

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

Helena, Montana
January 22, 2001

House Chambers
State Capitol

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

Roll Call. All members present, except Representative Tramelli, excused. Quorum present.

REPORTS OF STANDING COMMITTEES

BILLS (Bookout-Reinicke, Chairman): 1/22/2001
Correctly engrossed: **HB 230, HJR 3.**

APPROPRIATIONS (Vick, Chairman): 1/19/2001
HB 21, introduced bill, be amended as follows:

1. Title, page 1, line 7 through line 9.

Following: "CHIPPEWA;" on line 7

Strike: remainder of line 7 through "COMMISSION;" on line 9

2. Page 1, line 20.

Following: "appointment"

Insert: "to 3-year staggered terms commencing on July 1 of each year of appointment"

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

Strike: line 30 through page 2, line 2 in their entirety

Renumber: subsequent subsections

4. Page 2, line 8.

Strike: "2005"

Insert: "2003"

5. Page 2, line 25.

Strike: "2005"

Insert: "2003"

6. Page 2, line 26.

Strike: "2005"

Insert: "2003"

7. Page 3, line 20.

Strike: "2005"

Insert: "2003"

8. Page 3, line 21.

Strike: "2005"

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Insert: "2003"

9. Page 4, line 11 through page 5, line 1.

Strike: section 4 in its entirety

Renumber: subsequent sections

10. Page 5, line 8.

Strike: "2005"

Insert: "2003"

And, as amended, do pass. Report adopted.

HB 41, introduced bill, be amended as follows:

1. Title, page 1, line 6 through line 8.

Following: "APPROPRIATIONS;" on line 6

Strike: remainder of line 6 through "COUNTIES;" on line 8

2. Title, page 1, line 12.

Following: "SECTIONS"

Strike: "17-7-502, 20-9-343, 20-9-534,"

Following: "81-5-111,"

Insert: "AND"

Following: "82-4-311,"

Strike: "AND 90-6-331,"

3. Page 1, line 17 through page 3, line 21.

Strike: section 1 through section 3 in their entirety

Renumber: subsequent sections

4. Page 4, line 30 through page 5, line 6.

Strike: section 7 in its entirety

Renumber: subsequent section

And, as amended, do pass. Report adopted.

HB 109, introduced bill, be amended as follows:

1. Title, line 6.

Strike: "PROVIDING AN APPROPRIATION;"

Insert: "ENABLING STATE AND LOCAL LAW ENFORCEMENT AGENCIES TO PUBLISH SEXUAL AND VIOLENT OFFENDER REGISTRATION ON THE INTERNET; AMENDING SECTION 46-23-508, MCA;"

2. Page 1, line 24.

Following: "community."

Insert: "The curriculum may be disseminated by any appropriate means, written or electronic, including by the internet."

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3. Page 1, line 26 through line 28.

Strike: section 2 in its entirety

Insert: "**Section 2.** Section 46-23-508, MCA, is amended to read:

"46-23-508. Dissemination of information. (1) Information maintained under this part is confidential criminal justice information, as defined in 44-5-103, except that:

(a) the name and address of a registered sexual or violent offender are public criminal justice information, as defined in 44-5-103; and

(b) a law enforcement agency shall release any offender registration information relevant to the public if the agency determines that a registered offender is a risk to the safety of the community and that disclosure of the registration information may protect the public and, at a minimum:

(i) if an offender was given a level 1 designation under 46-23-509, the agency with which the offender is registered shall notify the agency in whose jurisdiction the offense occurred of the registration;

(ii) if an offender was given a level 2 designation under 46-23-509, the agency with which the offender is registered may disseminate the offender's name to the public with the notation that the offender is a sexual or violent offender and may notify a victim of the offense and any agency, organization, or group serving persons who have characteristics similar to those of a previous victim of the offender of:

(A) the offender's address;

(B) the type of victim targeted by the offense;

(C) the name, photograph, and physical description of the offender;

(D) the offenses for which the offender is required to register under this part; and

(E) any conditions imposed by the court upon the offender for the safety of the public; and

(iii) if an offender was given a level 3 designation under 46-23-509, the agency shall give the victim and the public notification that includes the information contained in subsection (1)(b)(ii). The agency shall also include the date of the offender's release from confinement or if not confined, the date the offender was sentenced, with a notation that the offender was not confined, and shall include the community in which the offense occurred.

(c) Prior to release of information under subsection (1)(b), a law enforcement agency may, in its sole discretion, request an in camera review by a district court of the determination by the law enforcement agency under subsection (1)(b). The court shall review a request under this subsection (1)(c) and shall, as soon as possible, render its opinion so that release of the information is not delayed beyond release of the offender from confinement.

(2) The identity of a victim of an offense for which registration is required under this part may not be released by a law enforcement agency without the permission of the victim.

(3) A state or local law enforcement agency may use the internet to disseminate the information allowed by this section to the public."

And, as amended, do pass. Report adopted.

BUSINESS AND LABOR (McKenney, Chairman):

HB 198, introduced bill, be amended as follows:

1/22/2001

1. Title, line 5.

Strike: "PERSONS"

Insert: "BUSINESSES"

Strike: "MADE IN"

2. Title, lines 6 and 7.

Following: "PRODUCTS"

Strike: "OR" on line 6 through "SERVICES" on line 7

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3. Page 1, line 11.

Strike: "made in"

4. Page 1, line 13 through line 14.

Strike: "allowing" on line 13 through "Montana" on line 14

Insert: "publishing a directory of Montana businesses that market products qualifying as made in Montana or grown in Montana"

5. Page 1, line 15 through line 16.

Strike: subsection (2) in its entirety

Renumber: subsequent subsection

6. Page 1, line 17.

Strike: "must"

Insert: "may"

7. Page 1, line 18.

Strike: "person"

Insert: "business"

8. Page 1, line 19.

Following: "access"

Strike: "an advertiser's"

Insert: "a business's"

Following: "website if the"

Strike: "advertiser"

Insert: "business"

Following: "and if the"

Strike: "advertiser"

Insert: "business"

9. Page 1, line 22.

Strike: "person advertising"

Insert: "business listed"

10. Page 1.

Following: line 22

Insert: "(3) For the purpose of this section, a product is considered made in Montana or grown in Montana if it has 50% or greater value-added within the state.

(4) For the purpose of this section, "value-added" means that 50% of the raw materials and 50% of the labor must be added in this state when arriving at a wholesale price of a product."

11. Page 1, line 29.

Following: "in"

Strike: "advertising"

Insert: "the business directory listing"

Following: "of"

Strike: "advertising"

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Insert: "the business directory listing"

12. Page 1, line 30.

Strike: "advertising"

Insert: "the business directory listing"

13. Page 2, line 2.

Strike: "or provisions of services"

14. Page 2, line 3.

Strike: "advertise"

Insert: "list"

Strike: "or services"

And, as amended, do pass. Report adopted.

HB 279, introduced bill, be amended as follows:

1/19/2001

1. Title, line 10.

Following: "INTERNS;"

Insert: "AND"

2. Title, line 12 through line 13.

Following: "MCA" on line 12

Strike: ";" on line 12 through "MCA" on line 13

3. Page 6, line 4.

Strike: "verbal"

4. Page 6, line 27.

Following: "(b)"

Strike: "compounding, labeling, dispensing,"

Following: "administering,"

Insert: "drugs and devices pursuant to a collaborative practice agreement and compounding, labeling, dispensing,"

5. Page 7, line 24.

Following: "oral,"

Insert: "electronically transmitted,"

6. Page 7.

Following: line 28

Insert: "(32) "Utilization plan" means a plan under which a pharmacist may use the services of a pharmacy technician in the practice of pharmacy to perform tasks that:

(a) do not require the exercise of the pharmacist's independent professional judgment; and

(b) are verified by the pharmacist."

Renumber: subsequent subsection

7. Page 8, line 11.

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Following: "using"

Strike: "the" through "Formulary"

Insert: "an official compendium recognized by the board"

8. Page 10, line 14.

Strike: "It"

Insert: "Except as provided in 37-7-307 through 37-7-309, it"

9. Page 12, line 5.

Following: "(+)"

Insert: "(1)"

10. Page 12, line 13.

Following: "-"

Insert: "(2) In addition to the penalty provided in subsection (1), the board may withdraw its approval of a utilization plan previously approved for a supervising pharmacist who: (a) violates any provision of 37-7-307 through 37-7-309 or rules adopted under those sections;

(b) obtained the approval of the utilization plan through fraud; or

(c) acts in a manner contrary to the terms of the utilization plan.

(3) The board may seek an injunction to enforce the provisions of subsection (2)."

11. Page 14, line 4.

Following: "of"

Strike: "the" through "Formulary"

Insert: "an official compendium recognized by the board"

12. Page 14, line 7.

Following: "a"

Insert: "medical"

Following: "practitioner"

Insert: ", as defined in 37-2-101,"

13. Page 14, line 8.

Following: "administer"

Insert: "and prescribe"

14. Page 14, line 10.

Following: "of"

Strike: "the" through "Formulary"

Insert: "an official compendium recognized by the board"

15. Page 17.

Following: line 2

Insert: "(3) shall submit a utilization plan for the employment of pharmacy technicians if allowed by the state where the mail service pharmacy is located. If the state in which the pharmacy is located does not establish a ratio of technicians to pharmacists for determining the number of pharmacy technicians or otherwise define the role of the pharmacist in compounding or dispensing drugs at the pharmacy, then the out-of-state mail service pharmacy may not allow a pharmacist to supervise more than one supportive person at any one time in the

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compounding or dispensing of prescription drugs, unless approved by the board as provided in 37-7-307 through 37-7-309."

Renumber: subsequent subsections

16. Page 17, line 5.

Following: "~~(2)~~"

Insert: "utilization plan, if any, for each pharmacist identified under subsection (2) and"

17. Page 20, line 12.

Strike: "both"

Following: "written"

Insert: ", electronically transmitted,"

18. Page 20, line 23 through line 24.

Strike: section 17 in its entirety

And, as amended, do pass. Report adopted.

HB 300, introduced bill, be amended as follows:

1. Page 2, line 5.

Following: "policy"

Insert: "plus five times the amount of the deductible"

And, as amended, do pass. Report adopted.

HB 309, do pass. Report adopted.

1/22/2001

HUMAN SERVICES (Thomas, Chairman):

1/22/2001

HB 296, do pass. Report adopted.

NATURAL RESOURCES (Younkin, Chairman):

1/22/2001

HB 94, introduced bill, be amended as follows:

1. Page 1, line 22.

Following: "each"

Strike: "a"

Insert: "any"

And, as amended, do pass. Report adopted.

HB 166, introduced bill, be amended as follows:

1. Title, line 6.

Following: "EASEMENTS;"

Insert: "RESTRICTING WHO MAY OWN THE CONSERVATION EASEMENT; PROVIDING SPECIAL RESTRICTIONS FOR WETLAND MITIGATION SITES;"

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2. Page 1, line 16.

Following: "(2)"

Insert: "(a)"

3. Page 1.

Following: line 18

Insert: "(b)(i) The conservation easement must be held by a qualified easement holder defined, for the purpose of this part, as a private nonprofit organization, a land trust, or a state or federal agency.

(ii) The current landowner of the property from which the wetland mitigation site was sold must be given the right of first refusal to purchase the property.

(iii) The terms of any agreement to access the wetland mitigation site may not be expanded without the consent of the landowner of the property to which the access agreement applies."

And, as amended, do pass. Report adopted.

STATE ADMINISTRATION (Walters, Chairman):

1/22/2001

HB 74, introduced bill, be amended as follows:

1. Page 1.

Following: line 12

Insert: "NEW SECTION. Section 2. Coordination instruction. (1) If either House Bill No. 294 or [LC0454] and [this act] are passed and approved, then [this act] must be amended by adding the following section:

Insert: "**Section 2.** Section 19-8-502, MCA, is amended to read:

"19-8-502. Member's contribution. (1) Each member is required to contribute into the pension trust fund ~~8.5%~~ 10% of the member's monthly compensation, which must be deposited to the member's credit in the pension trust fund.

(2) Each employer, pursuant to section 414(h)(2) of the federal Internal Revenue Code of 1954, as amended and applicable on July 1, 1985, shall pick up and pay the contributions that would be payable by the member under subsection (1) for service rendered after June 30, 1985.

(3) The member's contributions picked up by the employer must be designated for all purposes of the retirement system as the member's contributions, except for the determination of a tax upon a distribution from the retirement system. These contributions must become part of the member's accumulated contributions but must be accounted for separately from those previously accumulated.

(4) The member's contributions picked up by the employer must be payable from the same source as is used to pay compensation to the member and must be included in the member's wages, as defined in 19-1-102, and the member's compensation as used to define the member's final average salary in 19-8-101. The employer shall deduct from the member's compensation an amount equal to the amount of the member's contributions picked up by the employer and remit the total of the contributions to the board."

(2) If either House Bill No. 294 or [LC0454] and Senate Bill No. 89 and [this act] are passed and approved, then [this act] must be amended by adding the following section:

Insert: "**Section 2.** Section 19-8-502, MCA, is amended to read:

"19-8-502. Member's contribution. (1) Each member is required to contribute into the pension trust fund ~~8.5%~~ 10.56% of the member's monthly compensation, which must be deposited to the member's credit in the pension trust fund.

(2) Each employer, pursuant to section 414(h)(2) of the federal Internal Revenue Code of 1954, as amended and applicable on July 1, 1985, shall pick up and pay the contributions that would be payable by the member under subsection (1) for service rendered after June 30, 1985.

(3) The member's contributions picked up by the employer must be designated for all purposes of the

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retirement system as the member's contributions, except for the determination of a tax upon a distribution from the retirement system. These contributions must become part of the member's accumulated contributions but must be accounted for separately from those previously accumulated.

(4) The member's contributions picked up by the employer must be payable from the same source as is used to pay compensation to the member and must be included in the member's wages, as defined in 19-1-102, and the member's compensation as used to define the member's final average salary in 19-8-101. The employer shall deduct from the member's compensation an amount equal to the amount of the member's contributions picked up by the employer and remit the total of the contributions to the board."

(3) If Senate Bill No. 89 and [this act] are both passed and approved, then [this act] must be amended by adding the following section:

Insert: "Section 2. Section 19-8-502, MCA, is amended to read:

"19-8-502. Member's contribution. (1) Each member is required to contribute into the pension trust fund ~~8.5%~~ 8.7% of the member's monthly compensation, which must be deposited to the member's credit in the pension trust fund.

(2) Each employer, pursuant to section 414(h)(2) of the federal Internal Revenue Code of 1954, as amended and applicable on July 1, 1985, shall pick up and pay the contributions that would be payable by the member under subsection (1) for service rendered after June 30, 1985.

(3) The member's contributions picked up by the employer must be designated for all purposes of the retirement system as the member's contributions, except for the determination of a tax upon a distribution from the retirement system. These contributions must become part of the member's accumulated contributions but must be accounted for separately from those previously accumulated.

(4) The member's contributions picked up by the employer must be payable from the same source as is used to pay compensation to the member and must be included in the member's wages, as defined in 19-1-102, and the member's compensation as used to define the member's final average salary in 19-8-101. The employer shall deduct from the member's compensation an amount equal to the amount of the member's contributions picked up by the employer and remit the total of the contributions to the board.""

And, as amended, do pass. Report adopted.

HB 241, do pass. Report adopted.

HB 293, do pass. Report adopted.

MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence:

1/20/2001

SB 28, introduced by Halligan

SB 30, introduced by Mahlum

SB 92, introduced by Halligan

SB 114, introduced by Taylor

SB 146, introduced by Keenan

SB 147, introduced by Keenan

SB 156, introduced by Cocchiarella

SB 184, introduced by Cobb

SB 209, introduced by Waterman

SB 235, introduced by Cocchiarella

FIRST READING AND COMMITMENT OF BILLS

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

HB 365, introduced by Whitaker, Bitney, Christiaens, DePratu, Forrester, Franklin, Fuchs, Gallus, Glaser, Golie, Halligan, Lee, Mangan, Matthews, McKenney, Ripley, Roush, Shea, Taylor, referred to Fish, Wildlife and Parks.

HB 366, introduced by Bixby, referred to Human Services.

HB 367, introduced by Facey, Mangan, referred to Taxation.

HB 368, introduced by Hedges, referred to Agriculture.

**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 Golie in the chair.

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

HB 80 - Representative Sliter moved consideration of **HB 80** be passed for the day. Motion carried.

Representative Smith excused at this time.

HB 22 - Representative Lindeen moved **HB 22** 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, Kaufmann, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, A. 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: K. Peterson.

Total 1

Voted Absentee: Bitney, Tramelli, Ayes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 93 - Representative Gillan moved **HB 93** 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,

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Erickson, Esp, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, 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, 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 97

Noes: A. Peterson, K. Peterson.

Total 2

Voted Absentee: Bitney, Tramelli, Ayes.

Excused: None.

Total 0

Absent or not voting: Golie.

Total 1

HB 120 - Representative McKenney moved **HB 120** do pass. Motion carried as follows:

Ayes: Andersen, Bales, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, E. Clark, Cyr, Dale, Devlin, Eggers, Erickson, Facey, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Hurdle, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Laible, Laslovich, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Matthews, McKenney, Mood, Musgrove, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Ripley, Rome, Schmidt, Schrupf, Shockley, Smith, Somerville, Steinbeisser, Thomas, Tramelli, Tropila, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Mr. Speaker.

Total 76

Noes: Adams, Balyeat, Clancy, P. Clark, Curtiss, Davies, Dell, Esp, Fisher, Fuchs, Holden, Jackson, Kasten, Laszloffy, Masolo, McCann, Newman, Rice, Sliter, Story, Vick, Waddill, Younkin.

Total 23

Voted Absentee: Bitney, Tramelli, Ayes.

Excused: None.

Total 0

Absent or not voting: Forrester.

Total 1

HB 234 - Representative Lawson moved **HB 234** do pass. Motion carried as follows:

Ayes: 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, Kaufmann, Keane, Laible, Laslovich,

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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: Adams.

Total 1

Voted Absentee: Bitney, Tramelli, Ayes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 7 - Representative McGee moved **HJR 7** be adopted.

HJR 7 - Representative McGee moved **HJR 7**, second reading copy, be amended as follows :

1. Page 2, line 2.

Strike: "expenses"

Amendment **adopted** as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, 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, 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, Ripley, Rome, Schmidt, Schrupf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Bitney, Tramelli.

Total 2

Absent or not voting: None.

Total 0

Motion that **HJR 7**, as amended, be adopted. Motion carried as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown,

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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, Ripley, Rome, Schmidt, Schruppf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 100

Noes: None.
Total 0

Voted Absentee: Bitney, Tramelli, Ayes.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 27 - Representative Musgrove moved **HB 27** do pass. Motion failed as follows:

Ayes: Bitney, Branae, Callahan, Carney, P. Clark, Cyr, Dell, Erickson, Esp, Facey, Forrester, Gallus, Galvin-Halcro, Gillan, Golie, Haines, Himmelberger, Keane, Laible, Laslovich, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Schmidt, Somerville, Tramelli, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin.
Total 49

Noes: Adams, Andersen, Bales, Balyeat, Barrett, Bixby, Bookout-Reinicke, D. Brown, R. Brown, Brueggeman, Buzzas, Clancy, E. Clark, Curtiss, Dale, Davies, Devlin, Eggers, Fisher, Fritz, Fuchs, Gallik, Gutsche, Harris, Hedges, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Laszloffy, Masolo, Matthews, Rice, Ripley, Rome, Schruppf, Shockley, Sliter, Steinbeisser, Story, Thomas, Tropila, Vick, Waddill, Mr. Speaker.
Total 50

Voted Absentee: Bitney, Tramelli, Ayes.

Excused: None.
Total 0

Absent or not voting: Smith.
Total 1

HB 37 - Representative Witt moved **HB 37** 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, Erickson, Esp, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Hedges, Himmelberger, Holden, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Laible, Laslovich,

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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, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 96

Noes: Eggers, Harris, Hurdle, Wanzenried.

Total 4

Voted Absentee: Bitney, Tramelli, Ayes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 83 - Representative Matthews moved **HB 83** 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, 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, Ripley, Rome, Schmidt, Schrupf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Wolery, Younkin, Mr. Speaker.

Total 99

Noes: None.

Total 0

Voted Absentee: Bitney, Tramelli, Ayes.

Excused: None.

Total 0

Absent or not voting: Witt.

Total 1

HB 99 - Representative Devlin moved **HB 99** 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, Kaufmann, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome,

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Schmidt, Schrumpf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Wolery, Younkin, Mr. Speaker.

Total 98

Noes: None.

Total 0

Voted Absentee: Bitney, Tramelli, Ayes.

Excused: None.

Total 0

Absent or not voting: Musgrove, Witt.

Total 2

HB 185 - Representative Gallus moved **HB 185** 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, 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, Ripley, Rome, Schmidt, Schrumpf, Shockley, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 99

Noes: None.

Total 0

Voted Absentee: Bitney, Tramelli, Ayes.

Excused: None.

Total 0

Absent or not voting: Sliter.

Total 1

HB 191 - Representative Gallus moved **HB 191** do pass. Motion carried as follows:

Ayes: Andersen, Bales, Barrett, Bitney, Bixby, Branae, D. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. 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, Price, Raser, Rice, Ripley, Rome, Schmidt, Schrumpf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Waddill, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 89

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Noes: Adams, Balyeat, R. Brown, P. Clark, Davies, Laszloffy, A. Peterson, K. Peterson, Vick, Waitschies.
Total 10

Voted Absentee: Bitney, Tramelli, Ayes.

Excused: None.
Total 0

Absent or not voting: Bookout-Reinicke.
Total 1

HB 192 - Representative D. Mood moved **HB 192** do pass. Motion carried as follows:

Ayes: Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, Brueggeman, Callahan, Carney, Clancy, E. Clark, Curtiss, Cyr, Dale, Davies, Dell, Eggers, Erickson, Esp, Facey, Fisher, Forrester, Fritz, Gallus, Galvin-Halcro, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Juneau, Kaufmann, Laible, Laslovich, Lawson, Lee, Lehman, Lenhart, Lewis, Masolo, Matthews, McKenney, Mood, Musgrove, Noennig, Olson, A. Peterson, Price, Raser, Rice, Ripley, Rome, Schruppf, Shockley, Sliter, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Waitschies, Walters, Whitaker, Witt, Wolery, Mr. Speaker.
Total 76

Noes: Adams, R. Brown, Buzzas, P. Clark, Devlin, Fuchs, Gallik, Gillan, Golie, Kasten, Keane, Laszloffy, Lindeen, Mangan, McCann, Newman, Pattison, K. Peterson, Schmidt, Smith, Vick, Waddill, Wanzenried, Younkin.
Total 24

Voted Absentee: Bitney, Tramelli, Ayes.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 195 - Representative Wolery moved **HB 195** do pass. Motion carried as follows:

Ayes: Adams, Andersen, Bales, Barrett, Bitney, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Callahan, Carney, Clancy, E. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Esp, Facey, Fisher, Forrester, Fritz, Gallus, Gillan, Golie, Haines, Harris, Hedges, Himmelberger, Holden, Jackson, Jent, Kasten, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Masolo, Matthews, McCann, Mood, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, Schmidt, Schruppf, Shockley, Sliter, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 80

Noes: Balyeat, Bixby, Buzzas, P. Clark, Eggers, Erickson, Fuchs, Gallik, Galvin-Halcro, Gutsche, Hurdle, Jacobson, Jayne, Juneau, Kaufmann, Mangan, McKenney, Musgrove, Smith, Wanzenried.
Total 20

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Voted Absentee: Bitney, Tramelli, Ayes.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 221 - Representative Witt moved **HB 221** 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, Kaufmann, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, Schmidt, Schrupf, Shockley, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 98

Noes: None.
Total 0

Voted Absentee: Bitney, Tramelli, Ayes.

Excused: None.
Total 0

Absent or not voting: Mood, Sliter.
Total 2

HB 231 - Representative Lawson moved **HB 231** do pass. Motion carried as follows:

Ayes: Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Cyr, Eggers, Erickson, Facey, Fisher, Forrester, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Harris, Hedges, Holden, Hurdle, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McKenney, Mood, Musgrove, Newman, Noennig, Olson, A. Peterson, Price, Raser, Ripley, Rome, Schmidt, Shockley, Sliter, Smith, Somerville, Thomas, Tramelli, Tropila, Vick, Waddill, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 75

Noes: Adams, Andersen, Bales, Balyeat, R. Brown, Curtiss, Dale, Davies, Dell, Devlin, Esp, Fuchs, Haines, Himmelberger, Jackson, Kasten, Laible, McCann, Pattison, K. Peterson, Rice, Schrupf, Steinbeisser, Story, Waitschies.
Total 25

Voted Absentee: Bitney, Tramelli, Ayes.

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Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 27 - Representative Musgrove made a substitute motion that **HB 27** be segregated from the Committee of the Whole report and the remainder of the report be adopted. Motion carried as follows:

Ayes: Adams, Bales, Barrett, 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, Gutsche, Haines, Hedges, Himmelberger, Holden, Hurdle, 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, Rome, Schmidt, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tropila, Waddill, Waitschies, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 87

Noes: Andersen, Balyeat, Davies, Harris, Jackson, Laszloffy, Ripley, Schrumpf, Vick, Walters.
Total 10

Excused: Bitney, Tramelli.
Total 2

Absent or not voting: Golie.
Total 1

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

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 218 passed as follows:

Ayes: Andersen, Bales, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Eggers, Erickson, Facey, Fisher, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Hedges, Himmelberger, Holden, Hurdle, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McKenney, Musgrove, Newman, Noennig, Olson, A. Peterson, K. Peterson, Price, Raser, Rice, Rome, Schmidt, Schrumpf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 87

Noes: Adams, Balyeat, Esp, Jackson, Kasten, McCann, Mood, Vick.
Total 8

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Voted Absentee: Bitney, Tramelli, Ayes.

Excused: None.

Total 0

Absent or not voting: Clancy, Forrester, Harris, Pattison, Ripley.

Total 5

HB 230 passed as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Callahan, Carney, Clancy, E. Clark, P. Clark, Cyr, Dale, Davies, Dell, Devlin, Eggers, Erickson, Esp, Facey, Fisher, Forrester, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, 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, Schrupf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 95

Noes: Buzzas, Curtiss, Fuchs, Gutsche, Laszloffy.

Total 5

Voted Absentee: Bitney, Tramelli, Ayes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 3 adopted as follows:

Ayes: Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Dell, Devlin, Eggers, Erickson, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Holden, Hurdle, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Laslovich, Laszloffy, Lee, Lehman, Lenhart, Lindeen, Mangan, Masolo, Matthews, McKenney, Musgrove, Newman, Noennig, Olson, A. Peterson, K. Peterson, Price, Raser, Rice, Rome, Schmidt, Schrupf, Shockley, Sliter, Smith, Somerville, Story, Thomas, Tramelli, Tropila, Waddill, Waitschies, Wanzenried, Whitaker, Wolery, Younkin, Mr. Speaker.

Total 77

Noes: Adams, Andersen, Bales, Balyeat, Barrett, R. Brown, Brueggeman, Davies, Esp, Himmelberger, Jackson, Kasten, Laible, Lawson, Lewis, McCann, Mood, Pattison, Ripley, Steinbeisser, Vick, Walters, Witt.

Total 23

Voted Absentee: Bitney, Tramelli, Ayes.

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Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Representative Sliter moved that **HB 27** be taken from the Committee of the Whole and rereferred to the Committee on Judiciary. There being no objections, so ordered.

REPORTS OF STANDING COMMITTEES

JUDICIARY (Shockley, Chairman):

1/22/2001

HB 146, introduced bill, be amended as follows:

1. Page 1, line 29.

Strike: "[Section 16]"

Insert: "[section 21]"

2. Page 8, line 24.

Strike: "subaccounts"

Insert: "accounts"

3. Page 10, line 10 through line 12.

Strike: subsection (8) in its entirety

4. Page 13, line 8 through line 10.

Strike: "The" on line 8 through "age." on line 10

5. Page 17, line 8 through line 10.

Strike: "." on line 8 through "an adult" on line 10

Insert: "unless the court finds that the youth presents a danger to the public safety and that the placement is recommended by a mental health professional after evaluation of the youth"

6. Page 18, line 5.

Strike: "department"

Insert: "youth court"

7. Page 20, line 12.

Strike: "(a)"

8. Page 20, line 14 through line 16.

Strike: subsection (b) in its entirety

9. Page 20, line 17.

Strike: "a subaccount"

Insert: "an account"

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10. Page 20, line 18.

Page 20, line 24.

Page 20, line 25.

Page 20, line 30.

Strike: "subaccount"

Insert: "account"

11. Page 20, line 19.

Strike: "subaccounts"

Insert: "accounts"

12. Page 20, line 21 through line 23.

Strike: subsection (3) in its entirety

Renumber: subsequent subsections

13. Page 20, line 26.

Strike: "Subaccount"

Insert: "Account"

14. Page 21, line 5 through line 6.

Strike: subsection (8) in its entirety

15. Page 21, line 25 through line 26.

Strike: "to administer" on line 25 through "[section 16]" on line 26

16. Page 22, line 6 through line 7.

Strike: "in the" on line 6 through "fund" on line 7

Insert: "appropriated for purposes of this section"

17. Page 22, line 11.

Strike: "subaccount"

Insert: "account"

18. Page 22, line 12.

Strike: "fund"

Insert: "review panel"

19. Page 22, line 24.

Strike: "subaccount"

Insert: "account"

20. Page 22, line 25.

Strike: "subaccounts"

Insert: "accounts"

21. Page 22, line 27.

Strike: "subaccount"

Insert: "account"

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22. Page 23, line 3.

Following: ";"

Insert: "and"

23. Page 23, lines 4 and 5.

Strike: subsection (k) in its entirety

Renumber: subsequent subsections

24. Page 23, line 13.

Strike: "subaccounts"

Insert: "accounts"

25. Page 23, line 17 through line 18.

Strike: section 21 in its entirety

Insert: "NEW SECTION. Section 21. Statutory appropriation. There is statutorily appropriated, as provided in 17-7-502, \$800,000 from the general fund in each fiscal year to the department of corrections to be used to administer the cost containment program established in [section 18]."

26. Page 23, line 19.

Insert: "NEW SECTION. Section 22. Program progress and report. The department of corrections shall develop a system of outcome measures during the first 6 months of the operation of the program established in [section 16], use the system to evaluate the progress of the program, and report to the legislature in the manner provided in 5-11-210."

Renumber: subsequent sections

And, as amended, do pass. Report adopted.

HB 157, introduced bill, be amended as follows:

1. Page 1, line 22.

Strike: "5 years"

Insert: "13 months"

2. Page 1, line 23.

Strike: "\$5,000"

Insert: "\$1,500"

And, as amended, do pass. Report adopted.

HB 165, introduced bill, be amended as follows:

1. Page 2, line 4.

Following: "remains"

Insert: "are not property"

2. Page 2, line 5.

Following: "and"

Insert: "that"

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Following: "not"

Strike: "property"

Insert: "abandoned when interred"

Following: "."

Insert: "Discoverers, therefore, have no right of ownership, and they cannot confer a right of ownership to another."

3. Page 2, line 6.

Following: "person"

Insert: ", other than a descendant or culturally affiliated group,"

4. Page 2, line 7.

Following: "compensation"

Insert: "because the person who buried the deceased and interred funerary objects with the deceased did not through interment abandon a property interest in the objects, but intended for those objects to remain with the deceased"

5. Page 3, line 22.

Following: "remains"

Insert: "at a burial site"

And, as amended, do pass. Report adopted.

ANNOUNCEMENTS

Committee meetings were announced by committee chairmen.

Majority Leader Sliter moved that the House adjourn until 1:00 p.m., Wednesday, January 24, 2001. Motion carried.

House adjourned at 3:00 p.m.

MARILYN MILLER
Chief Clerk of the House

DAN MCGEE
Speaker of the House