

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

Helena, Montana  
February 3, 2001

House Chambers  
State Capitol

House convened at 8:00 a.m. Mr. Speaker in the Chair. Invocation by Representative Jent. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representatives Bixby, D. Brown, Callahan, Fuchs, Gallus, Harris, Lee, McCann, Pattison, and K. Peterson, excused. Quorum present.

Mr. Speaker introduced the honorary pages of the week:

Megan Richardson, Ronan  
Amber Plaszloffy, Laurel  
Derek Miller, Helena

**REPORTS OF STANDING COMMITTEES**

**BILLS** (Bookout-Reinicke, Chairman): 2/3/2001  
Correctly printed: **HB 30, HB 90, HB 118, HB 190, HB 262, HB 362, HB 376, HB 381, HB 382, HB 383, HB 417, HB 437.**

Correctly engrossed: **HB 47, HB 73, HB 266, HB 272, HB 286, HB 326, HB 336, HB 365, HB 386, SB 40.**  
Signed by the Speaker at 9:15 a.m., February 3, 2001: **HB 34, HB 36, HB 56.**

**JUDICIARY** (Shockley, Chairman): 2/2/2001  
**HB 119**, introduced bill, be amended as follows:

1. Title, page 1, line 7.

**Strike:** "SECTION"

**Insert:** "SECTIONS 46-23-104 AND"

2. Page 1, line 10.

**Following:** line 9

**Insert:** "**Section 1.** Section 46-23-104, MCA, is amended to read:

**"46-23-104. Board of pardons and parole.** (1) The board of pardons and parole is responsible for executive clemency and parole as provided in this chapter.

(2) The board shall meet monthly, and at other times that the board considers necessary, at the state prison.

(3) The principal office of the board is in Deer Lodge.

(4) The board may designate one of its members, one of its staff members, or any other adult correctional releasing authority to conduct interviews relative to:

(a) parole eligibility;

(b) plans for release on parole; or

(c) revocation hearings.

(5) If the offense was committed prior to March 20, 1989, the board may not designate one of its members, one of its staff members, or any other adult correctional releasing authority to preside over an initial appearance or hearing under 46-23-202, and the initial appearance and hearing must be before a majority of the board."

**Renumber:** subsequent sections

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3. Page 1, line 14.

**Following:** "46-23-104(4)"

**Insert:** ", except that if the offense was committed prior to March 20, 1989, the initial appearance must be before a majority of the board's members"

4. Page 1, line 21.

**Following:** "prisoner"

**Insert:** ", except that if the offense was committed prior to March 20, 1989, the hearing must be before a majority of the board's members"

And, as amended, do pass. Report adopted.

**HB 182**, introduced bill, be amended as follows:

1. Title, page 1, line 7.

**Strike:** "AND"

**Following:** "MCA"

**Insert:** "; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

2. Page 2, line 4.

**Following:** line 3

**Insert:** "NEW SECTION. Section 2. Effective date. [This act] is effective on passage and approval."

And, as amended, do pass. Report adopted.

**HB 295**, do pass. Report adopted.

**HB 396**, introduced bill, be amended as follows:

1. Page 1, line 20.

**Following:** "vehicle"

**Insert:** "owned and"

2. Page 1, line 24.

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

**Insert:** "owned and"

And, as amended, do pass. Report adopted.

**MESSAGES FROM THE SENATE**

Senate bills passed and transmitted to the House for concurrence:

2/2/2001

**SB 128**, introduced by Bohlinger

**SB 237**, introduced by Cole

**SB 283**, introduced by Waterman

House bill concurred in and returned to the House:

2/3/2001

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**HB 26**, introduced by E. Clark

**FIRST READING AND COMMITMENT OF BILLS**

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

**HB 487**, introduced by Haines, Curtiss, Fuchs, referred to Fish, Wildlife and Parks.

**HB 488**, introduced by Wolery, Harris, Hedges, Lehman, Musgrove, Olson, Ripley, Rome, Tester, referred to Education.

**HB 489**, introduced by Price, referred to Taxation.

**HB 490**, introduced by Price, referred to Business and Labor.

**HB 491**, introduced by Tropila, Callahan, Galvin-Halcro, Mangan, Matthews, Schmidt, referred to State Administration.

**HB 492**, introduced by P. Clark, Gutsche, referred to Fish, Wildlife and Parks.

**HB 493**, introduced by Fritz, referred to Business and Labor.

**HB 494**, introduced by Mangan, Bixby, Branae, Buzzas, Callahan, Carney, Christiaens, Cocchiarella, Cyr, Dell, Erickson, Facey, Franklin, Fritz, Gallik, Galvin-Halcro, Gillan, Golie, Gutsche, Hurdle, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Laslovich, Lee, Lenhart, Lindeen, Matthews, Newman, Raser, Schmidt, Shea, Tramelli, referred to Human Services.

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

**HJR 17**, introduced by Newman, Nelson, referred to Human Services.

**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 Price in the chair.

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

**HB 179** - Representative Dell moved **HB 179** do pass. Motion carried as follows:

Ayes: Bales, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, 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, 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 93

Noes: Adams, Andersen, Balyeat, D. Brown, E. Clark, K. Peterson.

Total 6

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Voted Absentee: Bixby, Callahan, Fuchs, Gallus, Harris, McCann, Pattison, Ayes; D. Brown, K. Peterson, Noes.

Excused: Lee.

Total 1

Absent or not voting: None.

Total 0

**HB 210** - Representative Ripley moved **HB 210** do pass. Motion carried as follows:

Ayes: Adams, Andersen, Bales, Barrett, Bitney, Bixby, Bookout-Reinicke, D. Brown, R. Brown, Brueggeman, Callahan, Carney, Clancy, E. Clark, Curtiss, Cyr, Dale, Davies, Devlin, Esp, Fisher, Fuchs, Gallus, Haines, Harris, Hedges, Himmelberger, Holden, Jackson, Jacobson, Jayne, Jent, Keane, Laible, Laslovich, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Rice, Ripley, Rome, Schrupf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tropila, Waddill, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.  
Total 75

Noes: Balyeat, Branae, Buzzas, P. Clark, Dell, Eggers, Erickson, Facey, Forrester, Fritz, Gallik, Galvin-Halcro, Gillan, Golie, Gutsche, Hurdle, Juneau, Kasten, Kaufmann, Raser, Schmidt, Tramelli, Vick, Wanzenried.  
Total 24

Voted Absentee: Bixby, D. Brown, Callahan, Fuchs, Gallus, Harris, McCann, Pattison, K. Peterson, Ayes.

Excused: Lee.

Total 1

Absent or not voting: None.

Total 0

**HB 219** - Representative Sliter moved consideration of **HB 219** be passed for the day. Motion carried.

**HB 242** - Representative R. Brown moved **HB 242** do pass. Motion carried as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. 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, Jackson, Jacobson, Jent, Juneau, Kasten, Kaufmann, Keane, Laible, Laslovich, Laszloffy, 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, Schrupf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.  
Total 94

Noes: P. Clark, Hurdle, Jayne, Story.

Total 4

Voted Absentee: Bixby, D. Brown, Callahan, Fuchs, Gallus, Harris, McCann, Pattison, K. Peterson, Ayes.

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Excused: Lee.  
Total 1

Absent or not voting: Branae.  
Total 1

**HB 257** - Representative C. Younkin moved **HB 257** do pass. Motion carried as follows:

Ayes: Adams, Andersen, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, D. Brown, R. Brown, Callahan, E. Clark, Curtiss, Cyr, Dale, Davies, Devlin, Fisher, Fuchs, Gallus, Haines, Harris, Hedges, Himmelberger, Holden, Jackson, Jacobson, Jayne, Jent, Laible, Laslovich, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Mangan, Matthews, McCann, McKenney, Mood, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Rice, Ripley, Rome, Schrupf, Shockley, Sliter, Steinbeisser, Thomas, Vick, Waddill, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.  
Total 63

Noes: Bales, Branae, Brueggeman, Buzzas, Carney, Clancy, P. Clark, Dell, Eggers, Erickson, Esp, Facey, Forrester, Fritz, Gallik, Galvin-Halcro, Gillan, Golie, Gutsche, Hurdle, Juneau, Kasten, Kaufmann, Keane, Lindeen, Masolo, Musgrove, Newman, Raser, Schmidt, Smith, Somerville, Story, Tramelli, Tropila, Wanzenried.  
Total 36

Voted Absentee: Bixby, D. Brown, Callahan, Fuchs, Gallus, Harris, McCann, Pattison, K. Peterson, Ayes.

Excused: Lee.  
Total 1

Absent or not voting: None.  
Total 0

**HB 271** - Representative Jayne moved **HB 271** 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, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, 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 98

Noes: Rice.  
Total 1

Voted Absentee: Bixby, D. Brown, Callahan, Fuchs, Gallus, Harris, McCann, Pattison, K. Peterson, Ayes.

Excused: Lee.  
Total 1

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Absent or not voting: None.  
Total 0

**HB 298** - Representative Facey moved **HB 298** do pass. Motion carried as follows:

Ayes: Andersen, Bitney, Bixby, Branae, D. Brown, Buzzas, Callahan, Carney, E. Clark, Cyr, Dale, Dell, Devlin, Eggers, Erickson, Facey, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Hurdle, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Laible, Laslovich, Lawson, Lehman, Lenhart, Lindeen, Mangan, Matthews, McCann, Musgrove, Newman, Noennig, Pattison, A. Peterson, K. Peterson, Price, Raser, Ripley, Schmidt, Schrupf, Smith, Thomas, Tramelli, Tropila, Waddill, Wanzenried, Whitaker, Witt, Wolery, Younkin.  
Total 66

Noes: Adams, Bales, Balyeat, Barrett, Bookout-Reinicke, R. Brown, Brueggeman, Clancy, P. Clark, Curtiss, Davies, Esp, Fisher, Himmelberger, Holden, Jackson, Laszloffy, Lewis, Masolo, McKenney, Mood, Olson, Rice, Rome, Shockley, Sliter, Somerville, Steinbeisser, Story, Vick, Waitschies, Walters, Mr. Speaker.  
Total 33

Voted Absentee: Bixby, D. Brown, Callahan, Fuchs, Gallus, Harris, McCann, Pattison, K. Peterson, Ayes.

Excused: Lee.  
Total 1

Absent or not voting: None.  
Total 0

**HB 375** - Representative Carney moved **HB 375** 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, 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, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Ripley, Rome, Schmidt, Schrupf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery.  
Total 93

Noes: Curtiss, Davies, Lehman, Rice, Younkin, Mr. Speaker.  
Total 6

Voted Absentee: Bixby, D. Brown, Callahan, Fuchs, Gallus, Harris, McCann, Pattison, K. Peterson, Ayes.

Excused: Lee.  
Total 1

Absent or not voting: None.  
Total 0

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**HB 391** - Representative Cyr moved **HB 391** 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, Dell, Devlin, Eggers, Erickson, Esp, Facey, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Hurdle, Jacobson, Jent, Juneau, Kaufmann, Keane, Laible, Laslovich, Lawson, Lenhart, Lewis, Lindeen, Mangan, Matthews, McCann, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Ripley, Rome, Schmidt, Schrumpf, Sliter, Smith, Somerville, Steinbeisser, Thomas, Tramelli, Tropila, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin.

Total 82

Noes: Brueggeman, Davies, Fisher, Holden, Jackson, Jayne, Kasten, Laszloffy, Lehman, Masolo, McKenney, Mood, Rice, Shockley, Story, Vick, Mr. Speaker.

Total 17

Voted Absentee: Bixby, D. Brown, Callahan, Fuchs, Gallus, Harris, McCann, Pattison, K. Peterson, Ayes.

Excused: Lee.

Total 1

Absent or not voting: None.

Total 0

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

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bookout-Reinicke, Branae, R. Brown, Brueggeman, Buzzas, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Eggers, Erickson, Esp, Facey, Fisher, Forrester, Gallik, Galvin-Halcro, Haines, Hedges, Himmelberger, Holden, Jackson, Jacobson, Jent, Juneau, Kasten, Kaufmann, Keane, Laible, Laslovich, Laszloffy, Lawson, Lehman, Lewis, Lindeen, Masolo, Matthews, McKenney, Mood, Musgrove, Newman, Olson, Price, Raser, Rice, Ripley, Rome, Schmidt, Schrumpf, Shockley, Sliter, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 78

Noes: Golie, Gutsche.

Total 2

Excused: Bixby, D. Brown, Callahan, Fuchs, Gallus, Harris, Lee, McCann, Pattison, K. Peterson.

Total 10

Absent or not voting: Fritz, Gillan, Hurdle, Jayne, Lenhart, Mangan, Noennig, A. Peterson, Smith, Waddill.

Total 10

**THIRD READING OF BILLS**

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

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manner:

**HB 73** 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, Fuchs, Gallus, Gillan, Golie, Haines, Harris, Hedges, Himmelberger, Holden, Jackson, Jacobson, Jayne, Jent, Kasten, 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, Schmidt, Schrupf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 91

Noes: Fritz, Gallik, Galvin-Halcro, Gutsche, Hurdle, Juneau, Kaufmann, Mangan.

Total 8

Voted Absentee: Bixby, D. Brown, Callahan, Fuchs, Gallus, Harris, McCann, Pattison, K. Peterson, Ayes.

Excused: Lee.

Total 1

Absent or not voting: None.

Total 0

**HB 258** passed 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, Erickson, Esp, Facey, Fisher, Forrester, Fritz, Gallus, Gillan, Golie, Haines, Harris, Hedges, Himmelberger, Holden, 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, Price, Raser, Rice, Rome, Schmidt, Schrupf, Shockley, Sliter, Smith, Somerville, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 86

Noes: Devlin, Eggers, Gallik, Galvin-Halcro, Gutsche, Hurdle, Juneau, Mangan, Ripley, Steinbeisser.

Total 10

Voted Absentee: Bixby, D. Brown, Callahan, Gallus, Harris, McCann, Pattison, Ayes.

Excused: Fuchs, Lee, K. Peterson.

Total 3

Absent or not voting: Carney.

Total 1

**HB 266** passed as follows:



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Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Callahan, Carney, Clancy, E. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Esp, Facey, Fisher, Fuchs, Gallus, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jayne, Juneau, 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, Schmidt, Schrupf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.  
Total 89

Noes: Buzzas, P. Clark, Eggers, Erickson, Forrester, Fritz, Gallik, Galvin-Halcro, Jent, Mangan.  
Total 10

Voted Absentee: Bixby, D. Brown, Callahan, Fuchs, Gallus, Harris, McCann, Pattison, K. Peterson, Ayes.

Excused: Lee.  
Total 1

Absent or not voting: None.  
Total 0

**HB 272** passed as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bookout-Reinicke, D. Brown, R. Brown, Clancy, E. Clark, P. Clark, Curtiss, Dale, Davies, Dell, Devlin, Esp, Fisher, Forrester, Fuchs, Gillan, Haines, Hedges, Himmelberger, Holden, Jackson, Jent, Kasten, Laible, Laszloffy, Lawson, Lehman, Lenhart, Masolo, Matthews, McCann, McKenney, Mood, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Rice, Ripley, Rome, Schmidt, Schrupf, Shockley, Sliter, Somerville, Steinbeisser, Story, Thomas, Tropila, Vick, Waddill, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.  
Total 66

Noes: Bixby, Branae, Brueggeman, Buzzas, Callahan, Carney, Cyr, Eggers, Erickson, Facey, Fritz, Gallik, Gallus, Galvin-Halcro, Golie, Gutsche, Harris, Hurdle, Jacobson, Jayne, Juneau, Kaufmann, Keane, Laslovich, Lewis, Lindeen, Mangan, Musgrove, Newman, Raser, Smith, Tramelli, Wanzenried.  
Total 33

Voted Absentee: D. Brown, Fuchs, McCann, Pattison, K. Peterson, Ayes; Bixby, Callahan, Gallus, Harris, Noes.

Excused: Lee.  
Total 1

Absent or not voting: None.  
Total 0

**HB 286** 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, Esp, Facey, Fisher, Forrester, Fuchs, Gallus, Gillan, Golie, Haines, Harris, Hedges, Himmelberger, Holden, Jackson,

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Jacobson, Jayne, Jent, Juneau, Kasten, Keane, Laible, Laslovich, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Ripley, Rome, Schmidt, Schruppf, Sliter, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.  
Total 88

Noes: Erickson, Fritz, Gallik, Galvin-Halcro, Gutsche, Hurdle, Kaufmann, Musgrove, Rice, Shockley, Smith.  
Total 11

Voted Absentee: Bixby, D. Brown, Callahan, Fuchs, Gallus, Harris, McCann, Pattison, K. Peterson, Ayes.

Excused: Lee.  
Total 1

Absent or not voting: None.  
Total 0

**HB 326** 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, 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, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, Schmidt, Schruppf, Shockley, Sliter, Smith, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.  
Total 95

Noes: Fuchs, Noennig, Somerville, Waddill.  
Total 4

Voted Absentee: Bixby, D. Brown, Callahan, Gallus, Harris, McCann, Pattison, K. Peterson, Ayes; Fuchs, No.

Excused: Lee.  
Total 1

Absent or not voting: None.  
Total 0

**HB 336** 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, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley,

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Rome, Schmidt, Schrumpf, 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

Voted Absentee: Bixby, D. Brown, Callahan, Fuchs, Gallus, Harris, McCann, Pattison, K. Peterson, Ayes.

Excused: Lee.  
Total 1

Absent or not voting: None.  
Total 0

**HB 365** passed as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Carney, Clancy, E. Clark, P. Clark, Curtiss, Dale, Davies, Dell, Devlin, Eggers, Erickson, Esp, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Laible, Laslovich, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Lindeen, Mangan, Matthews, McCann, McKenney, Mood, Musgrove, 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 94

Noes: Cyr, Gutsche, Masolo, Newman.  
Total 4

Voted Absentee: Bixby, D. Brown, Fuchs, Gallus, Harris, McCann, Pattison, K. Peterson, Ayes.

Excused: Callahan, Lee.  
Total 2

Absent or not voting: None.  
Total 0

**HB 369** 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, 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, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Musgrove, Newman, Noennig, Olson, Pattison, A. 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 95

Noes: Fritz, Mood.

Total 2

Voted Absentee: Bixby, D. Brown, Callahan, Gallus, Harris, McCann, Pattison, Ayes.

Excused: Fuchs, Lee, K. Peterson.

Total 3

Absent or not voting: None.

Total 0

**HB 386** passed as follows:

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

Total 85

Noes: Clancy, P. Clark, Eggers, Facey, Gillan, Golie, Gutsche, Himmelberger, Hurdle, Jacobson, Kaufmann, Mangan, Schmidt.

Total 13

Voted Absentee: Bixby, D. Brown, Callahan, Fuchs, Gallus, Harris, McCann, Pattison, K. Peterson, Ayes.

Excused: Lee.

Total 1

Absent or not voting: Mood.

Total 1

**SB 40** concurred in 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, 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.

Total 99

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Noes: None.  
Total 0

Voted Absentee: Bixby, D. Brown, Callahan, Fuchs, Gallus, Harris, McCann, Pattison, K. Peterson, Ayes.

Excused: Lee.  
Total 1

Absent or not voting: None.  
Total 0

**MOTIONS**

Representative Shockley requested on **HB 271**, second reading today, that his vote be shown as yes. There being no objections, so ordered.

Representative Smith requested on **HB 336**, third reading today, that his vote be changed from no to yes. There being no objections, so ordered.

Representative Jent requested on **HB 326**, third reading today, that his vote be shown as 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., Monday, February 5, 2001. Motion carried.

House adjourned at 9:10 a.m.

MARILYN MILLER  
Chief Clerk of the House

DAN MCGEE  
Speaker of the House