

**HOUSE JOURNAL
57TH LEGISLATURE
FORTY-SEVENTH LEGISLATIVE DAY**

Helena, Montana
March 1, 2001

House Chambers
State Capitol

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

Roll Call. All members present, except Representatives Bookout-Reinicke, P. Clark, and Mangan, excused. Quorum present.

Mr. Speaker introduced the pages for the week:

Meagan Husted, Jackson
Seth Rhodes, Kalispell
Matt MacDonald, Great Falls
Derek Wadman, Roundup
Greg Franz, Billings
Justus Wendland, Rudyard
Stephanie Burtch, Whitehall

Representative Holden led the House in singing Happy Birthday to Representative Whitaker.

REPORTS OF STANDING COMMITTEES

BILLS (Bookout-Reinicke, Chairman): 3/1/2001
Correctly engrossed: **SB 54, SB 93, SB 214, SJR 5.**

TAXATION (Story, Chairman): 3/1/2001
HB 277, introduced bill, be amended as follows:

1. Title, lines 4 through 14.

Following: the second "ACT" on line 4

Strike: remainder of line 4 through "YEAR;" on line 14

2. Title, lines 15 and 16.

Following: "FUND" on line 15

Insert: "TO BE USED TO PROVIDE FUNDING FOR K-12 EDUCATION"

Strike: "AMENDING" on line 15 through "MCA;" on line 16

3. Page 1, line 21 through page 13, line 19.

Strike: sections 1 through 13 in their entirety

Renumber: subsequent sections

4. Page 13, lines 21 through 25.

Strike: "Appropriation --" on line 21

Insert: "Fund"

Following: "transfer." on line 21

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Strike: remainder of line 21 through "(2)" on line 25

5. Page 13, line 26.

Following: "fund"

Insert: "to be used to provide funding for K-12 education"

6. Page 13, line 28 through page 14, line 2.

Strike: section 15 in its entirety

Renumber: subsequent sections

7. Page 14, lines 4 through 7.

Following: "Because" on line 4

Strike: remainder of line 4 through "appropriate" on line 5

Insert: "[section 1] transfers"

Following: "fund" on line 5

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

Following: "constitution" on line 6

Strike: remainder of line 6 through "State," on line 7

And, as amended, do pass. Report adopted.

MESSAGES FROM THE GOVERNOR

March 1, 2001

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

Dear Representative McGee:

Please be informed that I have signed **House Bill 37** sponsored by Representative Witt, **House Bill 235** sponsored by Representative R. Brown, and **House Bill 246** sponsored by Representative Bales on March 1, 2001.

Sincerely,

JUDY MARTZ
Governor

FIRST READING AND COMMITMENT OF BILLS

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

SB 3, introduced by Kitzenberg, referred to Transportation.

SB 33, introduced by McCarthy, Crismore, Gillan, Tester, Younkin (by request of the Environmental Quality Council), referred to Natural Resources.

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- SB 65**, introduced by Ellis (by request of the Education Interim Committee), referred to Education.
- SB 77**, introduced by Hargrove (by request of the Department of Public Health and Human Services), referred to Human Services.
- SB 78**, introduced by Hargrove, referred to Business and Labor.
- SB 80**, introduced by Mahlum, referred to Business and Labor.
- SB 81**, introduced by Hargrove (by request of the Department of Natural Resources and Conservation and the Department of Agriculture), referred to Agriculture.
- SB 82**, introduced by Keenan (by request of the Legislative Finance Committee), referred to Human Services.
- SB 94**, introduced by Shea (by request of the Office of Public Instruction), referred to Education.
- SB 97**, introduced by Mahlum (by request of the Business and Labor Interim Committee), referred to Business and Labor.
- SB 107**, introduced by Franklin (by request of the Legislative Finance Committee), referred to Human Services.
- SB 111**, introduced by Ellis, referred to Education.
- SB 116**, introduced by Stonington (by request of the Department of Public Health and Human Services), referred to Human Services.
- SB 128**, introduced by Bohlinger, referred to Judiciary.
- SB 129**, introduced by Berry (by request of the Department of Public Health and Human Services), referred to Taxation.
- SB 141**, introduced by Stonington, referred to Business and Labor.
- SB 144**, introduced by Nelson (by request of the Department of Revenue), referred to Local Government.
- SB 158**, introduced by Grosfield (by request of the Law, Justice, and Indian Affairs Interim Committee), referred to Judiciary.
- SB 167**, introduced by Stonington (by request of the Department of Environmental Quality), referred to Natural Resources.
- SB 169**, introduced by Franklin (by request of the Department of Public Health and Human Services), referred to Human Services.
- SB 171**, introduced by Glaser (by request of the Department of Public Health and Human Services), referred to Human Services.
- SB 179**, introduced by Zook (by request of the Office of Budget and Program Planning), referred to Appropriations.
- SB 187**, introduced by Cobb, referred to Local Government.
- SB 190**, introduced by Johnson, referred to Local Government.
- SB 191**, introduced by DePratu, referred to Transportation.
- SB 197**, introduced by Tester, referred to Agriculture.
- SB 198**, introduced by Taylor, referred to Local Government.
- SB 210**, introduced by Waterman, referred to Local Government.
- SB 219**, introduced by Waterman, referred to Business and Labor.
- SB 237**, introduced by Cole, Somerville, Wanzenried, referred to Transportation.
- SB 241**, introduced by Wells, Clancy, Dale, Hargrove, Harrington, Stonington, Walters, Wanzenried, Younkin, referred to Local Government.
- SB 242**, introduced by O'Neil, Keenan, referred to Business and Labor.
- SB 244**, introduced by Halligan, Bohlinger, Christiaens, Cocchiarella, Ellingson, Facey, Grosfield, Harrington, Jergeson, Lee, Mahlum, McCarthy, Pease, Ryan, Shea, Stonington, Wanzenried, Waterman, referred to Appropriations.
- SB 245**, introduced by Holden, Devlin, Ekegren, McNutt, Pease, referred to Agriculture.
- SB 248**, introduced by Grimes, referred to Human Services.
- SB 249**, introduced by Toole, Bohlinger, Ellingson, Harrington, Jacobson, Kaufmann, Lee, Wanzenried, Waterman, referred to State Administration.
- SB 253**, introduced by Cocchiarella, DePratu, Himmelberger, Kitzenberg, Mahlum, Matthews, Olson, Taylor, Younkin, referred to Business and Labor.
- SB 256**, introduced by Hargrove, referred to State Administration.

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- SB 257**, introduced by Bohlinger, Schrumpf, referred to Judiciary.
- SB 258**, introduced by Bohlinger, referred to Taxation.
- SB 259**, introduced by Tester, Jergeson, McCann, Musgrove, Wolery, referred to Agriculture.
- SB 260**, introduced by Mahlum, Cocchiarella, Doherty, Glaser, Grimes, Kitzenberg, Lawson, Lehman, Masolo, Olson, A. Peterson, Ripley, Ryan, Shea, Smith, Tash, Tester, Toole, referred to Education.
- SB 261**, introduced by Christiaens, E. Clark, Eggers, Ekegren, Forrester, Glaser, Hargrove, Harrington, Jacobson, Jergeson, Mangan, Masolo, McNutt, Nelson, Ripley, Roush, Schmidt, Tash, Tester, Toole, Whitaker, referred to Agriculture.
- SB 263**, introduced by Mahlum, referred to Taxation.
- SB 264**, introduced by Waterman, referred to Taxation.
- SB 265**, introduced by Hargrove, Balyeat, Berry, Bohlinger, DePratu, Ekegren, Franklin, Gillan, Hedges, Jent, Keenan, Laible, Lewis, Mahlum, McNutt, Mohl, O'Neil, Stonington, F. Thomas, Vick, Wanzenried, Wells, Younkin, Zook, referred to Local Government.
- SB 267**, introduced by Ekegren, referred to Judiciary.
- SB 268**, introduced by Hargrove, Berry, Bookout-Reinicke, Elliott, Grosfield, Halligan, Mahlum, Stapleton, Stonington, Tash, Vick, Wanzenried, Wells, Younkin, referred to Business and Labor.
- SB 272**, introduced by Toole, referred to Federal Relations, Energy, and Telecommunications.
- SB 274**, introduced by Keenan, referred to Business and Labor.
- SB 275**, introduced by Hargrove, referred to State Administration.
- SB 280**, introduced by McNutt, referred to Taxation.
- SB 281**, introduced by Mahlum, Adams, Cocchiarella, Jackson, Raser, referred to Taxation.
- SB 282**, introduced by Crismore, Beck, Berry, R. Brown, Carney, Cole, Curtiss, Ekegren, Keenan, McCarthy, McGee, McNutt, Miller, Mood, Sliter, F. Thomas, Younkin, Zook, referred to Judiciary.
- SB 283**, introduced by Waterman, referred to Judiciary.
- SB 285**, introduced by McNutt, P. Clark, referred to Fish, Wildlife and Parks.
- SB 288**, introduced by Christiaens, McCarthy, Waterman referred to Human Services.
- SB 290**, introduced by Franklin, referred to Human Services.
- SB 300**, introduced by Holden, referred to Transportation.
- SB 306**, introduced by Cocchiarella, referred to State Administration.
- SB 310**, introduced by Waterman, Beck, Christiaens, Franklin, Keenan, F. Thomas, Vick, referred to Human Services.
- SB 311**, introduced by Cocchiarella, referred to Human Services.
- SB 317**, introduced by Ellis, referred to Taxation.
- SB 318**, introduced by Ekegren, referred to Transportation.
- SB 320**, introduced by Kitzenberg, referred to Transportation.
- SB 321**, introduced by Mahlum, Bohlinger, R. Brown, Christiaens, Cocchiarella, Doherty, Halligan, Hargrove, Harrington, Kitzenberg, Ryan, Wanzenried, referred to Human Services.
- SB 324**, introduced by Harrington, Cobb, Grimes, Jent, Lehman, McCarthy, Olson, Ripley, Ryan, referred to Human Services.
- SB 328**, introduced by Wells (by request of the Attorney General), referred to Judiciary.
- SB 329**, introduced by Roush, E. Clark, Cocchiarella, Crismore, DePratu, Doherty, Ekegren, Franklin, L. Holden, Jergeson, Juneau, Kitzenberg, McNutt, Nelson, Ryan, Schmidt, Shea, Tester, referred to Human Services.
- SB 330**, introduced by Mahlum, Christiaens, Halligan, Juneau, Matthews (by request of the State Auditor), referred to Business and Labor.
- SB 334**, introduced by Grosfield, referred to Judiciary.
- SB 337**, introduced by Berry, referred to Judiciary.
- SB 342**, introduced by Berry, referred to Judiciary.
- SB 346**, introduced by Cobb, referred to Taxation.
- SB 356**, introduced by Hargrove (by request of the Senate State Administration Standing Committee), referred to State

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Administration.

SB 357, introduced by Ryan (by request of the State Auditor), referred to Business and Labor.

SB 373, introduced by Halligan (by request of the State Auditor), referred to Business and Labor.

SB 380, introduced by McNutt, Cole, Doherty, Forrester, Halligan, Lindeen, Shea, Tester, F. Thomas, Wanzenried, Witt, referred to Transportation.

SB 382, introduced by Grosfield, Esp, referred to Judiciary.

SB 383, introduced by Glaser, P. Clark, Cocchiarella, Cyr, Forrester, Gallus, Golie, Halligan, Harrington, Keane, Lindeen, Matthews, McCarthy, Newman, Shea, referred to Business and Labor.

SB 386, introduced by Waterman, referred to Judiciary.

SB 392, introduced by Cobb (by request of the State Auditor), referred to Business and Labor.

SB 394, introduced by Shea, referred to Education.

SB 419, introduced by Grimes (by request of the Senate Legislative Administration Standing Committee), referred to Legislative Administration.

SB 425, introduced by Glaser, Waterman (by request of the Senate Education and Cultural Resources Standing Committee), referred to Education.

SB 427, introduced by Johnson, referred to Local Government.

SB 429, introduced by Sprague, Bishop, Bohlinger, Branae, R. Brown, Forrester, Fuchs, Gillan, Glaser, Hargrove, McGee, Miller, referred to Local Government.

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

SJR 8, introduced by Christiaens, McCarthy, Waterman, referred to Human Services.

SJR 9, introduced by Cocchiarella, Bales, Barrett, Beck, Berry, Bishop, Bixby, Bohlinger, Bookout-Reinicke, Branae, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Christiaens, Clancy, E. Clark, P. Clark, Cobb, Cole, Crismore, Curtiss, Cyr, Davies, Dell, DePratu, Devlin, Doherty, Eggers, Ekegren, Ellingson, Elliott, Ellis, Erickson, Fisher, Forrester, Franklin, Fritz, Fuchs, Gallik, Gallus, Glaser, Grimes, Grosfield, Gutsche, Haines, Halligan, Hargrove, Harrington, Hedges, Himmelberger, L. Holden, Jackson, Jacobson, Jayne, Jergeson, Juneau, Kasten, Kaufmann, Keane, Kitzenberg, Laslovich, Lee, Lehman, Lindeen, Mahlum, Masolo, Matthews, McCann, McCarthy, McGee, McNutt, Musgrove, Nelson, Newman, Noennig, O'Neil, Olson, Pattison, Pease, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Roush, Ryan, Schmidt, Shea, Shockley, Somerville, Sprague, Stapleton, Story, Tash, Tester, B. Thomas, F. Thomas, Toole, Tramelli, Tropila, Waddill, Waitschies, Walters, Waterman, Whitaker, Wolery, Younkin, Zook, referred to Federal Relations, Energy, and Telecommunications.

SJR 10, introduced by Kitzenberg, referred to Education.

SJR 11, introduced by Tester, Cole, Doherty, Facey, Forrester, Lindeen, Shea, Taylor, F. Thomas, Wanzenried, Witt, referred to Transportation.

SJR 14, introduced by Franklin, Ellingson, Grosfield, Hargrove, Schmidt, Toole, referred to Federal Relations, Energy, and Telecommunications.

SJR 17, introduced by Keenan, Christiaens, Franklin, Grimes (by request of the House Joint Appropriations Subcommittee on Health & Human Services), 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 Younkin in the chair.

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

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HB 214 - Representative Shockley moved **HB 214** do pass.

HB 214 - Representative Facey moved **HB 214**, second reading copy, be amended as follows :

1. Page 1, line 22.

Following: "JUDGES."

Insert: "(1)"

Strike: "judges"

Insert: "judge"

2. Page 1, line 23.

Strike: "8th and"

Strike: "districts"

Insert: "district"

3. Page 1, line 26.

Insert: "(2) The additional judge for the 8th judicial district must be elected at the general election to be held in November 2003 and shall take office in January 2004."

Amendment **not** adopted as follows:

Ayes: Balyeat, Bixby, Erickson, Facey, Fuchs, Gutsche, Juneau, Mood, Raser, Sliter, Somerville, Vick, Waitschies, Wanzenried.

Total 14

Noes: Adams, Andersen, Bales, Barrett, Bitney, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Eggert, Esp, Fisher, Forrester, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jent, Kasten, Kaufmann, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Masolo, Matthews, McCann, McKenney, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Rice, Ripley, Rome, Schmidt, Schrupf, Shockley, Smith, Steinbeisser, Story, Thomas, Tramelli, Tropila, Waddill, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 82

Excused: Bookout-Reinicke, P. Clark, Mangan.

Total 3

Absent or not voting: Jayne.

Total 1

Motion that **HB 214** do pass carried as follows:

Ayes: Andersen, Bales, Barrett, Bitney, Bookout-Reinicke, Branae, D. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Eggert, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Holden, Hurdle, Jackson, Jacobson, Jent, Kasten, 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, Rice, Ripley, Rome, Schmidt, Schrupf, Shockley, Smith, Somerville, Steinbeisser, Thomas, Tramelli, Tropila,

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Vick, Waddill, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin.
Total 86

Noes: Adams, Balyeat, Bixby, R. Brown, Erickson, Esp, Himmelberger, Jayne, Juneau, Pattison, Sliter, Story, Waitschies, Mr. Speaker.
Total 14

Voted Absentee: Bookout-Reinicke, P. Clark, Mangan, Ayes.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 189 - Representative Steinbeisser moved **SB 189** be concurred in. 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, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, Schmidt, Schruppf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 99

Noes: Hurdle.
Total 1

Voted Absentee: Bookout-Reinicke, P. Clark, Mangan, Ayes.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 30 - Representative Tramelli moved **SB 30** be concurred in. Motion carried 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, Dell, Devlin, Eggers, Erickson, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, Schmidt, Schruppf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

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Total 97

Noes: Balyeat, Davies, Esp.

Total 3

Voted Absentee: Bookout-Reinicke, P. Clark, Mangan, Ayes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 112 - Representative Galvin-Halcro moved **SB 112** be concurred in. 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, 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: McCann.

Total 1

Voted Absentee: Bookout-Reinicke, P. Clark, Mangan, Ayes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 156 - Representative Keane moved **SB 156** be concurred in. Motion carried as follows:

Ayes: Andersen, Bales, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Dell, Devlin, Eggers, Erickson, Esp, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Laible, Laslovich, 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 97

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Noes: Adams, Balyeat, Davies.
Total 3

Voted Absentee: Bookout-Reinicke, P. Clark, Mangan, Ayes.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 554 - Representative Sliter moved **HB 554** do pass. Motion carried as follows:

Ayes: Andersen, Balyeat, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, P. Clark, Curtiss, Cyr, Dale, Dell, 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, Kaufmann, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Musgrove, Newman, Noennig, Olson, A. Peterson, K. Peterson, Price, Raser, Rome, Schmidt, Schruppf, Shockley, Sliter, Somerville, Steinbeisser, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 84

Noes: Adams, Bales, Barrett, E. Clark, Davies, Devlin, Holden, Kasten, Lenhart, Mood, Pattison, Rice, Ripley, Smith, Story, Wanzenried.
Total 16

Voted Absentee: Bookout-Reinicke, P. Clark, Mangan, Ayes.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 180 - Representative Lewis moved **SB 180** be concurred in. Motion carried as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bookout-Reinicke, D. Brown, R. Brown, Brueggeman, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Devlin, Eggers, Esp, Fisher, Forrester, Fuchs, Gallik, Gallus, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jent, Kasten, Laible, Laslovich, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Rice, Rome, Schruppf, Shockley, Sliter, Somerville, Steinbeisser, Story, Thomas, Tramelli, Vick, Waddill, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 74

Noes: Bixby, Branae, Buzzas, Callahan, Carney, Dell, Erickson, Facey, Fritz, Galvin-Halcro, Gillan, Golie, Gutsche, Jayne, Juneau, Kaufmann, Keane, Lee, Lindeen, Newman, Raser, Ripley, Schmidt, Smith, Tropila, Wanzenried.
Total 26

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Voted Absentee: Bookout-Reinicke, P. Clark, Mangan, Ayes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 120 - Representative Haines moved **SB 120** be concurred in. Motion carried as follows:

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

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 11 - Representative Raser moved **SB 11** be concurred in. Motion carried as follows:

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

Total 81

Noes: Adams, Balyeat, R. Brown, Clancy, Eggers, Erickson, Esp, Gutsche, Holden, Kasten, Laible, Laszloffy, Lawson, Newman, Pattison, Somerville, Story, Vick, Wanzenried.

Total 19

Voted Absentee: Bookout-Reinicke, P. Clark, Mangan, Ayes.

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Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 235 - Representative D. Mood moved **SB 235** be concurred in. Motion carried 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, Forrester, Fritz, Fuchs, Gallik, 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, Rice, Ripley, Rome, Schmidt, Schrumpf, Shockley, Sliter, Smith, Thomas, Tramelli, Tropila, Waddill, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 91

Noes: Balyeat, Esp, Kasten, Somerville, Steinbeisser, Story, Vick, Waitschies.
Total 8

Voted Absentee: Bookout-Reinicke, P. Clark, Mangan, Ayes.

Excused: None.
Total 0

Absent or not voting: Fisher.
Total 1

SB 192 - Representative Jackson moved **SB 192** be concurred in. 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, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, Schmidt, Schrumpf, Shockley, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 96

Noes: Facey, Wanzenried.
Total 2

Voted Absentee: Bookout-Reinicke, P. Clark, Mangan, Ayes.

Excused: None.
Total 0

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Absent or not voting: Esp, Sliter.
Total 2

SB 61 - Representative G. Forrester moved **SB 61** be concurred in. Motion carried as follows:

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

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 172 - Representative Balyeat moved **SB 172** be concurred in. 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, 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 98

Noes: Lee, Wanzenried.
Total 2

Voted Absentee: Bookout-Reinicke, P. Clark, Mangan, Ayes.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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SB 133 - Representative Cyr moved **SB 133** be concurred in. 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, 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: Laszloffy.

Total 1

Voted Absentee: Bookout-Reinicke, P. Clark, Mangan, Ayes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 44 - Representative Laslovich moved **SB 44** be concurred in. Motion failed as follows:

Ayes: Andersen, Bookout-Reinicke, Branae, Buzzas, Callahan, Carney, P. Clark, Curtiss, Dale, Devlin, Erickson, Esp, Facey, Forrester, Fuchs, Gallus, Gillan, Golie, Hedges, Holden, Hurdle, Jacobson, Jent, Laslovich, Lawson, Lee, Lehman, Lewis, Mangan, Matthews, Noennig, Olson, A. Peterson, Price, Raser, Ripley, Schmidt, Schrupf, Shockley, Somerville, Story, Thomas, Tramelli, Tropila, Whitaker, Younkin.

Total 46

Noes: Adams, Bales, Balyeat, Barrett, Bitney, Bixby, D. Brown, R. Brown, Brueggeman, Clancy, E. Clark, Cyr, Davies, Dell, Eggers, Fisher, Fritz, Gallik, Galvin-Halcro, Gutsche, Haines, Harris, Himmelberger, Jackson, Jayne, Juneau, Kasten, Kaufmann, Keane, Laible, Laszloffy, Lenhart, Lindeen, Masolo, McCann, McKenney, Mood, Musgrove, Newman, Pattison, K. Peterson, Rice, Rome, Sliter, Smith, Steinbeisser, Vick, Waddill, Waitschies, Walters, Wanzenried, Witt, Wolery, Mr. Speaker.

Total 54

Voted Absentee: Bookout-Reinicke, P. Clark, Mangan, Ayes.

Excused: None.

Total 0

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 Younkin moved the Committee of the Whole report be adopted.

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Representative Laslovich made a substitute motion that **SB 44** be segregated from the Committee of the Whole report and the remainder of the report be adopted. Motion carried.

Report adopted as follows:

Ayes: Andersen, Balyeat, Bitney, Bixby, Branae, D. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, 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, Jent, Juneau, Laible, Laslovich, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Matthews, McKenney, Mood, Musgrove, Newman, Noennig, Olson, A. Peterson, Price, Raser, Ripley, Rome, Schmidt, Schrupf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Waddill, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 76

Noes: Adams, Bales, Barrett, R. Brown, E. Clark, Davies, Fisher, Jayne, Kasten, Kaufmann, Keane, Laszloffy, Masolo, McCann, Pattison, K. Peterson, Rice, Vick, Waitschies, Walters, Wanzenried.
Total 21

Excused: Bookout-Reinicke, P. Clark, Mangan.
Total 3

Absent or not voting: None.
Total 0

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:

SB 54 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, 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

Voted Absentee: Bookout-Reinicke, P. Clark, Mangan, Ayes.

Excused: None.
Total 0

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Absent or not voting: None.
Total 0

SB 93 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, 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

Voted Absentee: Bookout-Reinicke, P. Clark, Mangan, Ayes.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 214 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, 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, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 98

Noes: Smith.
Total 1

Voted Absentee: Bookout-Reinicke, P. Clark, Mangan, Ayes.

Excused: None.
Total 0

Absent or not voting: Keane.
Total 1

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SJR 5 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, 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, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 98

Noes: Laszloffy, Vick.

Total 2

Voted Absentee: Bookout-Reinicke, P. Clark, Mangan, Ayes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

MOTIONS

Representative Sliter moved that **SB 92** be taken from the Committee on Natural Resources and rereferred to the Committee on Taxation. Motion carried.

ANNOUNCEMENTS

Committee meetings were announced by committee chairmen.

Majority Leader Sliter moved that the House adjourn until 1:00 p.m., Friday, March 2, 2001. Motion carried.

House adjourned at 2:43 p.m.

MARILYN MILLER
Chief Clerk of the House

DAN MCGEE
Speaker of the House