

**HOUSE JOURNAL  
57<sup>TH</sup> LEGISLATURE  
TWENTY-THIRD LEGISLATIVE DAY**

Helena, Montana  
January 29, 2001

House Chambers  
State Capitol

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

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

**REPORTS OF STANDING COMMITTEES**

**BILLS** (Bookout-Reinicke, Chairman): 1/29/2001  
Correctly engrossed: **HB 129, HB 142, HB 148, HB 175, HB 223, HB 249, HB 267, HB 311, HJR 4, HJR 8, SB 87.**

Correctly enrolled: **HB 39, HB 52.**

Signed by the Speaker at 8:37 a.m., January 26, 2001: **HB 25, HB 45, HB 98.**

**APPROPRIATIONS** (Vick, Chairman): 1/29/2001  
**HB 42**, introduced bill, be amended as follows:

1. Title, page 1, line 7.

**Following:** "STANDARDS;"

**Insert:** "PROVIDING AN APPROPRIATION;"

2. Page 2.

**Following:** line 22

**Insert:** "NEW SECTION. Section 2. Appropriation. There is appropriated from the federal special revenue fund to the office of public instruction \$30,000 for fiscal year 2002 and \$60,000 for fiscal year 2003 for the purposes of [section 1] that is in addition to any appropriation contained in House Bill No. 2."

**Renumber:** subsequent sections

And, as amended, do pass. Report adopted.

**BUSINESS AND LABOR** (McKenney, Chairman): 1/26/2001  
**HB 95**, do pass. Report adopted.

**NATURAL RESOURCES** (Younkin, Chairman): 1/29/2001  
**HB 46**, introduced bill, be amended as follows:

1. Title, line 6.

**Strike:** "\$75,000"

**Insert:** "\$50,000"

2. Page 2, line 2 through line 4.

**Following:** "or"

**Strike:** the remainder of subsection (c)

**Insert:** "\$50,000 or less;"

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3. Page 2, line 10.

**Strike:** "\$75,000"

**Insert:** "\$50,000"

And, as amended, do pass. Report adopted.

**HB 147**, introduced bill, be amended as follows:

1. Title, line 6 through line 10.

**Following:** "STATEMENT" on line 6

**Strike:** remainder of line 6 through "COMPLETE" on line 10

**Insert:** "AT LEAST 15 DAYS PRIOR TO THE DATE OF ISSUANCE OF THE WRITTEN FINDINGS ON A PERMIT APPLICATION"

2. Page 1, lines 21 through 24.

**Strike:** line 21 through line 24 in their entirety

**Insert:** "WHEREAS, completion of the environmental impact statement 15 days prior to the Department's written findings will allow efficient preparation of the environmental impact statement and will not delay the decision on the application."

3. Page 3, lines 25 and 26.

**Following:** "statement" on line 25

**Strike:** remainder of line 25 through "(8)(d)" on line 26

**Insert:** "at least 15 days prior to the date of issuance of the written findings pursuant to subsection (8)(f)"

4. Page 4, line 16.

**Strike:** "or" through "later"

And, as amended, do pass. Report adopted.

**MESSAGES FROM THE SENATE**

Senate bills passed and transmitted to the House for concurrence:

1/27/2001

**SB 2**, introduced by Stonington

**SB 132**, introduced by Halligan

**SB 164**, introduced by McNutt

**SB 170**, introduced by Halligan

**SB 189**, introduced by McNutt

**SB 234**, introduced by Tester

**SB 238**, introduced by Tester

**SB 252**, introduced by Cocchiarella

**SB 254**, introduced by Halligan

House bills concurred in and returned to the House:

1/27/2001

**HB 39**, introduced by Fuchs

**HB 52**, introduced by Gallik

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

1/27/2001

**HB 112**, introduced by Brueggeman

**FIRST READING AND COMMITMENT OF BILLS**

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

**HB 425**, introduced by Masolo, Gutsche, Kitzenberg, Lee, Schmidt, Schrumpf, referred to Human Services.

**HB 426**, introduced by Forrester, referred to Business and Labor.

**HB 427**, introduced by Rome, referred to Education.

**HB 428**, introduced by Forrester, Bohlinger, Crismore, referred to Taxation.

**HB 429**, introduced by Gallus, referred to Business and Labor.

**HB 430**, introduced by Clancy, referred to Transportation.

**HB 431**, introduced by Newman, Eggers, Erickson, Facey, Gutsche, Harris, Kaufmann, Keane, Lawson, Mangan, Raser, Shea, referred to Judiciary.

**HB 432**, introduced by Balyeat, Adams, Bales, Beck, Bohlinger, Bookout-Reinicke, D. Brown, R. Brown, Brueggeman, Butcher, Carney, Clancy, P. Clark, Cobb, Curtiss, Dale, Davies, DePratu, Esp, Facey, Forrester, Fuchs, Gallik, Gallus, Galvin-Halcro, Hedges, Jackson, Jacobson, Jent, Kasten, Kaufmann, Keane, Keenan, Laible, Laslovich, Lenhart, Lewis, Lindeen, Mahlum, Mangan, McKenney, McNutt, Miller, Mood, Newman, Olson, Pattison, K. Peterson, Price, Rice, Schrumpf, Shockley, Sliter, Somerville, Steinbeisser, Stonington, F. Thomas, Toole, Vick, Waitschies, Walters, Wanzenried, Wells, Whitaker, Witt, Wolery, Younkin, referred to Transportation.

**HB 433**, introduced by Schrumpf, referred to Transportation.

**HB 434**, introduced by Schrumpf, referred to Judiciary.

**HB 435**, introduced by Lawson, referred to Appropriations.

**HB 436**, introduced by Somerville, referred to Business and Labor.

**HB 437**, introduced by Jacobson, Nelson, referred to Business and Labor.

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

**SB 40**, introduced by Christiaens (by request of the Department of Corrections), referred to Judiciary.

**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 Lindeen in the chair.

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

**HB 208** - Representative Harris moved **HB 208** 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,

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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 100

Noes: None.

Total 0

Voted Absentee: Bitney, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 55** - Representative Juneau moved **HB 55** do pass. Motion carried 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, Laslovich, Lee, Lenhart, Lindeen, Mangan, Matthews, McCann, Musgrove, Newman, Noennig, A. Peterson, K. Peterson, Price, Raser, Ripley, Schmidt, Smith, Somerville, Thomas, Tramelli, Wanzenried, Whitaker, Wolery, Younkin.

Total 52

Noes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bookout-Reinicke, D. Brown, R. Brown, Brueggeman, Clancy, E. Clark, Curtiss, Dale, Devlin, Esp, Fisher, Fuchs, Hedges, Himmelberger, Holden, Jackson, Kasten, Laible, Laszloffy, Lawson, Lehman, Lewis, Masolo, McKenney, Mood, Olson, Pattison, Rice, Rome, Schrumpf, Shockley, Sliter, Steinbeisser, Story, Tropila, Vick, Waddill, Waitschies, Walters, Witt, Mr. Speaker.

Total 47

Voted Absentee: Bitney, No.

Excused: None.

Total 0

Absent or not voting: Davies.

Total 1

**HB 127** - Representative Wanzenried moved **HB 127** do pass. Motion carried as follows:

Ayes: Andersen, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. 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, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Musgrove, Newman, Noennig, Olson, A. Peterson, K. Peterson, Price, Raser, Rice, Rome, Schmidt, Schrumpf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Wolery,

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Younkin.  
Total 90

Noes: Adams, Bales, Balyeat, R. Brown, Mood, Pattison, Ripley, Witt, Mr. Speaker.  
Total 9

Voted Absentee: Bitney, Aye.

Excused: None.  
Total 0

Absent or not voting: Davies.  
Total 1

**HB 152** - Representative Gallik moved **HB 152** do pass. Motion carried as follows:

Ayes: Andersen, Bales, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Dell, Devlin, Eggers, Erickson, Esp, Facey, 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, Schrupf, Shockley, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin.  
Total 91

Noes: Adams, Balyeat, Brueggeman, Davies, Fisher, Laszloffy, Sliter, Vick, Mr. Speaker.  
Total 9

Voted Absentee: Bitney, Aye.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 174** - Representative Jent moved **HB 174** do pass. Motion carried as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Eggers, Erickson, Esp, Facey, 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, Masolo, Matthews, McKenney, Mood, Musgrove, Newman, Noennig, 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.  
Total 94

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Noes: Brueggeman, Fisher, Mangan, McCann, Olson, Mr. Speaker.  
Total 6

Voted Absentee: Bitney, Aye.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 176** - Representative Jent moved **HB 176** 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, 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, Wolery, Younkin, Mr. Speaker.  
Total 98

Noes: None.  
Total 0

Voted Absentee: Bitney, Aye.

Excused: None.  
Total 0

Absent or not voting: Forrester, Witt.  
Total 2

**HB 215** - Representative Sliter moved consideration of **HB 215** be passed for the day. Motion carried.

**HB 216** - Representative Himmelberger moved **HB 216** do pass.

**HB 216** - Representative R. Brown moved for cloture. Motion carried.

Motion that **HB 216** do pass carried as follows:

Ayes: Adams, Andersen, Bales, Barrett, Bitney, Bookout-Reinicke, D. Brown, R. Brown, Brueggeman, Clancy, E. Clark, Curtiss, Dale, Davies, Devlin, Esp, Forrester, Fuchs, Gallik, Gillan, Haines, Harris, Hedges, Himmelberger, Holden, Jackson, Jacobson, Laible, Laslovich, Laszloffy, Lawson, Lehman, Lewis, Lindeen, Matthews, McCann, McKenney, Mood, Musgrove, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Rice, Rome, Schmidt, Schruppf, Sliter, Somerville, Steinbeisser, Story, Thomas, Tropila, Vick, Waddill, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

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Total 64

Noes: Balyeat, Bixby, Branae, Buzzas, Callahan, Carney, P. Clark, Cyr, Dell, Eggers, Erickson, Facey, Fisher, Fritz, Gallus, Galvin-Halcro, Golie, Gutsche, Hurdle, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Lee, Lenhart, Mangan, Masolo, Newman, Raser, Ripley, Shockley, Smith, Tramelli, Wanzenried.

Total 36

Voted Absentee: Bitney, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 246** - Representative Bales moved **HB 246** 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, Haines, Hedges, Himmelberger, Holden, Jackson, Jacobson, Jayne, Jent, Kasten, Kaufmann, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, 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, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 92

Noes: Eggers, Gutsche, Harris, Hurdle, Juneau, Mangan, K. Peterson, Walters.

Total 8

Voted Absentee: Bitney, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 256** - Representative C. Younkin moved **HB 256** do pass. Motion carried as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Eggers, Erickson, Esp, Facey, Fisher, Forrester, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Jackson, Jacobson, 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, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

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Total 93

Noes: Hurdle, Jayne, Kaufmann, Story.

Total 4

Voted Absentee: Bitney, Aye.

Excused: None.

Total 0

Absent or not voting: Carney, Fuchs, Wanzenried.

Total 3

Representative Sliter moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the chair. Chairman Lindeen moved the Committee of the Whole report be adopted. Report 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, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, 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.

Total 94

Noes: Golie, Mangan.

Total 2

Excused: Bitney.

Total 1

Absent or not voting: Fritz, Gutsche, Mr. Speaker.

Total 3

### 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 129** 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, Davies, Dell, Devlin, Eggers, Erickson, Esp, Facey, 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,



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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 98

Noes: None.

Total 0

Voted Absentee: Bitney, Aye.

Excused: None.

Total 0

Absent or not voting: Dale, Fisher.

Total 2

**HB 142** passed as follows:

Ayes: Adams, Andersen, Balyeat, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Dell, Erickson, Facey, Forrester, Fritz, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Juneau, 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, Rome, Schmidt, Schrumpf, Shockley, Smith, Somerville, Thomas, Tramelli, Tropila, Vick, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 86

Noes: Bales, Barrett, Devlin, Eggers, Esp, Gallik, Kasten, Rice, Ripley, Steinbeisser, Story, Waddill.

Total 12

Voted Absentee: Bitney, Aye.

Excused: None.

Total 0

Absent or not voting: Fisher, Sliter.

Total 2

**HB 148** 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, Devlin, Eggers, Erickson, Esp, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, 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, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

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Total 99

Noes: None.

Total 0

Voted Absentee: Bitney, Aye.

Excused: None.

Total 0

Absent or not voting: Holden.

Total 1

**HB 175** passed as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Branae, D. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, 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, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Ripley, Schmidt, Schrumpf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin.

Total 93

Noes: Bookout-Reinicke, R. Brown, Curtiss, McCann, Rice, Rome, Mr. Speaker.

Total 7

Voted Absentee: Bitney, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 223** passed as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, 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, Jent, Juneau, Kasten, Kaufmann, Keane, Laible, Laslovich, Lawson, 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, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 95

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Noes: Bookout-Reinicke, Jayne, Laszloffy.  
Total 3

Voted Absentee: Bitney, Aye.

Excused: None.  
Total 0

Absent or not voting: Lee, Waitschies.  
Total 2

**HB 249** 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, 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, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.  
Total 98

Noes: Waddill.  
Total 1

Voted Absentee: Bitney, Aye.

Excused: None.  
Total 0

Absent or not voting: Waitschies.  
Total 1

**HB 267** 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, 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, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.  
Total 99

Noes: None.  
Total 0

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Voted Absentee: Bitney, Aye.

Excused: None.

Total 0

Absent or not voting: Somerville.

Total 1

**HB 311** passed as follows:

Ayes: Adams, Andersen, Bales, 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, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, A. Peterson, K. Peterson, Price, Raser, Ripley, Rome, Schmidt, Schrumpf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Thomas, Tramelli, Tropila, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 92

Noes: Balyeat, Esp, Himmelberger, Kasten, Pattison, Rice, Story, Vick.

Total 8

Voted Absentee: Bitney, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HJR 4** adopted as follows:

Ayes: Andersen, Bales, Barrett, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Callahan, Clancy, E. Clark, Curtiss, Dale, Dell, Devlin, Esp, Facey, Fisher, Forrester, Fuchs, Golie, Haines, Harris, Himmelberger, Holden, Jackson, Kasten, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lewis, Masolo, Matthews, McKenney, Mood, Musgrove, Noennig, Olson, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, Schrumpf, Shockley, Sliter, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Waddill, Waitschies, Walters, Whitaker, Witt, Younkin, Mr. Speaker.

Total 65

Noes: Adams, Balyeat, Bixby, Buzzas, Carney, P. Clark, Davies, Eggers, Erickson, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Gutsche, Hedges, Hurdle, Jacobson, Jayne, Jent, Juneau, Kaufmann, Lenhart, Lindeen, Mangan, Newman, Pattison, Schmidt, Smith, Vick, Wanzenried.

Total 31

Excused: Bitney.

Total 1

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Absent or not voting: Cyr, McCann, Wolery.  
Total 3

**HJR 8** adopted as follows:

Ayes: Bales, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Cyr, Dale, Dell, Eggers, Erickson, Esp, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jent, Juneau, Kaufmann, Keane, Laible, Laslovich, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Musgrove, Newman, Noennig, Olson, A. Peterson, K. Peterson, Price, Raser, Ripley, Rome, Schmidt, Schrupf, Sliter, Smith, Somerville, Story, Thomas, Tramelli, Tropila, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.  
Total 85

Noes: Adams, Andersen, Balyeat, Curtiss, Davies, Devlin, Jayne, Kasten, Laszloffy, Mood, Pattison, Rice, Shockley, Steinbeisser, Vick.  
Total 15

Voted Absentee: Bitney, Aye.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SB 87** concurred in as follows:

Ayes: 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, Schrupf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.  
Total 97

Noes: Adams, R. Brown, Ripley.  
Total 3

Voted Absentee: Bitney, Aye.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

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**MOTIONS**

Representative Facey requested on **HB 55**, second reading today, that his vote be shown as yes. There being no objections, so ordered.

Representative Witt requested on **HB 246**, second reading today, that his vote be shown as yes. There being no objections, so ordered.

**REPORTS OF STANDING COMMITTEES**

**JUDICIARY** (Shockley, Chairman):  
**HB 189**, introduced bill, be amended as follows:

1/29/2001

1. Title, page 1, line 4.

**Following:** "PATROL"

**Insert:** ", SHERIFF'S OFFICES, AND POLICE DEPARTMENTS"

2. Title, page 1, line 7 through line 8.

**Strike:** "PROVIDING" on page 1, line 7 through "AGENCIES;" on page 1, line 8

**Strike:** "AN EFFECTIVE" on line 8

**Insert:** "A TERMINATION"

3. Page 1, line 12.

**Following:** "patrol"

**Insert:** "and each sheriff's office and police department"

4. Page 1, line 13.

**Strike:** "semiannually"

**Insert:** "annually"

5. Page 1, line 16.

**Strike:** "identifying characteristics of each individual stopped, including the individual's"

**Insert:** "the"

6. Page 1, line 17.

**Following:** "gender"

**Insert:** "of each individual stopped"

7. Page 1, line 23.

**Following:** "5-11-210."

**Insert:** "The report must also contain the manner in which the highway patrol, sheriff's offices, and police departments are using the information collected."

8. Page 1, line 25.

**Strike:** "(1)"

**Following:** "patrol"

**Insert:** ", sheriff's offices, and police departments"

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9. Page 1, line 27.

**Strike:** "(a)"

**Insert:** "(1)"

10. Page 1, line 29.

**Strike:** "(b)"

**Insert:** "(2)"

11. Page 2, line 1 through line 8.

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

12. Page 2, line 14.

**Strike:** section 4 in its entirety

**Insert:** "NEW SECTION. **Section 4. Termination.** [This act] terminates June 30, 2005."

And, as amended, do pass. Report adopted.

**HB 329**, do pass. Report adopted.

**SPECIAL ORDERS OF THE DAY**

The following cosponsors were added to **HB 323**: Buzzas, Erickson, Gallik, Gutsche, Hurdle, Juneau, Kaufmann, Mangan, Newman, Wanzenried.

**ANNOUNCEMENTS**

Committee meetings were announced by committee chairmen.

Majority Leader Sliter moved that the House adjourn until 1:00 p.m., Tuesday, January 30, 2001. Motion carried.

House adjourned at 3:04 p.m.

MARILYN MILLER  
Chief Clerk of the House

DAN MCGEE  
Speaker of the House