

**HOUSE JOURNAL
57TH LEGISLATURE
FIFTY-EIGHTH LEGISLATIVE DAY**

Helena, Montana
March 14, 2001

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker in the Chair. Invocation by Representative Schrupf. 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 fifty-third, fifty-fourth, and fifty-fifth legislative days, find the same to be correct.

Bookout-Reinicke, Chairman

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

REPORTS OF STANDING COMMITTEES

BILLS (Bookout-Reinicke, Chairman): 3/14/2001
Correctly printed: **HB 236, HB 348, HB 468, HB 608, HB 618, SB 94, SB 108, SB 117, SB 135, SB 141, SB 221, SB 274, SB 344, SB 357, SB 382, SB 394.**
Correctly engrossed: **HJR 2, SB 42, SB 52, SB 53, SB 175.**
Correctly enrolled: **HB 129, HB 143, HB 241, HB 294, HB 354.**
Examined by the sponsor and found to be correct: **HB 127, HB 129, HB 134, HB 143, HB 157, HB 241, HB 263, HB 267, HB 294, HB 298, HB 329, HB 336, HB 354, HB 365, HB 391, HB 393, HJR 14, HJR 15, HJR 22.**
Signed by the Speaker at 4:35 p.m., March 13, 2001: **HB 148, HB 174, HB 175, HB 238, HB 268, HB 281, HB 286, HB 300, HB 358, HB 458, HB 462, HJR 9, HJR 11.**

AGRICULTURE (Hedges, Chairman): 3/14/2001
SB 259, be concurred in. Report adopted.

APPROPRIATIONS (Vick, Chairman): 3/14/2001
HB 7, introduced bill, be amended as follows:

1. Title, line 9.
Following: "GRANTS;"
Insert: "AMENDING SECTION 2, CHAPTER 419, LAWS OF 1999;"
2. Page 2, line 24.
Strike: "300,000"
Insert: "250,000"
3. Page 3, line 2.
Strike: "Mineral Reclamation Project"
Insert: "Organic Soil Amendments"

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4. Page 3, line 4.

Strike: "Mineral Reclamation Project"

Insert: "Zortman Mine - Ruby Gulch Tailings Removal"

5. Page 3.

Following: line 4

Insert: "The state grant is subject to receipt of federal funds to complete tailings removal and stream channel restoration above, within, and below the Zortman townsite."

6. Page 3.

Strike: lines 5 and 6 in their entirety

7. Page 3, line 9.

Strike: "100,000"

Insert: "150,000"

8. Page 3, line 11.

Strike: "50,000"

Insert: "100,000"

9. Page 3, lines 16 and 17.

Strike: lines 16 and 17 in their entirety

10. Page 3, line 18.

Following: line 17

Insert: "DEPARTMENT OF ENVIRONMENTAL QUALITY* 300,000
Gregory Mine Reclamation Project"

11. Page 4, line 29.

Following: line 28

Insert: "**Section 6.** Section 2(2), Chapter 419, Laws of 1999, is amended to read: "**Section 2. Approved grant projects.** (2) The following are the grants program prioritized projects and activities:

Applicant/Project Grant Amount

MONTANA BOARD OF OIL AND GAS CONSERVATION*

1999 "A" Orphaned Well Plug and Abandonment and Site Restoration\$300,000

MONTANA BOARD OF OIL AND GAS CONSERVATION*

1999 "B" Orphaned Well Plug and Abandonment and Site Restoration300,000

~~ENVIRONMENTAL QUALITY, DEPARTMENT OF*~~

~~Toston Smelter Reclamation Project300,000~~

~~ENVIRONMENTAL QUALITY, DEPARTMENT OF*~~

~~Frohner Mine Reclamation Project300,000~~

~~ENVIRONMENTAL QUALITY, DEPARTMENT OF*~~

~~Great Republic Smelter Reclamation Project300,000~~

PARK CONSERVATION DISTRICT*

Upper Yellowstone River Cumulative Effects Investigation299,940

TOOLE COUNTY*

Toole County Plugging and Abandonment, Aid to Independent Small Oil Operators300,000

BUTTE-SILVER BOW LOCAL GOVERNMENT

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Upper Clark Fork Basin: Superfund Technical Assistance 95,236
FERGUS COUNTY CONSERVATION DISTRICT*
Central Montana Artesian Basin Ground Water Project 150,000
TOOLE COUNTY
North Toole County Reclamation Project 150,000
BUTTE-SILVER BOW LOCAL GOVERNMENT
Mining City Mineyard Preservation and Enhancement 297,104
TOWNSEND, CITY OF
East Pacific Mine Reclamation 202,500
MONTANA TECH OF THE UNIVERSITY OF MONTANA
Champion International Gravel Pit Reclamation Project 57,494
LEWISTOWN, CITY OF
Source Location of Hazardous Organic Contaminants Spring Creek Drainage 50,000
GLASGOW IRRIGATION DISTRICT
St. Mary Diversion Repairs 110,818
MONTANA BOARD OF OIL AND GAS CONSERVATION
Oil Well Abandonment 20,105

The board of oil and gas conservation is authorized to expend remaining funds from grants to the board in this subsection (2) and remaining funds from grants previously awarded to the board to pay for the proper plugging of additional abandoned oil and gas wells. In determining which wells to plug, abandoned wells that represent the greatest threat to the environment and public health and safety should be given priority over all others."

Renumber: subsequent sections

And, as amended, do pass. Report adopted.

HB 57, do pass. Report adopted.

HB 348, introduced bill, be amended as follows:

1. Page 2, line 23.

Following: the first "JULY 1,"

Strike: "2001, 2%"

Insert: "2002, 1%"

Following: "AND"

Strike: "3.5%"

Insert: "1.75%"

Strike: "2005"

Insert: "2004"

2. Page 2, line 26.

Following: the first "JULY 1,"

Strike: "2001, 4.5%"

Insert: "2002, 2.25%"

Following: "AND"

Strike: "6.5%"

Insert: "3.25%"

3. Page 2, line 27.

Strike: "2005"

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Insert: "2004"

4. Page 7, line 4.

Strike: "2001"

Insert: "2002"

And, as amended, do pass. Report adopted.

HB 468, introduced bill, be amended as follows:

1. Title, line 7

Following: "HOSPITALS"

Insert: ", HEALTH CARE FACILITIES, AND HEALTH CARE PROVIDERS THAT PROVIDE OBSTETRIC SERVICES"

2. Page 1, line 15.

Strike: "and"

Insert: ", "

Following: "families"

Insert: ", and primary health care providers"

3. Page 2, line 26.

Following: "director"

Insert: "and must include the coordinator of part C services pursuant to the Individuals with Disabilities Education Act, 20 U.S.C. 1437, and a representative of a parenting organization"

4. Page 2, line 30.

Strike: "A"

Insert: "Each"

Strike: "or"

Insert: ", "

5. Page 3, line 1.

Following: "facility"

Insert: ", or health care provider that provides obstetric services"

6. Page 3, line 4.

Strike: "or"

Insert: ", "

Following: "facility"

Insert: ", or health care provider that provides obstetric services"

7. Page 3, line 9.

Strike: "and"

8. Page 3, line 10.

Following: "administered"

Insert: ";

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- (e) the number of infants who received followup care; and
- (f) the number of infants with hearing impairment"

9. Page 3, line 12.

Following: "appropriated"

Insert: "up to"

10. Page 3, line 13.

Following: the first "the"

Strike: "general fund"

Insert: "state special revenue account, provided for in 53-19-310,"

11. Page 3, line 14.

Following: "services"

Insert: "to be used"

Following: the first "the"

Strike: "administration of the universal"

Insert: "purchase of"

Following: "screening"

Strike: "program"

Insert: "equipment"

And, as amended, do pass. Report adopted.

HB 615, do pass. Report adopted.

BUSINESS AND LABOR (McKenney, Chairman):

3/14/2001

SB 141, be amended as follows:

1. Title, line 5.

Strike: "ANY"

Insert: "AND COPY THE INDIVIDUAL'S"

2. Title, line 6.

Strike: "THAT RELATES TO THE INDIVIDUAL"

3. Page 1, line 13.

Following: "inspect"

Strike: "any"

Insert: "and copy, at the individual's own cost, the individual's"

4. Page 1, line 14.

Strike: "OF THE INDIVIDUAL"

Insert: "as"

5. Page 1, line 15.

Following: "interest"

Strike: "that relates to that individual"

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And, as amended, be concurred in. Report adopted.

SB 221, be amended as follows:

1. Page 2, line 14.

Following: "agency;"

Insert: "(f) the expansion of the geographical service area of a home health agency;"

Renumber: subsequent subsections

2. Page 2, line 22.

Following: "agency;"

Insert: "nonfederal home health agency, a"

3. Page 2, line 23.

Following: "facility;"

Insert: ", "

4. Page 2, line 27.

Strike: "(1)(g)"

Insert: "(1)(h)"

5. Page 2, line 30.

Strike: "a nonfederal home health agency,"

Following: "facility"

Strike: "with inpatient services,"

6. Page 3, line 1 through line 2.

Following: "services" on line 1

Strike: remainder of line 1 through "416" on line 2

And, as amended, be concurred in. Report adopted.

SB 253, be concurred in. Report adopted.

SB 274, be amended as follows:

1. Title, line 7.

Strike: "AND"

2. Title, line 9.

Following: "PLAN"

Insert: "; AND PROVIDING THAT THE INFORMATION MAY BE REQUESTED ONCE PER YEAR"

3. Page 2, lines 1 and 2.

Strike: "WITH" on line 1 through "employees" on line 2

Insert: "that provides group health insurance for its employees, except that a business with between 2 and 50 employees is not subject to the provisions of this section"

4. Page 2, following line 5.

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Insert: "(4) Information that is obtainable pursuant to the provisions of this section may not be requested more than once during any calendar year."

And, as amended, be concurred in. Report adopted.

SB 305, be concurred in. Report adopted.

SB 357, be amended as follows:

1. Page 6, line 25.

Strike: "and"

2. Page 7, line 2.

Following: "any"

Insert: ";

- (o) all of the life expectancies obtained in the process of determining the price paid to the viator;
- (p) a description and amount of any loan or other encumbrance against or in connection with the policy; and
- (q) that the viatical settlement purchaser is encouraged to consult with an attorney, accountant, or financial planner who is not affiliated with the viatical settlement broker or viatical settlement provider prior to purchase"

And, as amended, be concurred in. Report adopted.

HUMAN SERVICES (Thomas, Chairman):

3/13/2001

SB 108, be amended as follows:

1. Title, line 5.

Following: "DEFINING"

Insert: "'MENTAL HEALTH PROFESSIONAL" AND"

2. Title, line 6.

Following: "NURSES" in two places

Insert: "WITH A CLINICAL SPECIALTY IN PSYCHIATRIC MENTAL HEALTH NURSING" in two places

3. Title, line 8.

Following: line 7

Insert: "27-1-1101,"

4. Page 1, line 11.

Following: the enacting clause

Insert: "**Section 1.** Section 27-1-1101, MCA, is amended to read:

"27-1-1101. Definition. As used in this part, "mental health professional" means:

- (1) a certified professional person as defined in 53-21-106;
- (2) a physician licensed under Title 37, chapter 3;
- (3) a professional counselor licensed under Title 37, chapter 23;
- (4) a psychologist licensed under Title 37, chapter 17; **or**
- (5) a social worker licensed under Title 37, chapter 22; **or**
- (6) an advanced practice registered nurse, as provided for in 37-8-202, with a clinical specialty in psychiatric mental health nursing."

Renumber: subsequent sections

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5. Page 3, line 3.

Following: "nurse"

Insert: "with a clinical specialty in psychiatric mental health nursing"

6. Page 3, line 4.

Following: "nurse"

Insert: "with a clinical specialty in psychiatric mental health nursing"

7. Page 3, line 8.

Following: "nurse"

Insert: "with a clinical specialty in psychiatric mental health nursing"

And, as amended, be concurred in. Report adopted.

SB 135, be amended as follows:

1. Title, line 7 through line 8.

Strike: "GRANTING SUBPOENA POWER;"

2. Page 1, line 24 through line 25.

Strike: subsection (4) in its entirety

Renumber: subsequent subsections

And, as amended, be concurred in. Report adopted.

SB 169, be concurred in. Report adopted.

JUDICIARY (Shockley, Chairman):

3/12/2001

SB 111 - the House Education Committee, according to Rule 30-5(3)(a)(i), by a vote of 12-6, voted that **SB 111** be referred to the House Judiciary Committee.

TRANSPORTATION (Somerville, Chairman):

3/14/2001

SJR 11, be concurred in. Report adopted.

SB 237, be concurred in. Report adopted.

MESSAGES FROM THE SENATE

House amendments to Senate bills concurred in:

3/13/2001

SB 20, introduced by Halligan

SB 165, introduced by Cole

SB 209, introduced by Waterman

SB 252, introduced by Cocchiarella

House bills concurred in and returned to the House:

3/13/2001

HB 143, introduced by Somerville

HB 294, introduced by Lewis

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HB 354, introduced by Lawson

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

3/13/2001

HB 179, introduced by Dell

HB 216, introduced by Himmelberger

HB 249, introduced by Laslovich

MESSAGES FROM THE GOVERNOR

March 13, 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 113** sponsored by Representative Devlin on March 13, 2001.

Sincerely,

JUDY MARTZ
Governor

**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 Laslovich in the chair.

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

HB 121 - Representative Sliter moved consideration of **HB 121** be placed below **HB 31** on the second reading board. Motion carried.

HB 31 - Representative Juneau moved **HB 31** do pass.

Representative D. Brown moved for cloture. Motion carried as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bookout-Reinicke, D. Brown, R. Brown, Brueggeman, Callahan, Carney, Clancy, E. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Erickson, Esp, Facey, Fisher, Forrester, Fuchs, Gillan, Haines, Hedges, Himmelberger, Holden, Jackson, Jayne, Jent, Kasten, Laible, Laslovich, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, Schmidt, Schruppf, Shockley,

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Sliter, Steinbeisser, Story, Thomas, Vick, Waddill, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 76

Noes: Bixby, Branae, Buzzas, P. Clark, Eggers, Fritz, Gallik, Gallus, Galvin-Halcro, Golie, Gutsche, Harris, Hurdle, Jacobson, Juneau, Kaufmann, Keane, Lee, Newman, Smith, Somerville, Tramelli, Tropila, Wanzenried.
Total 24

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Motion that **HB 31** do pass carried as follows:

Ayes: Bixby, Bookout-Reinicke, Branae, Buzzas, Callahan, Carney, P. Clark, Cyr, Dell, Eggers, Erickson, Facey, Forrester, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Holden, Hurdle, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Laslovich, Lawson, Lee, Lehman, Lenhart, Lindeen, Mangan, Masolo, Matthews, McKenney, Musgrove, Newman, Noennig, Olson, Price, Raser, Rice, Ripley, Schmidt, Smith, Thomas, Tramelli, Tropila, Waitschies, Wanzenried, Younkin.
Total 56

Noes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, D. Brown, R. Brown, Brueggeman, Clancy, E. Clark, Curtiss, Dale, Davies, Devlin, Esp, Fisher, Fuchs, Hedges, Himmelberger, Jackson, Kasten, Laible, Laszloffy, Lewis, McCann, Mood, Pattison, A. Peterson, K. Peterson, Rome, Schrupf, Shockley, Sliter, Somerville, Steinbeisser, Story, Vick, Waddill, Walters, Whitaker, Witt, Wolery, Mr. Speaker.
Total 44

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 121 - Representative moved that the debate on **HB 121** be limited to twenty minutes. Motion carried.

HB 121 - Representative Mood moved **HB 121** do pass.

HB 121 - Representative Olson moved **HB 121**, second reading copy, be amended as follows :

1. Page 7, line 16.

Strike: ", 4,"

2. Page 7, line 17.

Strike: "July" through "2001"

Insert: "on passage and approval"

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3. Page 7.

Following: line 22

Insert: "(4) [Section 4] is effective July 1, 2001."

Amendment **adopted** as follows:

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

Total 97

Noes: Barrett, Forrester.

Total 2

Excused: None.

Total 0

Absent or not voting: Facey.

Total 1

Motion that **HB 121**, as amended, do pass carried as follows:

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

Total 57

Noes: Adams, Bixby, Branae, D. Brown, Buzzas, Callahan, Carney, P. Clark, Cyr, Dell, Eggers, Erickson, Facey, Forrester, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Harris, Hurdle, Jacobson, Jayne, Juneau, Kaufmann, Keane, Laslovich, Lawson, Lee, Lindeen, Mangan, Matthews, Musgrove, Newman, Raser, Schmidt, Smith, Tramelli, Waddill, Wanzenried.

Total 42

Excused: None.

Total 0

Absent or not voting: McCann.

Total 1

SB 90 - Representative E. Clark moved **SB 90** be concurred in.

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SB 90 - Representative Somerville moved **SB 90**, second reading copy, be amended as follows :

1. Page 20, line 21.

Strike: "UNDERSTANDING"

Insert: "information"

Amendment **adopted** 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, Masolo, Matthews, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Raser, Rice, Ripley, Rome, Schmidt, Schrupf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Younkin, Mr. Speaker.

Total 96

Noes: Mangan, Wolery.

Total 2

Excused: None.

Total 0

Absent or not voting: McCann, Price.

Total 2

Motion that **SB 90**, as amended, be concurred in 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, 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 98

Noes: Mangan.

Total 1

Excused: None.

Total 0

Absent or not voting: McCann.

Total 1

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SB 91 - Representative Bales moved **SB 91** 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: None.

Total 0

Excused: None.

Total 0

Absent or not voting: McCann.

Total 1

Representative Sliter moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the chair. Chairman Laslovich moved the Committee of the Whole report be adopted. Report adopted 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, 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, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin.

Total 95

Noes: Galvin-Halcro, Sliter, Vick.

Total 3

Excused: None.

Total 0

Absent or not voting: McCann, Mr. Speaker.

Total 2

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:

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SB 33, as amended by the House, 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, Fisher, Forrester, 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, Rome, Schmidt, Schruppf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 96

Noes: Fritz.

Total 1

Excused: None.

Total 0

Absent or not voting: Facey, McCann, Ripley.

Total 3

SB 42 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, McKenney, Mood, 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 98

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: McCann, Musgrove.

Total 2

SB 52, as amended by the House, 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,

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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

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 53 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, 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

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: McCann.

Total 1

SB 175 concurred in as follows:

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

Total 77

Noes: Bixby, Branae, Buzzas, Eggers, Facey, Fritz, Gallik, Galvin-Halcro, Gillan, Gutsche, Hurdle, Jayne, Kaufmann,

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Keane, Lee, Lindeen, Mood, Musgrove, Newman, Raser, Schmidt, Wanzenried.
Total 22

Excused: None.
Total 0

Absent or not voting: McCann.
Total 1

REPORTS OF STANDING COMMITTEES

AGRICULTURE (Hedges, Chairman): 3/14/2001
SB 81, be concurred in. Report adopted.

APPROPRIATIONS (Vick, Chairman): 3/14/2001
HB 613, do pass. Report adopted.

FEDERAL RELATIONS, ENERGY, AND TELECOMMUNICATIONS (Curtiss, Chairman): 3/14/2001
SB 56, be concurred in. Report adopted.

JUDICIARY (Shockley, Chairman): 3/14/2001
SB 282, be amended as follows:

1. Page 5, line 14.

Strike: "except that the"

Insert: ". The"

Strike: "claims"

Insert: "costs incurred under this section"

And, as amended, be concurred in. Report adopted.

REPORTS OF SELECT COMMITTEES

CONFERENCE COMMITTEE
on Senate Amendments to House Bill 29
Report No. 1, March 13, 2001

Mr. Speaker and Mr. President:

We, your Conference Committee met and considered Senate amendments to **House Bill 29** (reference copy – salmon) and recommend this Conference Committee report be adopted.

And, recommend that **House Bill 29** (reference copy – salmon) be amended as follows:

1. Page 2, line 16.

Strike: "FOR A PERIOD OF 18 MONTHS"

2. Page 2, lines 19 and 20.

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Strike: "SUBJECT" on line 19 through "FAILURE" on line 20

Insert: "Failure"

For the House:

Noennig, Chairman
Harris
K. Peterson

For the Senate:

Grimes, Chairman
Halligan
Miller

MOTIONS

Representative Gallik requested on **SB 175**, third reading today, that his vote be changed from yes to no. There being no objections, so ordered.

Representative Sliter moved that **HB 121** be taken from the Committee of the Whole and rereferred to the Committee on Appropriations. Motion carried.

Representative Sliter moved that **HB 31** be taken from the Committee of the Whole and rereferred to the Committee on Appropriations. Motion carried as follows:

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

Total 59

Noes: Bixby, Branae, Buzzas, Callahan, Carney, P. Clark, Cyr, Dell, Eggers, Erickson, Facey, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Harris, Hurdle, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Laslovich, Lee, Lenhart, Lindeen, Mangan, Matthews, Musgrove, Newman, Raser, Schmidt, Smith, Tramelli, Tropila, Wanzenried.

Total 40

Excused: None.

Total 0

Absent or not voting: McCann.

Total 1

ANNOUNCEMENTS

Committee meetings were announced by committee chairmen.

Majority Leader Sliter moved that the House adjourn until 7:30 a.m., Thursday, March 15, 2001. Motion carried.

House adjourned at 3:00 p.m.

MARILYN MILLER

DAN MCGEE

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Chief Clerk of the House

Speaker of the House