

**HOUSE JOURNAL
57TH LEGISLATURE
FOURTEENTH LEGISLATIVE DAY**

Helena, Montana
January 18, 2001

House Chambers
State Capitol

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

Roll Call. All members present. Quorum present.

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

Bookout-Reinicke, Chairman

Miss Montana 2001, Jana LeBree, a ventriloquist, performed for the House with her friend Clyde. She and Clyde sang a song that teaches children the names of the 50 states. Miss LaBree is traveling throughout Montana visiting 250 schools to promote the G.P.A. (Good Positive Attitude) and C.A.R.E. (Courtesy And Respect Expectations) school programs.

REPORTS OF STANDING COMMITTEES

BILLS (Bookout-Reinicke, Chairman): 1/18/2001
Correctly printed: **HB 38, HB 47, HB 50, HB 91, HB 97, HB 103, HB 120, HB 134, HB 145, HB 152, HB 160, HB 164, HB 218, HB 220, HB 230, HB 235.**
Correctly engrossed: **HB 132, HB 194.**

BUSINESS AND LABOR (McKenney, Chairman): 1/17/2001
HB 120, introduced bill, be amended as follows:

1. Title, line 8.

Following: "PURPOSES;"

Insert: "INCREASING THE NUMBER OF MEMBERS ON THE BOARD OF REAL ESTATE APPRAISERS;"

2. Title, page 2, line 9.

Following: "DATES"

Insert: "AND A TERMINATION DATE"

3. Page 3, line 16.

Strike: "five"

Insert: "seven"

4. Page 3, line 17.

Strike: "Three"

Insert: "Five"

5. Page 13, line 25.

Following: "no"

Strike: "contraindications for"

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Insert: "medical factors or conditions that render"

6. Page 13, line 26.

Following: "use"

Insert: "inadvisable as a treatment or remedy for hearing loss"

7. Page 16, line 2.

Strike: "vice"

8. Page 25, line 22.

Strike: "-- deposit of fee"

Strike: "(1)"

9. Page 25, lines 27 and 28.

Strike: subsection (2) in its entirety

10. Page 26, line 16.

Following: "licensed"

Strike: "be registered"

11. Page 26.

Following: line 16

Insert: "**Section 44.** Section 37-66-304, MCA, is amended to read:

"37-66-304. Qualifications not required -- application for licensure. (1) A person wishing to practice landscape architecture in this state shall apply to the department for a license and successfully pass a written examination established by the board.

(2) Each applicant must be admitted to the examination without prerequisite qualifications.""

Renumber: subsequent sections

12. Page 44, line 26.

Strike: "71"

Insert: "72"

Strike: "72"

Insert: "73"

13. Page 44, line 28.

Following: "7"

Strike: "and"

Insert: ", "

Following: "9 through"

Strike: "70"

Insert: "44, and 46 through 71"

Following: "2001."

Insert: "(3) [Section 45] is effective October 1, 2005."

14. Page 44.

Following: line 28

Insert: "NEW SECTION. **Section 75. Termination.** [Section 44] terminates September 30, 2005."

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And, as amended, do pass. Report adopted.

HB 218, introduced bill, be amended as follows:

1. Page 3, line 29.

Following: "use"

Insert: "and that is not regulated as a public water supply system as provided in Title 75, chapter 6"

And, as amended, do pass. Report adopted.

HB 220, introduced bill, be amended as follows:

1. Title, lines 8 and 9.

Strike: "REMOVING" on line 8 through "DECLARED" on line 9

Insert: "PROVIDING THAT DIVIDENDS MUST BE PAID ON ALL SHARES ACCORDING TO ANY METHOD OF CALCULATION ALLOWED BY LAW"

2. Page 4, line 1.

Following: "~~declared:~~"

Insert: "The dividends must be paid on all shares according to any method of calculation allowed by law."

And, as amended, do pass. Report adopted.

HB 230, introduced bill, be amended as follows:

1. Title, lines 4 and 5.

Strike: "AND" on line 4 through "LICENSING" on line 5

2. Title, line 5.

Strike: "50-74-103,"

Following: "50-74-209,"

Insert: "AND"

Following: "50-74-219,"

Strike: "AND" on line 5 through "50-74-303," on line 6

3. Page 1, line 23 through page 2, line 4.

Strike: section 2 in its entirety

Renumber: subsequent sections

4. Page 3, line 11 through page 4, line 3.

Strike: section 5 in its entirety

And, as amended, do pass. Report adopted.

HB 234, introduced bill, be amended as follows:

1/18/2001

1. Page 11, line 4.

Following: "20"

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Insert: ", however, governmental agencies are not limited to the use of a cryptosystem, as defined in 2-20-103, or any other specific technology for electronic transactions provided for in [sections 1 through 18]"

And, as amended, do pass. Report adopted.

HJR 7, be adopted. Report adopted.

NATURAL RESOURCES (Younkin, Chairman):
HB 22, introduced bill, be amended as follows:

1/18/2001

1. Title.

Following: "MCA" on line 10

Insert: "; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

2. Page 4.

Following: line 2

Insert: "NEW SECTION. Section 4. Saving clause. [This act] does not affect rights and duties that matured, penalties that were incurred, or proceedings that were begun before [the effective date of this act]."

Insert: "NEW SECTION. Section 5. Effective date. [This act] is effective on passage and approval."

And, as amended, do pass. Report adopted.

HB 92, introduced bill, be amended as follows:

1. Title, line 9.

Following: "DATE"

Insert: "AND A CONTINGENT TERMINATION DATE"

2. Page 1.

Following: line 20

Insert: "(c) No more than \$50,000 in each fiscal year may be awarded for activities within a single jurisdictional area established pursuant to Title 76, chapter 1, part 5. "

3. Page 1, line 21 through page 1, line 22.

Strike: "planning" on line 21 through "counties" on line 22

Insert: "the governing body or any combination of the governing bodies of cities, towns, or counties"

4. Page 2, line 5.

Following: "system."

Insert: "Applications for grants to develop growth policies must be given priority over applications for grants to carry out implementation activities."

5. Page 2.

Following: line 22

Insert: "NEW SECTION. Section 5. Contingent termination. [This act] terminates on July 1 of the first year of any biennium for which less than \$100,000 is appropriated for the grant program established in [section 1]."

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And, as amended, do pass. Report adopted.

HB 93, introduced bill, be amended as follows:

1. Title, page 1, lines 8 and 9.

Strike: "ALLOWING THE COURT TO INCLUDE APPROPRIATE PAYMENT FOR DAMAGES IN THE PRELIMINARY CONDEMNATION ORDER;"

Insert: "REQUIRING THAT THE CONDEMNATION COMMISSIONERS DETERMINE THE APPROPRIATE PAYMENT FOR DAMAGES AFTER EXAMINING THE PROPERTY;"

2. Title, page 1, line 11.

Strike: "70-30-206,"

Insert: "70-30-301,"

3. Page 3, line 15 through page 4, line 28.

Strike: section 3 in its entirety

Insert: "**Section 3.** Section 70-30-301, MCA, is amended to read:

"70-30-301. Hearing -- judge to preside -- determinations by condemnation commissioners. (1) ~~Immediately upon nomination and appointment of commissioners under 70-30-207, the same shall proceed to~~ The condemnation commissioners shall meet at the time and place stated in the order appointing them; which ~~The meeting time shall~~ may not be more than 10 days after the order of appointing appointment; and proceed to ~~The commissioners shall~~ examine the lands sought to be appropriated taken. At a time appointed by the judge and within ~~said the~~ 10-day period, ~~they the commissioners shall~~ hear the allegations and evidence of all persons interested in each of the several parcels parcel of land.

(2) ~~Such~~ The hearing ~~shall~~ must be attended by and presided over by the presiding judge, who shall make all necessary rulings upon procedure and the admissibility of evidence.

(3) (a) ~~At the conclusion of the aforesaid hearing, the court or judge shall instruct the commissioners as to the law applicable to their deliberations and shall instruct them that their duty is to determine, based solely upon the basis of said their examination of lands, the evidence produced at the hearing or hearings, and the instructions of the court, the following:~~ appropriate findings provided for in subsections (3)(b) through (3)(d).

~~(a)(b)~~ The commissioners shall determine the current fair market value of the real property sought to be appropriated taken and all improvements thereon pertaining to the realty real property and of each and every separate estate and interest therein in the real property and improvements. If it the real property consists of different parcels, the current fair market value of each parcel and each estate or interest therein in the real property must be separately assessed.

~~(b)(c)~~ (i) If the property sought to be appropriated taken constitutes only a part of a larger parcel, the commissioners shall determine the depreciation in current fair market value which that will accrue to the portion not sought to be condemned remaining parcel by reason of its severance from the portion sought to be condemned the condemnation and the construction of the improvements in the manner proposed by the plaintiff; condemnor.

~~(c)(ii)~~ separately; The commissioners shall also determine how much the portion not sought to be condemned remaining parcel and each estate or interest therein in the remaining parcel will be benefited, if at all, by the construction of the improvements proposed by the plaintiff; condemnor. and if If the benefit shall be is equal to the amount assessed under subsection (3)(b) (3)(c)(i), the owner of the parcel shall be allowed no compensation except compensation to the condemnee is limited to the value of the portion taken; but However, if the benefits shall be benefit is less than the amount assessed under subsection (3)(b) (3)(c)(i), the former shall benefit to the condemnee must be deducted from the latter; amount assessed under subsection (3)(c)(i) and the remainder shall be is the only amount allowed in addition to the current fair market value;

(d) ~~if~~ If the property sought to be ~~condemned be~~ taken is for a railroad, the commissioners shall also

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determine the cost of good and sufficient fences along the line of ~~such the~~ railroad and the cost of cattle guards where fences may cross the line of ~~such the~~ railroad.

(e) Through examination of the property, the commissioners shall determine the appropriate payment for damages to the property taken, as well as to any remaining parcel of property that may be adversely impacted by the project, to assist the court in making a final determination pursuant to 70-30-309.

~~(4) Where~~ When there are two or more estates or divided interests in property sought to be ~~condemned taken~~, the ~~plaintiff condemnor~~ is entitled to have the amount of the award for ~~said the~~ property first determined, ~~as hereinbefore stated~~, as between ~~plaintiff the condemnor~~ and all ~~defendants condemnees~~ claiming any ~~interests therein interest in the property~~. ~~Thereafter in In~~ the same proceeding, the respective rights of each of ~~such defendants the condemnees~~ in and to the total award ~~shall~~ must be determined by the commissioners, under supervision and instruction of the court, and the award must be apportioned accordingly."''

And, as amended, do pass. Report adopted.

STATE ADMINISTRATION (Walters, Chairman):
HB 38, introduced bill, be amended as follows:

1/17/2001

1. Page 1, line 14.

Following: "(1)"

Strike: "The"

Insert: "Within appropriated funds, the"

2. Page 1, line 15.

Following: "vehicles"

Insert: "supplied by the department of transportation"

Following: "administration at"

Insert: "the current"

3. Page 1, line 18 through line 19.

Strike: line 18 through line 19

And, as amended, do pass. Report adopted.

HB 47, introduced bill, be amended as follows:

1. Title, page 1, line 8.

Strike: "ELIMINATING"

Insert: "INCREASING"

2. Page 3, line 14.

Following: "(4)"

Insert: "(1) Except as provided in subsection (2) and this subsection, an investment may not be made that will result in any one business enterprise or person receiving a benefit from or incurring a debt to the permanent coal tax trust fund the total current accumulated amount of which exceeds 10% of the permanent coal tax trust fund. This subsection does not:

(a) apply to a loan made pursuant to 17-6-317;

(b) limit the board's authority to make loans to the capital reserve account as provided in 17-6-308(2);

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(c) apply to the purchase of debentures issued by a capital company. However, the total amount of debentures purchased by the board may not exceed 1% of the Montana permanent coal tax trust fund at the time of purchase.

(2)"

3. Page 3, line 18.

Strike: "(1)"

Insert: "(a)"

Renumber: subsequent subsections

And, as amended, do pass. Report adopted.

HB 50, introduced bill, be amended as follows:

1. Page 16, line 16.

Strike: "October 1, 2001"

Insert: "January 1, 2002"

And, as amended, do pass. Report adopted.

HB 91, introduced bill, be amended as follows:

1. Title, page 1, line 7.

Following: "LEAST"

Strike: "25"

Insert: "26"

2. Page 2, line 11.

Strike: "25th"

Insert: "26th"

And, as amended, do pass. Report adopted.

HB 97, introduced bill, be amended as follows:

1. Page 24, line 15.

Strike: "and workers"

And, as amended, do pass. Report adopted.

HB 152, introduced bill, be amended as follows:

1. Page 30, line 28.

Strike: "membership"

Following: "credits"

Insert: "credit"

2. Page 34, line 5.

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Strike: "any"

Insert: "all or a portion of"

3. Page 67, line 15.

Following: "on the"

Strike: "the"

4. Page 82, line 30.

Strike: "19-3-707"

Insert: "19-2-707"

5. Page 88, line 1.

Following: "purchase"

Insert: "all or a portion of"

6. Page 91, line 3.

Following: "pay"

Insert: "claims and"

And, as amended, do pass. Report adopted.

TRANSPORTATION (Somerville, Chairman):

1/17/2001

HB 18, introduced bill, be amended as follows:

1. Page 2, line 12.

Strike: "may"

Insert: "must"

And, as amended, do pass. Report adopted.

HB 75, do pass. Report adopted.

HJR 3, be adopted. Report adopted.

MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence:

1/17/2001

SB 59, introduced by Nelson

SB 122, introduced by Shea

SB 133, introduced by Jergeson

SB 157, introduced by Cocchiarella

SB 159, introduced by Grosfield

SB 165, introduced by Cole

SB 204, introduced by Cobb

MESSAGES FROM THE GOVERNOR

January 18, 2001

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The Honorable Dan McGee
Speaker of the House
State Capitol
Helena, Montana 59620

Dear Representative McGee:

Please be informed that I have signed **House Bill 1** sponsored by Representative Vick on January 18, 2001.

Sincerely,

JUDY MARTZ
Governor

FIRST READING AND COMMITMENT OF BILLS

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

- HB 331**, introduced by Eggers, Callahan, Curtiss, Erickson, Galvin-Halcro, Hurdle, Laszloffy, Lee, Newman, Schmidt, Smith, Stonington (by request of the Attorney General), referred to Judiciary.
- HB 332**, introduced by Dale, Cocchiarella, Forrester, Tash, referred to Natural Resources.
- HB 333**, introduced by Jent, referred to Business and Labor.
- HB 334**, introduced by Lenhart, Dell, Mangan, Matthews, Smith, Witt, referred to Natural Resources.
- HB 335**, introduced by Gutsche, Hedges, Lenhart, referred to Agriculture.
- HB 336**, introduced by Gutsche, Harris, Newman (by request of the Attorney General), referred to Judiciary.
- HB 337**, introduced by Forrester, Bishop, Bixby, Bohlinger, Cyr, Erickson, Fritz, Halligan, Jayne, Jent, Kaufmann, Laslovich, Raser, Waddill, referred to Human Services.
- HB 338**, introduced by Jayne, referred to Federal Relations, Energy, and Telecommunications.
- HB 339**, introduced by Somerville, referred to Business and Labor.
- HB 340**, introduced by Younkin, referred to Natural Resources.
- HB 341**, introduced by Younkin, referred to Judiciary.
- HB 342**, introduced by Clancy, referred to State Administration.
- HB 343**, introduced by Wanzenried, Buzzas, Erickson, Facey, Fritz, Gutsche, Raser, referred to Natural Resources.
- HB 344**, introduced by Bixby, Jacobson, Lee, referred to Human Services.
- HB 345**, introduced by Mangan, Beck, Golie, Hargrove, Toole, Wanzenried, referred to Local Government.
- HB 346**, introduced by Schrupf, Barrett, R. Brown, E. Clark, Devlin, Forrester, Jacobson, Kasten, Kitzenberg, Laszloffy, Masolo, Mood, Pattison, referred to Agriculture.
- HB 347**, introduced by L. Holden, E. Clark, Ekegren, Roush, referred to Appropriations.
- HB 348**, introduced by Shockley, Berry, Bookout-Reinicke, E. Clark, Cocchiarella, Forrester, Fuchs, Gillan, Golie, Matthews, Price, Roush, Schmidt, Shea, Story, Tropila, referred to Business and Labor.

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

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

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

HB 73 - Representative R. Brown moved **HB 73** do pass.

HB 73 - Representative Galvin-Halcro moved **HB 73**, second reading copy, be amended as follows :

1. Title, line 6.

Following: "PROGRAMS"

Insert: "AND THE BUSINESS AND LABOR INTERIM COMMITTEE"

2. Page 3, line 13.

Strike: "(3)"

Insert: "(4)"

3. Page 4.

Following: line 4

Insert: "(3) The committee shall establish a full cost accounting model to determine the cost of providing interim committee services for the committee in-house, using the cost factors provided for in subsection (4)."

Renumber: subsequent subsections

Amendment **not** adopted as follows:

Ayes: Bixby, Branae, Buzzas, Callahan, Carney, P. Clark, Cyr, Dell, Eggers, Erickson, Facey, Forrester, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hurdle, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Lee, Lenhart, Lindeen, Mangan, McCann, Musgrove, Newman, Raser, Schmidt, Smith, Tramelli, Tropila, Wanzenried.

Total 41

Noes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bookout-Reinicke, D. Brown, R. Brown, Brueggeman, Clancy, E. Clark, Curtiss, Dale, Davies, Devlin, Esp, Fisher, Fuchs, Hedges, Himmelberger, Holden, Jackson, Kasten, Laible, Laslovich, Laszloffy, Lawson, Lehman, Lewis, Masolo, Matthews, McKenney, Mood, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Rice, Ripley, Rome, Schrupf, Shockley, Sliter, Somerville, Steinbeisser, Story, Thomas, Vick, Waddill, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 59

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Motion that **HB 73**, do pass carried as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Eggers, Erickson, Esp, Facey, Fisher, Forrester, Fuchs, Gallus, Gillan, Haines, Hedges, Himmelberger, Holden, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart,

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Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, Schmidt, Schrumpf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 93

Noes: Fritz, Gallik, Galvin-Halcro, Golie, Gutsche, Harris, Hurdle.

Total 7

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 164 - Representative Olson moved **HB 164** do pass. Motion carried as follows:

Ayes: Andersen, Bales, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Dell, Devlin, Eggers, Erickson, Esp, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Laible, Laslovich, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, Schmidt, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin.

Total 93

Noes: Adams, Balyeat, Davies, Laszloffy, Vick, Mr. Speaker.

Total 6

Excused: None.

Total 0

Absent or not voting: Schrumpf.

Total 1

HB 180 - Representative Callahan moved **HB 180** do pass. Motion carried as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Eggers, Erickson, Esp, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Rice, Rome, Schmidt, Schrumpf, Shockley, Sliter, Smith, Somerville, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin.

Total 96

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Noes: R. Brown, Steinbeisser, Mr. Speaker.
Total 3

Excused: None.
Total 0

Absent or not voting: Ripley.
Total 1

HB 235 - Representative R. Brown moved **HB 235** do pass. Motion carried as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Eggers, Erickson, Esp, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, Schmidt, Schrupf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 99

Noes: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Kaufmann.
Total 1

Representative Sliter moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the chair. Chairman Fuchs moved the Committee of the Whole report be adopted. Report adopted unanimously.

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 132 passed as follows:

Ayes: Adams, Bales, Balyeat, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Erickson, Facey, Fisher, Fritz, Fuchs, Gallik, Gallus, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Pattison, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, Sliter, Smith, Somerville, Steinbeisser, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery.

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Total 85

Noes: Andersen, Barrett, Eggers, Esp, Forrester, Galvin-Halcro, Hurdle, Lindeen, Olson, Schmidt, Schrumpf, Shockley, Story, Younkin, Mr. Speaker.

Total 15

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 155 passed as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Callahan, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Esp, Fisher, Forrester, Fuchs, Gallus, Gillan, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Kasten, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Rice, Ripley, Rome, Schmidt, Schrumpf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 82

Noes: Buzzas, Carney, Eggers, Erickson, Facey, Fritz, Gallik, Galvin-Halcro, Golie, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Raser, Tramelli, Tropila.

Total 18

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 194 passed as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Dell, Esp, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Gillan, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Kasten, Kaufmann, Keane, Laible, Laslovich, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Lindeen, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, Schrumpf, Shockley, Sliter, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 88

Noes: Eggers, Erickson, Galvin-Halcro, Golie, Gutsche, Juneau, Lee, Mangan, Smith, Wanzenried.

Total 10

Excused: None.

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Total 0

Absent or not voting: Devlin, Schmidt.

Total 2

MOTIONS

Representative Sliter moved **HB 73** be taken from third reading this legislative day and rereferred to the Committee on Appropriations. Motion carried.

Representative Schrupf requested on **HB 150**, third reading yesterday, that her vote be changed from yes to no. There being no objections, so ordered.

Representative Kasten requested on **HB 150**, third reading yesterday, that his vote be changed from no to yes. There being no objections, so ordered.

ANNOUNCEMENTS

Committee meetings were announced by committee chairmen.

Majority Leader Sliter moved that the House adjourn until 1:00 p.m., Friday, January 19, 2001. Motion carried.

House adjourned at 2:00 p.m.

MARILYN MILLER
Chief Clerk of the House

DAN MCGEE
Speaker of the House