

**HOUSE JOURNAL
57TH LEGISLATURE
TWENTY-NINTH LEGISLATIVE DAY**

Helena, Montana
February 5, 2001

House Chambers
State Capitol

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

Roll Call. All members present. Quorum present.

Mr. Speaker: We, your committee on Legislative Administration/Bills and Journal, having examined the daily journals for the twenty-third, twenty-fourth, and twenty-fifth legislative days, find the same to be correct.

Bookout-Reinicke, Chairman

COMMUNICATIONS AND PETITIONS

Mr. Speaker appointed the following member to the Environmental Quality Council:

Ellen Porter

MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence: 2/3/2001

SB 78, introduced by Hargrove
SB 107, introduced by Franklin
SB 129, introduced by Berry
SB 169, introduced by Franklin
SB 171, introduced by Glaser
SB 219, introduced by Waterman
SB 253, introduced by Cocchiarella
SB 328, introduced by Wells

House bills concurred in and returned to the House: 2/3/2001

HB 24, introduced by R. Erickson
HB 51, introduced by Facey
HB 91, introduced by Golie
HB 115, introduced by Shockley
HB 117, introduced by Andersen

House bills concurred in as amended and returned to the House for concurrence in Senate amendments: 2/5/2001

HB 19, introduced by Lenhart
HB 104, introduced by P. Clark

REPORTS OF STANDING COMMITTEES

HOUSE JOURNAL
TWENTY-NINTH LEGISLATIVE DAY - FEBRUARY 5, 2001

BILLS (Bookout-Reinicke, Chairman): 2/5/2001
Correctly printed: **HB 119, HB 182, HB 295, HB 396.**
Correctly engrossed: **HB 179, HB 210, HB 242, HB 257, HB 271, HB 298, HB 349, HB 375, HB 391.**
Correctly enrolled: **HB 24, HB 26, HB 51, HB 91, HB 115, HB 117.**
Signed by the Speaker at 3:20 p.m., February 5, 2001: **HB 26.**
Delivered to the Governor for her approval at 3:40 p.m., February 5, 2001: **HB 34, HB 36, HB 56.**

FISH, WILDLIFE AND PARKS (Fuchs, Chairman): 2/2/2001
HB 306, introduced bill, be amended as follows:

1. Title, lines 7 through 9.

Following: "PROGRAMS;"

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

Insert: "SETTING ASIDE 1,000 CLASS B-10 AND 500 CLASS B-11 NONRESIDENT COMBINATION LICENSES FOR USE BY NONRESIDENTS WHO INTEND TO HUNT WITH LICENSED MONTANA RELATIVES; LIMITING TO TWO THE NUMBER OF NONRESIDENT RELATIVE HUNTERS THAT MAY BE SPONSORED BY A LICENSED MONTANA RESIDENT HUNTER DURING A LICENSE YEAR;"

2. Title, line 13.

Following: "DAY;"

Insert: "REQUIRING THE REVIEW COMMITTEE TO REPORT ON THE IMPLEMENTATION AND SUCCESS OF THE RESIDENT-SPONSORED NONRESIDENT HUNTER PROGRAM;"

3. Title, line 14.

Following: "87-1-268,"

Insert: "87-1-269,"

4. Title, line 15.

Following: "PROVIDING"

Insert: "A DELAYED"

Following: "EFFECTIVE"

Strike: "DATES"

Insert: "DATE AND A TERMINATION DATE"

5. Page 1, line 17 through page 2, line 8.

Strike: "WHEREAS" on page 1, line 17 through "access." on page 2, line 8

6. Page 3, line 25.

Following: "(e)"

Strike: "The"

Insert: "If compensation is calculated using a formula based on hunter days, the"

7. Page 4, line 7.

Following: "fees"

Insert: "for outfitter-sponsored licenses"

8. Page 4, line 9.

HOUSE JOURNAL
TWENTY-NINTH LEGISLATIVE DAY - FEBRUARY 5, 2001

Following: "5-year period."

Insert: "The fees for the 1,000 Class B-10 and 500 Class B-11 resident-sponsored licenses set aside in 87-2-511(1)(b) must correspond to the sale price set annually for outfitter-sponsored licenses pursuant to this section."

9. Page 4, line 11.

Strike: "5,500"

Insert: "6,500"

Strike: "2,300"

Insert: "2,800"

10. Page 4, line 13.

Insert: "**Section 3.** Section 87-1-269, MCA, is amended to read:

"87-1-269. (Temporary) Report required -- review committee. (1) The governor shall appoint a committee of persons interested in issues related to hunters, landowners, and outfitters, including but not limited to the hunting access enhancement program, landowner-hunter relations, outfitting industry issues, and other issues related to private lands and public wildlife. The committee must have broad representation of landowners, outfitters, and sportspersons. The department may provide administrative assistance as necessary to assist the review committee.

(2) The review committee shall report to the governor and to the ~~57th~~ 58th legislature regarding the success of various elements of the hunting access enhancement program, including a report of annual landowner participation, the number of acres annually enrolled in the program, hunter harvest success on enrolled lands, the number of qualified applicants who were denied enrollment because of a shortfall in funding, and an accounting of program expenditures, and make suggestions for funding, modification, or improvement needed to achieve the objectives of the program. The review committee shall also report to the governor and the 58th legislature regarding the implementation and success of the resident-sponsored nonresident hunter program.

(3) The director may appoint additional advisory committees that are considered necessary to assist in the implementation of the hunting access enhancement program and to advise the commission regarding the development of rules implementing the hunting access enhancement program. (Terminates March 1, 2006--sec. 6, Ch. 544, L. 1999.)"

Renumber: subsequent sections

11. Page 4, line 18.

Strike: "or"

Insert: ", "

12. Page 4, line 20.

Following: "outfitter"

Insert: ", "

Following: "or"

Insert: "upon payment of the fee established in 87-1-268 if the license is one of the licenses reserved pursuant to 87-2-511(1)(b) for applicants indicating their intent"

13. Page 4, line 21.

Following: "hunter"

Insert: "who is a relative of the applicant"

14. Page 5, line 4.

Strike: "(1)(a)"

HOUSE JOURNAL
TWENTY-NINTH LEGISLATIVE DAY - FEBRUARY 5, 2001

15. Page 5, lines 5 and 6.

Following: "outfitter" on line 5

Strike: remainder of line 5 through "hunter" on line 6

16. Page 5, line 20.

Strike: "or"

Insert: ", "

17. Page 5, line 22.

Following: "outfitter"

Strike: "or"

Insert: ", upon payment of the fee established in 87-1-268 if the license is one of the licenses reserved pursuant to 87-2-511(1)(b) for applicants indicating their intent"

18. Page 5, line 23.

Following: "hunter"

Insert: "who is a relative of the applicant,"

19. Page 5, line 24.

Strike: "(1)(b)"

Insert: "(1)(c)"

20. Page 6, line 9.

Following: "either"

Insert: "either"

21. Page 6, lines 10 and 11.

Following: "outfitter" on line 10

Strike: remainder of line 10 through "hunter," on line 11

22. Page 6, line 11.

Strike: "landowner"

23. Page 6, lines 24 and 25.

Following: "applicants" on line 24

Strike: ";" on line 24 through "(i)" on line 25

Following: "outfitter" on line 25

Strike: ";or"

Insert: "."

24. Page 6, line 26.

Strike: "(ii)"

Insert: "(b) The department shall reserve 1,000 Class B-10 licenses and 500 Class B-11 licenses for applicants"

25. Page 6, line 27.

Following: "hunter"

Insert: "who is a relative of the applicant. A licensed Montana resident hunter who agrees to physically accompany a nonresident relative hunter pursuant to this subsection (1)(b) may not sponsor more than two applicants in any license"

HOUSE JOURNAL
TWENTY-NINTH LEGISLATIVE DAY - FEBRUARY 5, 2001

year. The applicant must be related to the Montana resident sponsor by no more than the fourth degree of consanguinity or affinity. Licenses reserved pursuant to this subsection (1)(b) must be offered on a first-come, first-serve basis and may not be used for commercial purposes"

26. Page 6, line 28.

Strike: "(b)"

Insert: "(c)"

27. Page 7, line 1.

Following: "subsections"

Strike: "(1)(a)(ii)"

Insert: "(1)(b)"

28. Page 7, line 2.

Strike: "(1)(b)"

Insert: "(1)(c)"

29. Page 7, line 14.

Strike: "(1)(b)"

Insert: "(1)(c)"

30. Page 7, line 19.

Strike: "(1)(b)"

Insert: "(1)(c)"

31. Page 7, line 24.

Following: "(1)(a)"

Strike: "(i)"

32. Page 8, line 8.

Following: "(1)(a)"

Strike: "(i)"

33. Page 8, line 23.

Strike: "(a)"

34. Page 8, line 25.

Following: "applicants"

Strike: ";

35. Page 8, line 26.

Strike: "(i)"

36. Page 8, line 26 through line 29.

Following: "outfitter" on line 26

Strike: remainder of line 26 through "offer" on line 29

Insert: "and"

HOUSE JOURNAL
TWENTY-NINTH LEGISLATIVE DAY - FEBRUARY 5, 2001

37. Page 8, line 30.

Strike: "landowner"

38. Page 9, line 2 through line 3.

Following: "~~subsection~~" on line 2

Strike: remainder of line 2 through "(1)(b)" on line 3

Insert: "subsection (1)"

39. Page 9, line 13.

Strike: "landowner"

40. Page 9, line 16.

Following: "(1)"

Strike: "(a)(i)"

41. Page 9, line 30.

Following: "(1)"

Strike: "(a)(i)"

42. Page 11, line 5.

Following: "87-2-511"

Strike: "(1)(b)"

Insert: "(1)(c)"

43. Page 11, line 23 through line 25.

Strike: section 7 in its entirety

Insert: "NEW SECTION. **Section 8. Effective date.** [This act] is effective March 1, 2002."

44. Page 11, line 26.

Insert: "NEW SECTION. **Section 9. Termination.** [This act] terminates March 1, 2006."

And, as amended, do pass. Report adopted.

TAXATION (Story, Chairman):

2/2/2001

HB 351, introduced bill, be amended as follows:

1. Title, page 1, line 10.

Strike: "5"

Insert: "4"

2. Title, page 1, line 11 through line 13.

Strike: "ESTABLISHING" on line 11 through "LOCATED;" on line 13

3. Page 1, line 19.

Strike: "-- criteria"

4. Page 1, line 20.

Following: "existing"

HOUSE JOURNAL
TWENTY-NINTH LEGISLATIVE DAY - FEBRUARY 5, 2001

Insert: "commercial"

5. Page 1, line 26.

Strike: "abatement"

Insert: "reduction"

Strike: "5"

Insert: "4"

Following: "period"

Insert: "as provided in this subsection (1)(b)"

6. Page 1, line 28.

Strike: "." through "determined"

7. Page 2, line 7.

Strike: "abatement"

Insert: "reduction"

Following: ", the"

Insert: "commercial"

8. Page 2, line 14.

Strike: "abatement"

Insert: "reduction"

9. Page 2, line 17 through line 28.

Strike: subsection (3) in its entirety

And, as amended, do pass. Report adopted.

FIRST READING AND COMMITMENT OF BILLS

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

HB 495, introduced by Olson, Cole, Dale, Keane, K. Peterson, Ripley, referred to Agriculture.

HB 496, introduced by Jent, Beck, Bishop, Cole, Doherty, Eggers, Grosfield, Halligan, Newman, Younkin, referred to State Administration.

HB 497, introduced by Price, Berry, Fuchs, Harris, Laible, Lehman, Noennig, Olson, Rome, Sliter, Taylor, F. Thomas, Vick, Younkin, referred to Business and Labor.

HB 498, introduced by Branae, referred to Agriculture.

HB 499, introduced by Facey, referred to Business and Labor.

HB 500, introduced by Wanzenried, Cyr, Forrester, Harrington, Kitzenberg, Roush, Ryan, Smith, Toole, referred to Business and Labor.

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

HJR 18, introduced by Lewis, E. Clark, referred to Federal Relations, Energy, and Telecommunications.

HJR 19, introduced by Curtiss, Adams, Jackson, referred to Federal Relations, Energy, and Telecommunications.

HJR 20, introduced by Curtiss, Adams, Andersen, Cole, Jackson, Olson, referred to Federal Relations, Energy, and Telecommunications.

HOUSE JOURNAL
TWENTY-NINTH LEGISLATIVE DAY - FEBRUARY 5, 2001

**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 Tropila in the chair.

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

HB 65 - Representative Sliter moved consideration of **HB 65** be passed for the day. Motion carried.

HB 90 - Representative Sliter moved consideration of **HB 90** be passed for the day. Motion carried.

HB 219 - Representative McKenney moved **HB 219** do pass. Motion failed as follows:

Ayes: Bitney, Bookout-Reinicke, R. Brown, Brueggeman, Callahan, E. Clark, Dale, Devlin, Forrester, Gallus, Gillan, Golie, Harris, Hedges, Himmelberger, Keane, Lawson, Lee, Lewis, Masolo, Matthews, McKenney, Mood, Olson, Pattison, A. Peterson, Price, Rome, Schrupf, Sliter, Steinbeisser, Thomas, Tropila, Waitschies, Walters, Whitaker, Wolery, Younkin.

Total 38

Noes: Adams, Andersen, Bales, Balyeat, Barrett, Bixby, Branae, D. Brown, Buzzas, Carney, Clancy, P. Clark, Curtiss, Cyr, Davies, Dell, Eggers, Erickson, Esp, Facey, Fisher, Fritz, Fuchs, Gallik, Galvin-Halcro, Gutsche, Haines, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Laible, Laslovich, Laszloffy, Lehman, Lenhart, Lindeen, Mangan, McCann, Musgrove, Newman, Noennig, K. Peterson, Raser, Rice, Ripley, Schmidt, Shockley, Smith, Somerville, Story, Tramelli, Vick, Waddill, Wanzenried, Witt, Mr. Speaker.

Total 62

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 30 - Representative Matthews moved **HB 30** 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, 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, Witt, Wolery, Younkin, Mr. Speaker.

Total 99

Noes: None.

Total 0

HOUSE JOURNAL
TWENTY-NINTH LEGISLATIVE DAY - FEBRUARY 5, 2001

Excused: None.
Total 0

Absent or not voting: Gallus.
Total 1

HB 118 - Representative Clancy moved **HB 118** 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, Juneau, Kasten, Kaufmann, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, 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, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 96

Noes: Adams, Jent, Lindeen, Wanzenried.
Total 4

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 139 - Representative Gallik moved **HB 139** do pass.

HB 139 - Representative Gallik moved consideration of **HB 139** be passed for the day for the purpose of an amendment. Motion carried.

HB 140 - Representative Masolo moved **HB 140** do pass. Motion carried as follows:

Ayes: Bales, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, P. Clark, Curtiss, Cyr, 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, Lawson, Lee, Lehman, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, A. Peterson, K. Peterson, Price, Raser, Rome, Schmidt, Sliter, Smith, Somerville, Story, Thomas, Tramelli, Tropila, Waddill, Waitschies, Whitaker, Witt, Younkin, Mr. Speaker.
Total 77

Noes: Adams, Andersen, Balyeat, E. Clark, Dale, Davies, Esp, Himmelberger, Jackson, Kasten, Laible, Laszloffy, Lewis, Pattison, Rice, Schrumpf, Shockley, Steinbeisser, Vick, Walters, Wanzenried.
Total 21

Excused: None.
Total 0

HOUSE JOURNAL
TWENTY-NINTH LEGISLATIVE DAY - FEBRUARY 5, 2001

Absent or not voting: Ripley, Wolery.
Total 2

HB 157 - Representative Gallus moved **HB 157** do pass. Motion carried as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bookout-Reinicke, Branae, D. Brown, R. Brown, Callahan, Carney, E. Clark, Curtiss, Dale, Davies, Dell, Devlin, Esp, Facey, Fisher, Forrester, Fuchs, Gallik, Gallus, Golie, Haines, Hedges, Himmelberger, Holden, Jackson, Jacobson, Juneau, Kasten, 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, Tropila, Vick, Waddill, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 78

Noes: Bixby, Brueggeman, Buzzas, Clancy, P. Clark, Cyr, Eggers, Erickson, Fritz, Galvin-Halcro, Gillan, Gutsche, Harris, Hurdle, Jayne, Jent, Kaufmann, Lee, Lehman, Rice, Tramelli, Wanzenried.
Total 22

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 190 - Representative Witt moved **HB 190** 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, Witt, Wolery, Younkin, Mr. Speaker.
Total 100

Noes: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 362 - Representative McKenney moved **HB 362** do pass. Motion carried as follows:

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

HOUSE JOURNAL
TWENTY-NINTH LEGISLATIVE DAY - FEBRUARY 5, 2001

Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Dell, Devlin, Eggers, Erickson, Esp, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, 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, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 95

Noes: Davies, Facey, Harris, Shockley, Vick.

Total 5

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 381 - Representative Noennig moved **HB 381** do pass. Motion carried as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Erickson, Facey, Fisher, Forrester, Fritz, Fuchs, Galvin-Halcro, Gillan, Haines, Harris, Hedges, Himmelberger, Holden, Jackson, Jent, Kasten, 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, Somerville, Steinbeisser, Story, Thomas, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 84

Noes: Bixby, P. Clark, Eggers, Gallik, Gallus, Golie, Gutsche, Hurdle, Jacobson, Jayne, Juneau, Kaufmann, Mangan, Smith, Tramelli.

Total 15

Excused: None.

Total 0

Absent or not voting: Esp.

Total 1

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

Representative McKenney made a substitute motion that **HB 219** be segregated from the Committee of the Whole report and the remainder of the report be adopted. Motion carried as follows:

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, Forrester, Fritz, Fuchs, Gallus, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Jackson, Jacobson,

HOUSE JOURNAL
TWENTY-NINTH LEGISLATIVE DAY - FEBRUARY 5, 2001

Jent, Juneau, Kasten, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Masolo, Matthews, McCann, McKenney, Mood, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, Schmidt, Schrumpf, Shockley, Sliter, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 87

Noes: Buzzas, P. Clark, Eggers, Erickson, Gallik, Galvin-Halcro, Gillan, Hurdle, Jayne, Kaufmann, Mangan, Smith.
Total 12

Excused: None.
Total 0

Absent or not voting: Musgrove.
Total 1

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 47 passed as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Clancy, E. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Eggers, Esp, Facey, Fisher, Forrester, Fuchs, Gallik, Gallus, Gillan, Haines, Harris, Hedges, Himmelberger, Holden, Jackson, Jacobson, Jayne, Jent, 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, Schrumpf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 85

Noes: Bixby, Buzzas, Callahan, Carney, P. Clark, Erickson, Fritz, Galvin-Halcro, Golie, Gutsche, Hurdle, Juneau, Kaufmann, Schmidt, Wanzenried.
Total 15

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 179 passed as follows:

Ayes: 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, 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,

HOUSE JOURNAL
TWENTY-NINTH LEGISLATIVE DAY - FEBRUARY 5, 2001

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.

Total 95

Noes: Adams, Andersen, Balyeat, Mood, K. Peterson.

Total 5

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 210 passed as follows:

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

Total 73

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

Total 24

Excused: None.

Total 0

Absent or not voting: Lehman, Rice, Witt.

Total 3

HB 242 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, 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, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, Schmidt, Schrumpf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 95

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

Total 5

HOUSE JOURNAL
TWENTY-NINTH LEGISLATIVE DAY - FEBRUARY 5, 2001

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 257 passed as follows:

Ayes: Adams, Andersen, Balyeat, Barrett, Bitney, Bookout-Reinicke, D. Brown, R. Brown, Brueggeman, Callahan, Clancy, E. Clark, Curtiss, Cyr, Dale, Davies, Devlin, Fisher, Forrester, Fuchs, Haines, Hedges, Himmelberger, Holden, Jackson, Jacobson, Jayne, Jent, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Mangan, Matthews, McCann, McKenney, Mood, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Ripley, Rome, Schrupf, Sliter, Steinbeisser, Thomas, Vick, Waddill, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 62

Noes: Bales, Bixby, Branae, Buzzas, Carney, P. Clark, Dell, Eggers, Erickson, Esp, Facey, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Harris, Hurdle, Juneau, Kasten, Kaufmann, Keane, Lindeen, Masolo, Musgrove, Newman, Raser, Rice, Schmidt, Smith, Somerville, Story, Tramelli, Tropila, Wanzenried.
Total 37

Excused: None.
Total 0

Absent or not voting: Shockley.
Total 1

HB 271 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, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 100

Noes: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HOUSE JOURNAL
TWENTY-NINTH LEGISLATIVE DAY - FEBRUARY 5, 2001

HB 298 passed as follows:

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

Total 67

Noes: Adams, Bales, Balyeat, Barrett, Bitney, Bookout-Reinicke, Brueggeman, Curtiss, Dale, Davies, Esp, Fisher, Fuchs, Himmelberger, Holden, Jackson, Laszloffy, Lewis, Masolo, Matthews, McKenney, Mood, Olson, Pattison, Rice, Rome, Somerville, Steinbeisser, Story, Vick, Waitschies, Walters, Mr. Speaker.

Total 33

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 375 passed 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, 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 95

Noes: Lehman, Rice, Younkin, Mr. Speaker.

Total 4

Excused: None.

Total 0

Absent or not voting: Bitney.

Total 1

HB 391 passed 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, Eggers, Erickson, Esp, Facey, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jacobson, Jent, Juneau, Kaufmann, Keane, Laible, Laslovich, Lawson, Lee, Lehman, Lenhart, Lewis,

HOUSE JOURNAL
TWENTY-NINTH LEGISLATIVE DAY - FEBRUARY 5, 2001

Lindeen, Mangan, Matthews, McCann, Mood, Musgrove, Newman, Noennig, Olson, 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 84

Noes: Brueggeman, Davies, Devlin, Fisher, Jackson, Jayne, Kasten, Laszloffy, Masolo, McKenney, Pattison, Rice, Shockley, Story, Vick, Mr. Speaker.

Total 16

Excused: None.

Total 0

Absent or not voting: None.

Total 0

MOTIONS

Representative Sliter moved that **HB 489** be taken from the Committee on Taxation and rereferred to the Committee on Business and Labor. There being no objections, so ordered.

Representative Sliter moved that **HB 65** be taken from the Committee of the Whole and rereferred to the Committee on Appropriations. There being no objections, so ordered.

Representative Sliter moved that **HB 219** be taken from the Committee of the Whole and rereferred to the Committee on Judiciary. There being no objections, so ordered.

Representative Raser requested on **HB 362**, second reading today, that her vote be shown as yes. There being no objections, so ordered.

SPECIAL ORDERS OF THE DAY

The following cosponsors were added to **HB 31**: P. Clark, Forrester, Gallus, Harris, Jacobson, Lindeen, Newman, and Raser.

The following cosponsors were added to **HB 416**: Pease and Roush.

ANNOUNCEMENTS

Committee meetings were announced by committee chairmen.

Majority Leader Sliter moved that the House adjourn until 1:00 p.m., Tuesday, February 6, 2001. Motion carried.

House adjourned at 3:03 p.m.

MARILYN MILLER
Chief Clerk of the House

DAN MCGEE
Speaker of the House