 55

Excused: None.

Total 0

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Absent or not voting: None.  
Total 0

Motion that **HB 260**, as amended, do pass carried as follows:

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

Total 55

Noes: Adams, Barnhart, Beck, Buzzas, P. Clark, Curtiss, Dell, Eggers, Erickson, Ewer, Facey, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Harper, Harrington, Hurdle, Jore, Juneau, Kasten, Krenzler, Lawson, Lenhart, Lindeen, Mangan, McCann, McCulloch, Menahan, Molnar, Orr, Peck, Raney, Ryan, Schmidt, Smith, Squires, Swanson, Tropila, Tuss, Williams, Wyatt.

Total 45

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 678** - Representative Story moved **HB 678** do pass. Motion carried as follows:

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

Total 86

Noes: Adams, P. Bergsagel, Brainard, Cobb, Grinde, Jore, Kasten, Mangan, Orr, Peck, Smith, Vick, Wyatt.  
Total 13

Excused: None.  
Total 0

Absent or not voting: Menahan.  
Total 1

**HB 240** - Representative Swanson moved **HB 240** do pass.

**HB 240** - Representative Jackson moved **HB 240**, second reading copy, be amended as follows :

1. Page 1, line 22.

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**Following:** "the"  
**Strike:** "2 tax years"  
**Insert:** "tax year"

2. Page 1, line 30.  
**Strike:** "35% "  
**Insert:** "50% "

3. Page 2, line 2.  
**Strike:** "25% "  
**Insert:** "50% "

4. Page 2, lines 4 and 6.  
**Strike:** "25%" on both lines  
**Insert:** "35%" on both lines

5. Page 3, line 13 through page 4, line 16.  
**Strike:** section 5 in its entirety  
**Renumber:** subsequent sections

Amendment failed as follows:

Ayes: Adams, S. Anderson, Barnett, Barnhart, E. Bergsagel, P. Bergsagel, Bitney, Brown, E. Clark, R. Clark, Cobb, Curtiss, Dale, Erickson, Facey, Fuchs, Grinde, Guggenheim, Harrington, Jackson, Kasten, Menahan, Molnar, Rehbein, Shockley, Sliter, Somerville, Thomas, Wagner, Walters, Witt, Mr. Speaker.  
Total 32

Noes: Ahner, J. Andersen, Beck, Bookout-Reinicke, Buzzas, P. Clark, Davies, Dell, Eggers, Ewer, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Hagener, Haines, Hanson, Harper, Hedges, Hibbard, Holden, Hurdle, Johnson, Jore, Juneau, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McKenney, Mood, Noennig, Ohs, Orr, Pavlovich, Peck, Quilici, Raney, Rose, Ryan, Schmidt, Smith, Soft, Squires, Story, Stovall, Swanson, Tash, Taylor, Trexler, Tropila, Tuss, Williams, Wyatt, Younkin, Zook.  
Total 62

Excused: None.  
Total 0

Absent or not voting: Brainard, Fisher, Kitzenberg, McGee, Simon, Vick.  
Total 6

Motion that **HB 240** do pass carried as follows:

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

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Total 83

Noes: Adams, Brainard, Dale, Davies, Fuchs, Holden, Jackson, Jore, Kasten, McGee, Orr, Rehbein, Sliter, Story.  
Total 14

Excused: None.  
Total 0

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

**HB 350** - Representative Brainard moved **HB 350** do pass.

**HB 350** - Representative Grinde moved **HB 350**, second reading copy, be amended as follows :

1. Title, page 1, line 6.

**Strike:** "REVISING CONTRIBUTION LIMITS;"

2. Title, page 1, line 11.

**Following:** "·"

**Insert:** "AND"

3. Title, page 1, line 12 through line 13.

**Strike:** "·" through "MCA" on line 13

4. Page 3, line 18.

**Following:** "or"

**Insert:** "by a political committee, except a political party committee, or"

5. Page 3, line 20.

**Strike:** "\$1,200"

**Insert:** "\$400"

6. Page 3, line 22.

**Strike:** "\$1,200"

**Insert:** "\$200"

7. Page 3, line 23 through line 26.

**Strike:** the first "for" on line 23 through "(vi)" on line 26

8. Page 4, line 7 through line 9.

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

**Renumber:** subsequent subsections

9. Page 9, line 20.

**Strike:** section 11 in its entirety

**Renumber:** subsequent sections

Amendment adopted as follows:

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

Total 94

Noes: Adams, Jore, Orr, Rehbein, Vick.

Total 5

Excused: None.

Total 0

Absent or not voting: Pavlovich.

Total 1

**HB 350** - Representative Mangan moved **HB 350**, second reading copy, be further amended as follows :

1. Title, page 1, line 8 through line 10.

**Strike:** "PROHIBITING" on line 8 through "PENALTY:" on line 10

2. Page 5, line 1 through line 4.

**Strike:** section 5 in its entirety

**Renumber:** subsequent sections

3. Page 9, line 22 through line 24.

**Strike:** section 12 in its entirety

**Renumber:** subsequent section

Amendment failed as follows:

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

Total 44

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

Total 55

Excused: None.

Total 0

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Absent or not voting: Dale.  
Total 1

Motion that **HB 350**, as amended, do pass carried as follows:

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

Noes: Beck, Bookout-Reinicke, Buzzas, P. Clark, Dell, Eggers, Erickson, Ewer, Facey, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Harper, Harrington, Hurdle, Juneau, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Matthews, McCann, McCulloch, Menahan, Pavlovich, Peck, Quilici, Raney, Ryan, Schmidt, Smith, Squires, Swanson, Tropila, Tuss, Vick, Williams, Wyatt.  
Total 43

Excused: None.  
Total 0

Absent or not voting: P. Bergsagel, Taylor.  
Total 2

**SB 258** - Representative B. Thomas moved **SB 258** 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, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Grinde, Guggenheim, Gutsche, Hagener, Haines, Harper, Harrington, Hedges, Hibbard, Holden, Hurdle, Jackson, Johnson, Juneau, Kasten, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Matthews, McCann, McCulloch, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Pavlovich, Peck, Quilici, Raney, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Smith, Soft, Somerville, Squires, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Vick, Wagner, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.  
Total 91

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

Excused: None.  
Total 0

Absent or not voting: Fisher, Hanson, Masolo.  
Total 3

**SB 477** - Representative Gutsche moved **SB 477** be concurred in. Motion carried as follows:

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



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Gillan, Golie, Grinde, Guggenheim, Gutsche, Hagener, Hanson, Harper, Harrington, Hedges, Hibbard, Holden, Hurdle, Jackson, Johnson, Juneau, Kitzenberg, Krenzler, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCulloch, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Pavlovich, Peck, Quilici, Raney, Ryan, Schmidt, Shockley, Simon, Sliter, Soft, Squires, Stovall, Swanson, Tash, Thomas, Trexler, Tropila, Tuss, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.  
Total 79

Noes: E. Bergsagel, P. Bergsagel, Brainard, Brown, E. Clark, Curtiss, Haines, Jore, Kasten, McCann, McGee, Orr, Rehbein, Rose, Smith, Somerville, Story, Taylor, Vick, Wagner.  
Total 20

Excused: None.  
Total 0

Absent or not voting: Lawson.  
Total 1

**SB 481** - Representative Facey moved **SB 481** 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, 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, Noennig, Pavlovich, Peck, Quilici, Raney, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Smith, Soft, Somerville, Squires, Story, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Vick, Wagner, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.  
Total 95

Noes: Jore, Orr, Rehbein.  
Total 3

Excused: None.  
Total 0

Absent or not voting: Mood, Ohs.  
Total 2

**SB 345** - Representative Quilici moved **SB 345** be concurred in.

**SB 345** - Representative Ohs moved **SB 345**, second reading copy, be amended as follows :

1. Title, line 8 through line 11.  
**Strike:** "AUTHORIZING" on line 8 through "REAGENTS;" on line 11

2. Title, line 11 through line 13.  
**Following:** "OF" on line 11  
**Insert:** "A"  
**Strike:** "AND" on line 12 through "1998" on line 13

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**Insert:** "OR ANY AMENDED PERMIT FOR THAT MINE THAT IS NECESSARY FOR THE CONTINUED OPERATION OF THAT MINE"

3. Title, page 1, line 13.

**Strike:** "SECTIONS 7-1-111 AND"

**Insert:** "SECTION"

4. Page 1, line 18 through page 2, line 26.

**Strike:** sections 1 and 2 in their entirety

**Renumber:** subsequent sections

5. Page 3, line 1 through line 3.

**Strike:** "except" on line 1 through "(3)" on line 3

**Insert:** "except as described in subsection (2)"

6. Page 3, line 9 through line 18.

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

7. Page 3, line 20 through line 22.

**Strike:** section 4 in its entirety

**Renumber:** subsequent section

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, Davies, Dell, 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, Soft, Squires, Story, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Vick, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.

Total 92

Noes: Dale, Eggers, Hagener, Mangan, Rehbein, Smith, Somerville, Wagner.

Total 8

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Motion that **SB 345**, as amended, be concurred in carried as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, Beck, E. Bergsagel, Bitney, Bookout-Reinicke, Brainard, E. Clark, R. Clark, Cobb, Curtiss, Dale, Davies, Erickson, Ewer, Gallus, Grinde, Haines, Hanson, Harper, Harrington, Hedges, Hibbard, Jore, Kasten, Kitzenberg, Lindeen, Masolo, McCulloch, McGee, McKenney, Menahan, Ohs, Orr, Pavlovich, Quilici, Rehbein, Rose, Ryan, Simon, Sliter, Soft, Squires, Story, Stovall, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Vick, Wagner, Walters, Witt, Zook, Mr. Speaker.

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Total 60

Noes: Barnhart, P. Bergsagel, Brown, Buzzas, P. Clark, Dell, Eggers, Facey, Fisher, Fuchs, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Holden, Hurdle, Jackson, Johnson, Juneau, Krenzler, Lawson, Lenhart, Mangan, Matthews, McCann, Molnar, Mood, Noennig, Peck, Raney, Schmidt, Shockley, Smith, Somerville, Swanson, Williams, Wyatt, Younkin.

Total 40

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Sliter assumed the chair.

**SB 344** - Representative Dale moved **SB 344** be concurred in. Motion failed as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, Beck, E. Bergsagel, Bitney, Bookout-Reinicke, Brainard, E. Clark, R. Clark, Curtiss, Dale, Fisher, Fuchs, Gallus, Grinde, Hanson, Harrington, Hedges, Jore, Kasten, Masolo, Menahan, Mood, Ohs, Orr, Pavlovich, Quilici, Rehbein, Rose, Story, Tash, Taylor, Thomas, Trexler, Wagner, Walters, Witt, Zook.

Total 41

Noes: Barnhart, P. Bergsagel, Brown, Buzzas, P. Clark, Cobb, Davies, Dell, Eggers, Erickson, Ewer, Facey, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Haines, Harper, Hibbard, Holden, Hurdle, Jackson, Johnson, Juneau, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Matthews, McCann, McCulloch, McGee, McKenney, Molnar, Noennig, Peck, Raney, Ryan, Schmidt, Shockley, Simon, Sliter, Smith, Soft, Somerville, Squires, Stovall, Swanson, Tropila, Tuss, Vick, Williams, Wyatt, Younkin, Mr. Speaker.

Total 59

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 505** - Representative L. Soft moved **SB 505** be concurred in. Motion carried as follows:

Ayes: J. Andersen, Barnhart, Beck, Bookout-Reinicke, Buzzas, P. Clark, Cobb, Dell, Eggers, Erickson, Ewer, Facey, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Hagener, Harper, Harrington, Hedges, Hibbard, Holden, Hurdle, Johnson, Juneau, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Matthews, McCann, McCulloch, Menahan, Noennig, Peck, Quilici, Raney, Ryan, Schmidt, Simon, Soft, Swanson, Tash, Thomas, Tuss, Williams, Wyatt, Younkin.

Total 51

Noes: Adams, Ahner, S. Anderson, Barnett, E. Bergsagel, P. Bergsagel, Bitney, Brainard, Brown, E. Clark, R. Clark, Curtiss, Dale, Davies, Fisher, Fuchs, Grinde, Guggenheim, Haines, Hanson, Jackson, Jore, Kasten, Masolo, McGee, McKenney, Molnar, Mood, Ohs, Orr, Pavlovich, Rehbein, Rose, Shockley, Sliter, Smith, Somerville,

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Squires, Story, Stovall, Taylor, Trexler, Tropila, Vick, Wagner, Walters, Witt, Zook, Mr. Speaker.  
Total 49

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SJR 10** - Representative Lindeen moved **SJR 10** be concurred in. Motion carried as follows:

Ayes: Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, E. Bergsagel, P. Bergsagel, 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, Harrington, Hedges, Hibbard, Holden, Hurdle, Jackson, Johnson, Juneau, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McGee, McKenney, Menahan, Mood, Noennig, Ohs, Pavlovich, Peck, Quilici, Raney, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Smith, Soft, Somerville, Squires, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Wagner, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.  
Total 88

Noes: Adams, Brainard, R. Clark, Davies, Jore, Molnar, Orr, Rehbein, Story, Vick.  
Total 10

Excused: None.  
Total 0

Absent or not voting: Bitney, Kasten.  
Total 2

**SB 117** - Representative Simon moved **SB 117** be concurred in.

**SB 117** - Representative Simon moved **SB 117**, second reading copy, be amended as follows :

1. Title, page 2, line 7.

**Strike:** line 7 in its entirety

2. Page 20, lines 12 and 14.

**Strike:** "20"

**Insert:** "21"

3. Page 20, line 16 through page 27, line 11.

**Strike:** section 24 in its entirety

**Renumber:** subsequent sections

4. Page 27, lines 18 and 19.

**Following:** "23" on line 18

**Strike:** "THROUGH 25, 27, 28"

**Following:** ", "

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**Insert:** "24, 26, and 27"

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, 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 99

Noes: Holden.  
Total 1

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

Motion that **SB 117**, as amended, be concurred in carried as follows:

Ayes: Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, E. Bergsagel, Bookout-Reinicke, Brown, Buzzas, E. Clark, P. Clark, R. Clark, Curtiss, Dale, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Fuchs, Gallus, Gillan, Golie, Grinde, Guggenheim, Gutsche, Hagener, Haines, Hanson, Harper, Harrington, Hedges, Hibbard, Hurdle, Jackson, Johnson, Juneau, Kasten, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McKenney, Menahan, Mood, Noennig, Ohs, Pavlovich, Peck, Quilici, Raney, Rehbein, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Soft, Somerville, Squires, Story, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Walters, Williams, Witt, Younkin, Zook, Mr. Speaker.  
Total 84

Noes: Adams, P. Bergsagel, Bitney, Brainard, Cobb, Davies, Galvin-Halcro, Holden, Jore, McGee, Molnar, Orr, Smith, Vick, Wagner, Wyatt.  
Total 16

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

Representative Simon reassumed the chair.

**SB 219** - Representative Hibbard moved **SB 219** be concurred in.

**SB 219** - Representative Jackson moved **SB 219**, second reading copy, be amended as follows :

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1. Page 2, line 28.

**Following:** " ; "

**Insert:** "and"

2. Page 2, lines 29 and 30.

**Following:** " ; "

**Strike:** remainder of line 29 through "autism" on line 30

Amendment failed as follows:

Ayes: Dale, Davies, Jackson, Kasten, Molnar, Sliter, Somerville, Vick, Wagner, Walters.

Total 10

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

Total 88

Excused: None.

Total 0

Absent or not voting: Cobb, Guggenheim.

Total 2

Motion that **SB 219** 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, Haines, Harper, Harrington, Hedges, Hibbard, Hurdle, Jackson, Juneau, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCulloch, McGee, McKenney, Menahan, Noennig, Ohs, Pavlovich, Peck, Quilici, Raney, Rose, Ryan, Schmidt, Shockley, Simon, Smith, Soft, Somerville, Squires, Stovall, Swanson, Tash, Thomas, Trexler, Tropila, Tuss, Williams, Wyatt, Younkin, Zook, Mr. Speaker.

Total 75

Noes: Adams, E. Bergsagel, P. Bergsagel, Brainard, R. Clark, Curtiss, Davies, Grinde, Hanson, Holden, Johnson, Jore, Kasten, McCann, Molnar, Mood, Orr, Rehbein, Sliter, Story, Taylor, Vick, Wagner, Walters, Witt.

Total 25

Excused: None.

Total 0

Absent or not voting: None.

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Total 0

**SB 470** - Representative L. Soft moved **SB 470** be concurred in. Motion carried as follows:

Ayes: Ahner, J. Andersen, S. Anderson, Barnett, Barnhart, Beck, Bookout-Reinicke, Brainard, Brown, Buzzas, E. Clark, P. Clark, Cobb, Curtiss, Dale, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Gallus, Galvin-Halcro, Gillan, Golie, Grinde, Guggenheim, Gutsche, Hagener, Haines, Hanson, Harper, Harrington, Hedges, Hibbard, Holden, Hurdle, Jackson, Johnson, Juneau, 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 84

Noes: Adams, E. Bergsagel, P. Bergsagel, Bitney, R. Clark, Davies, Fuchs, Jore, Kasten, McGee, Molnar, Orr, Rehbein, Story, Vick, Wagner.

Total 16

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 241** - Representative Golie moved **SB 241** be concurred in. Motion carried as follows:

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

Total 80

Noes: Ahner, E. Bergsagel, P. Bergsagel, Brown, Fuchs, Hanson, Holden, Jore, Masolo, McGee, Mood, Orr, Rehbein, Story, Taylor, Trexler, Vick, Wagner.

Total 18

Excused: None.

Total 0

Absent or not voting: Kasten, Ohs.

Total 2

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

**SB 429** - Representative Dale made a substitute motion that **SB 429** be segregated from the Committee of the Whole report and the remainder of the report be adopted. Motion carried.

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Report adopted as follows:

Ayes: Ahner, J. Andersen, S. Anderson, Beck, Bookout-Reinicke, Brainard, Buzzas, E. Clark, P. Clark, Dale, Dell, Ewer, Facey, Fisher, Fuchs, Gallus, Galvin-Halcro, Golie, Guggenheim, Gutsche, Hagener, Haines, Hanson, Harper, Harrington, Hedges, Hurdle, Jackson, Juneau, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McKenney, Menahan, Mood, Ohs, Pavlovich, Quilici, Raney, Rose, Ryan, Sliter, Smith, Somerville, Squires, Stovall, Swanson, Tash, Thomas, Tropila, Tuss, Williams, Witt, Wyatt, Younkin.  
Total 61

Noes: Adams, Barnett, Barnhart, E. Bergsagel, P. Bergsagel, Brown, R. Clark, Cobb, Curtiss, Davies, Eggers, Erickson, Gillan, Grinde, Hibbard, Holden, Johnson, Jore, Kitzenberg, McGee, Molnar, Noennig, Orr, Peck, Rehbein, Schmidt, Shockley, Simon, Soft, Story, Taylor, Trexler, Vick, Wagner, Walters, Zook, Mr. Speaker.  
Total 37

Excused: None.  
Total 0

Absent or not voting: Bitney, Kasten.  
Total 2

**THIRD READING OF BILLS**

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

**HB 240** passed 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, Dell, Eggers, Erickson, Ewer, Facey, Fisher, Gallus, Galvin-Halcro, Gillan, Golie, Grinde, Guggenheim, Gutsche, Hagener, Haines, Hanson, Harper, Harrington, Hedges, Hibbard, Hurdle, Johnson, Juneau, Kasten, Kitzenberg, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McCulloch, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Pavlovich, Peck, Quilici, Raney, Rose, Ryan, Schmidt, Shockley, Simon, Sliter, Smith, Soft, Somerville, Squires, Stovall, Swanson, Tash, Taylor, Thomas, Trexler, Tropila, Tuss, Walters, Williams, Witt, Wyatt, Younkin, Zook, Mr. Speaker.  
Total 88

Noes: Adams, Davies, Fuchs, Holden, Jackson, Jore, McGee, Orr, Rehbein, Story, Vick, Wagner.  
Total 12

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 260** passed as follows:



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Ayes: Ahner, J. Andersen, S. Anderson, Barnett, E. Bergsagel, Bitney, Bookout-Reinicke, Brainard, Brown, E. Clark, R. Clark, Cobb, Dale, Fisher, Fuchs, Gallus, Grinde, Haines, Hanson, Hedges, Hibbard, Holden, Jackson, Johnson, Kasten, Kitzenberg, Lenhart, Masolo, Matthews, McKenney, Mood, Noennig, Ohs, Pavlovich, Quilici, Rose, Shockley, Simon, Sliter, Soft, Somerville, Story, Stovall, Tash, Taylor, Thomas, Trexler, Walters, Witt, Younkin, Zook, Mr. Speaker.

Total 52

Noes: Adams, Barnhart, Beck, P. Bergsagel, Buzzas, P. Clark, Curtiss, Davies, Dell, Eggers, Erickson, Ewer, Facey, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Harper, Harrington, Hurdle, Jore, Juneau, Krenzler, Lawson, Lindeen, Mangan, McCann, McCulloch, McGee, Menahan, Molnar, Orr, Peck, Raney, Rehbein, Ryan, Schmidt, Smith, Squires, Swanson, Tropila, Tuss, Vick, Wagner, Williams, Wyatt.

Total 48

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 350** passed as follows:

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

Total 56

Noes: Beck, P. Bergsagel, Bookout-Reinicke, Buzzas, P. Clark, Davies, Dell, Eggers, Erickson, Ewer, Facey, Gallus, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Harper, Hurdle, Juneau, Krenzler, Lawson, Lenhart, Lindeen, Mangan, Matthews, McCann, McCulloch, Pavlovich, Peck, Quilici, Raney, Ryan, Schmidt, Smith, Squires, Swanson, Taylor, Tropila, Tuss, Vick, Williams, Wyatt.

Total 44

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 678** passed as follows:

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

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Total 83

Noes: Adams, P. Bergsagel, Brainard, Cobb, Ewer, Galvin-Halcro, Golie, Grinde, Jore, Kasten, Mangan, Orr, Peck, Smith, Tuss, Vick, Wyatt.

Total 17

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**MOTIONS**

Representative Sliter moved that **SB 319** be taken from the Committee on Business and Labor, be printed and placed on 2nd reading. Motion, requiring a three-fifths vote, failed as follows:

Ayes: Adams, Ahner, J. Andersen, S. Anderson, Barnett, E. Bergsagel, P. Bergsagel, Bitney, Bookout-Reinicke, Brainard, E. Clark, Curtiss, Dale, Davies, Dell, Fuchs, Gallus, Grinde, Haines, Hanson, Hedges, Hibbard, Holden, Jackson, Johnson, Jore, Kitzenberg, Krenzler, Lenhart, Masolo, McCann, McKenney, Menahan, Molnar, Mood, Noennig, Ohs, Orr, Pavlovich, Quilici, Rose, Ryan, Simon, Sliter, Soft, Somerville, Story, Stovall, Tash, Taylor, Thomas, Vick, Walters, Witt, Younkin, Zook, Mr. Speaker.

Total 57

Noes: Barnhart, Beck, Brown, Buzzas, P. Clark, R. Clark, Cobb, Eggers, Erickson, Ewer, Facey, Galvin-Halcro, Gillan, Golie, Guggenheim, Gutsche, Hagener, Harper, Harrington, Hurdle, Juneau, Lawson, Lindeen, Mangan, Matthews, McCulloch, McGee, Peck, Raney, Rehbein, Schmidt, Shockley, Smith, Squires, Swanson, Trexler, Tropila, Tuss, Wagner, Williams, Wyatt.

Total 41

Excused: None.

Total 0

Absent or not voting: Fisher, Kasten.

Total 2

Representative Swanson requested that her name be removed as a cosponsor on **HB 260**. There being no objections, so ordered.

Representative Lenhart requested on **HB 350**, 3rd reading today, that his vote be changed from yes to no. There being no objections, so ordered.

Representative Harrington requested on **HB 260**, 3rd reading today, that his vote be changed from yes to no. There being no objections, so ordered.

Representative Dell requested on **HB 350**, 3rd reading today, that his vote be changed from yes to no. There being no objections, so ordered.

Representative Eggers requested on **HB 260**, 3rd reading today, that his vote be shown as no. There being no

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objections, so ordered.

Representative Dale requested on **HB 341**, 3rd reading today, that his vote be shown as no. There being no objections, so ordered.

Representative Squires requested on **HB 678**, 3rd reading today, that her vote be shown as yes. There being no objections, so ordered.

Representative Davies requested on **HB 678**, 3rd reading today, that his vote be shown as yes. There being no objections, so ordered.

Representative Andersen requested on **HB 240**, 2nd reading today, that her vote be changed from no to yes. There being no objections, so ordered.

**ANNOUNCEMENTS**

Committee meetings were announced by committee chairmen.

Majority Leader Grinde moved that the House adjourn until 11:00 a.m., Wednesday, March 31, 1999. Motion carried.

House adjourned at 7:10 p.m.

MARILYN MILLER  
Chief Clerk of the House

JOHN MERCER  
Speaker of the House