

**HOUSE JOURNAL
57TH LEGISLATURE
SIXTY-SIXTH LEGISLATIVE DAY**

Helena, Montana
March 23, 2001

House Chambers
State Capitol

House convened at 11:00 a.m. Mr. Speaker in the Chair. Invocation by Representative Story. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representatives Fuchs and Hurdle, excused. Quorum present.

Mr. Speaker introduced an honorary page for this week:

John Michael Meuli, Dayton

REPORTS OF STANDING COMMITTEES

BILLS (Bookout-Reinicke, Chairman): 3/23/2001
Correctly printed: **HB 5, HB 534, HB 591, HB 619, HB 626, HB 637, HB 642, HB 643, SB 46, SB 48, SB 132, SB 181, SB 229, SB 264, SB 290, SB 317, SB 324, SB 354, SB 356, SB 358, SB 360, SB 361, SB 369, SB 384, SB 408, SB 441, SB 459, SB 479, SJR 17.**
Correctly engrossed: **HB 13, HB 14, HB 105.**

AGRICULTURE (Hedges, Chairman): 3/23/2001
SB 196, be amended as follows:

1. Title, page 1, line 4.
Strike: "LABELING"
Insert: "PLACARDING"
2. Title, page 1, line 6.
Following: "MONTANA"
Insert: "BY AN ENTITY OTHER THAN A FOOD SERVICE ESTABLISHMENT"
3. Title, page 1, line 6 through line 8.
Strike: "PROVIDING" on line 6 through "LABELS;" on line 8
4. Title, page 1, line 8.
Strike: the second "AND"
5. Title, page 1, line 9.
Strike: "LABELING"
Insert: "PLACARDING"
Following: "ACT"
Insert: "; AND A DELAYED EFFECTIVE DATE"
6. Page 1, line 13.
Strike: "5"
Insert: "4"

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7. Page 1, line 14.

Strike: "Labeling"

Insert: "Placarding"

8. Page 1, line 16.

Strike: "5"

Insert: "4"

9. Page 1.

Following: line 18

Insert: "(2) "Food service establishment" has the meaning provided in 50-31-103."

Renumber: subsequent subsections

10. Page 1, line 27.

Following: "when"

Strike: "labeling"

Insert: "placarding"

11. Page 1, line 28.

Following: "~~fresh fruit, fresh vegetables,~~"

Insert: "fresh fruit, fresh vegetables,"

12. Page 1, line 30.

Following: "~~fruit, fresh vegetables,~~"

Insert: "fresh fruit, fresh vegetables,"

13. Page 2, line 3.

Following: "~~Fresh fruit, fresh vegetables, grains~~"

Strike: "GRAINS"

Insert: "Fresh fruit, fresh vegetables"

14. Page 2, line 5.

Following: "Montana"

Insert: ", by an entity other than a food service establishment,"

Following: "be"

Strike: "labeled"

Insert: "displayed for sale"

15. Page 2, line 9.

Following: "vendor"

Insert: ", other than a food service establishment,"

16. Page 2, line 10.

Following: "be"

Strike: "labeled as"

Insert: "displayed for sale with a placard stating"

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17. Page 2, line 14 through line 30.

Strike: section 4 in its entirety

Renumber: subsequent sections

18. Page 3, line 3.

Strike: "5"

Insert: "4"

19. Page 3, line 6.

Strike: "5"

Insert: "4"

20. Page 3, line 7.

Following: "labeling"

Insert: "or placarding"

Strike: "5"

Insert: "4"

21. Page 3, line 8.

Strike: "5"

Insert: "4"

22. Page 3, line 9.

Strike: "5"

Insert: "4"

23. Page 3.

Following: line 10

Insert: "(3) The rules must be adopted by the department by January 1, 2003, but may not be implemented prior to July 1, 2003."

24. Page 3, line 12.

Strike: "5"

Insert: "4"

25. Page 3, line 14.

Strike: "5"

Insert: "4"

26. Page 3.

Following: line 19

Insert: "NEW SECTION. **Section 7. Effective date.** [This act] is effective July 1, 2003."

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

SB 197, be amended as follows:

1. Page 1, line 13.

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Following: "Purpose."

Insert: "(1)"

2. Page 1, line 14.

Strike: "(1)"

Insert: "(a)"

Renumber: subsequent subsections

3. Page 1, line 17.

Strike: "regardless of land ownership"

4. Page 1.

Following: line 20

Insert: "(2) The state recognizes its limited jurisdiction within the Indian reservations in Montana and acknowledges and respects the government-to-government relationship between Montana and the tribes within its borders. It is the legislature's intent that this bill be implemented within current jurisdictional limitations. The tribes are invited to enter into state-tribal cooperative agreements with Montana to provide for broader implementation."

5. Page 1, line 25.

Following: "owner"

Insert: ", for the purposes of resale"

6. Page 2.

Following: line 4

Insert: "(4) "Other jurisdictional entity" means the federal government or a tribal government."

Renumber: subsequent subsections

7. Page 3, line 16.

Following: "by a"

Strike: "federal or state"

8. Page 3, line 17.

Following: "or"

Strike: "a tribal office"

Insert: "any other jurisdictional entity"

9. Page 3, line 19.

Following: "landowner"

Insert: "or other jurisdictional entity"

10. Page 3, line 20.

Following: "landowner"

Insert: "or other jurisdictional entity"

11. Page 3, line 22.

Following: "landowner"

Insert: "or other jurisdictional entity"

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12. Page 3, line 30.

Following: "common name"

Strike: "and"

Insert: "or"

13. Page 5.

Following: line 6

Insert: "NEW SECTION. Section 8. State-tribal cooperative agreements. The state and tribal governments may enter into cooperative agreements as provided in Title 18, chapter 11."

Renumber: subsequent sections

14. Page 5.

Following: line 16

Insert: "NEW SECTION. Section 12. Notification to tribal governments. The secretary of state shall send a copy of [this act] to each tribal government located on the seven Montana reservations and to the Little Shell band of Chippewa."

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

APPROPRIATIONS (Vick, Chairman):

3/23/2001

HB 577, introduced bill, be amended as follows:

1. Title, line 11 and line 12.

Following: "DIVISION;" on line 11

Strike: "CREATING" on line 11 through "REGISTRATIONS" on line 12

Insert: "INCREASING THE LIEN FILING FEE TO \$8"

2. Title, line 15.

Following: "17-5-1608"

Strike: "AND"

Insert: ", "

Following: "17-5-2001,"

Insert: "AND 61-3-103,"

3. Title, line 16.

Following: "DATES"

Insert: "AND A TERMINATION DATE"

4. Page 1, line 24.

Following: "\$75"

Strike: "\$95"

Insert: "\$80"

5. Page 2, line 9.

Following: "exceed"

Strike: "\$20"

Insert: "\$4.5"

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6. Page 2, line 12.

Following: "(b)"

Strike: "The" through "for"

Insert: "For"

7. Page 2, line 13 and line 14.

Following: "system,"

Strike: "the" on line 13 through "[section 4]" on line 14

Insert: "loans are payable from the department of justice's annual appropriation from the general fund"

8. Page 2, line 15 and line 16.

Following: "financed," on line 15

Strike: "The" on line 15 through "legislature," on line 16

Insert: "At the time that the loan is made, the department of justice's base budget appropriation from the general fund"

9. Page 2, line 22 and line 23.

Following: "The" on line 22

Strike: "department" on line 22 through "units," on line 23

Insert: "loan is payable from"

Strike: "department's"

Insert: "department of justice's annual"

10. Page 2, lines 25 and 26.

Following: "financed,"

Strike: "The" through "department's"

Insert: "At the time that the loan is made, the department of justice's base budget"

11. Page 2, line 28.

Insert: "(d) The loan is subject to the risk of nonappropriation."

12. Page 2, line 29 through page 3, line 9.

Strike: section 3 in its entirety

Insert: "**Section 3.** Section 61-3-103, MCA, is amended to read:

"61-3-103. (Temporary) Filing of security interests -- perfection -- rights -- procedure -- fees. (1) Except as provided in 61-3-109, the department may not file any voluntary security interest or lien unless it is accompanied by or specified in the application for a certificate of ownership of the vehicle encumbered. If the approved notice form is transmitted to the department, the security agreement or other lien instrument that creates the security interest must be retained by the secured party. A copy of the security agreement is sufficient as a lien notice if it contains the name and address of the debtor and the secured party, the complete vehicle description, and the amount of the lien and is signed by the debtor. The department shall file voluntary security interests and liens by entering the name and address of the secured party upon the face of the certificate of ownership. Involuntary liens must be filed against the record of the vehicle encumbered. The department shall mail a statement certifying to the filing of a security interest or lien to the secured party. The department shall mail the certificate of ownership to the owner at the address given on the certificate; however, if the transfer of ownership and filing of the security interest are paid for by a creditor or secured party, the department shall return the certificate of ownership to the county treasurer in the county in which the vehicle is to be registered. The owner of a motor vehicle is the person entitled to operate and possess the motor vehicle.

(2) A security interest in a motor vehicle held as inventory by a dealer licensed under chapter 4 of this title must be perfected in accordance with Title 30, chapter 9.

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(3) Whenever a security interest or lien is filed against a motor vehicle that is subject to two security interests previously perfected under this section, the department shall endorse on the face of the certificate of ownership, "NOTICE. This motor vehicle is subject to additional security interests on file with the Department of Justice." Other information regarding the additional security interests need not be endorsed on the certificate.

(4) Satisfactions or statements of release filed with the department under this chapter must be retained by it for a period of 8 years after receipt, after which they may be destroyed.

(5) Except as provided in 61-3-109 and subsection (6) of this section, a voluntary security interest or lien is perfected on the date that the lien notice and the certificate of ownership or manufacturer's statement of origin are delivered to the county treasurer. On that date, the county treasurer shall issue to the secured party a receipt evidencing the perfection. Perfection under this section constitutes constructive notice to subsequent purchasers or encumbrancers, from the date of delivery of the lien notice to the county treasurer, of the existence of the security interest.

(6) Except as provided in 61-3-109, voluntary security interests or lien filings that do not require transfer of ownership are perfected on the date that the lien notice and the certificate of ownership or manufacturer's statement of origin are received by the department. On that date, the department shall issue to the secured party a receipt evidencing the perfection. Perfection under this subsection constitutes constructive notice to subsequent purchasers or encumbrancers, from the date that the lien notice is delivered to the department, of the existence of the security interest.

(7) Upon default under a chattel mortgage or conditional sales contract covering a motor vehicle, the mortgagee or vendor has the same remedies as in the case of other personal property. In case of attachment of motor vehicles, all the provisions of 27-18-413, 27-18-414, and 27-18-804 are applicable except that deposits must be made with the department.

(8) A conditional sales vendor or chattel mortgagee or assignee who fails to file a satisfaction of a chattel mortgage, assignment, or conditional sales contract within 15 days after receiving final payment is required to pay the department the sum of \$1 for each day that the person fails to file the satisfaction.

(9) Upon receipt of notice of any involuntary liens or attachments against the record of any motor vehicle registered in this state, the department shall within 24 hours mail to the owner, conditional sale vendor, mortgagees, or assignees of the owner, conditional sale vendor, or mortgagees a notice showing the name and address of the lien claimant, the amount of the lien, the date of execution of the lien, and, in the case of attachment, the full title of the court and the action and the names of the attorneys for the plaintiff and attaching creditor.

(10) It is not necessary to refile with the department any instruments on file in the offices of the county clerk and recorders at the time that this law takes effect.

(11) A fee of ~~\$4~~ \$8 must be paid to the department to file any security interest or other lien against a motor vehicle. The ~~\$4~~ \$8 fee includes the cost of filing a satisfaction or release of the security interest and also the cost of entering the satisfaction or release on the records of the department and of deleting the endorsement of the security interest from the face of the certificate of ownership. A fee of \$4 must be paid to the department for issuing a certified copy of a certificate of ownership subject to a security interest or other lien on file in the office of the department or for filing an assignment of any security interest or other lien on file with the department. All fees provided for in this section must be paid to the county treasurer. Of this total fee, \$4 must be deposited for deposit in the state general fund in accordance with 15-1-504. The remaining \$4 must be forwarded to the state treasurer for deposit in the motor vehicle information technology system account provided for in [section 4]. (Terminates June 30, 2008--sec. 2, Ch. 260, L. 1999.)

61-3-103. (Effective July 1, 2008) Filing of security interests -- perfection -- rights -- procedure -- fees.

(1) The department may not file any voluntary security interest or lien unless it is accompanied by or specified in the application for a certificate of ownership of the vehicle encumbered. If the approved notice form is transmitted to the department, the security agreement or other lien instrument that creates the security interest must be retained by the secured party. A copy of the security agreement is sufficient as a lien notice if it contains the name and address of the debtor and the secured party, the complete vehicle description, amount of lien, and is signed by the debtor. The department shall file voluntary security interests and liens by entering the name and address of the secured party upon the face of the certificate of ownership. Involuntary liens must be filed against the record of the vehicle encumbered. The department shall mail a statement certifying to the filing of a security interest or lien to the secured party. The

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department shall mail the certificate of ownership to the owner at the address given on the certificate; however, if the transfer of ownership and filing of the security interest are paid for by a creditor or secured party, the department shall return the certificate of ownership to the county treasurer where the vehicle is to be registered. The owner of a motor vehicle is the person entitled to operate and possess the motor vehicle.

(2) A security interest in a motor vehicle held as inventory by a dealer licensed under chapter 4 of this title must be perfected in accordance with Title 30, chapter 9.

(3) Whenever a security interest or lien is filed against a motor vehicle that is subject to two security interests previously perfected under this section, the department shall endorse on the face of the certificate of ownership, "NOTICE. This motor vehicle is subject to additional security interests on file with the Department of Justice." Other information regarding the additional security interests need not be endorsed on the certificate.

(4) Satisfactions or statements of release filed with the department under this chapter must be retained by it for a period of 8 years after receipt, after which they may be destroyed.

(5) Except as provided in subsection (6), a voluntary security interest or lien is perfected on the date the lien notice and the certificate of ownership or manufacturer's statement of origin are delivered to the county treasurer. On that date, the county treasurer shall issue to the secured party a receipt evidencing the perfection. Perfection under this section constitutes constructive notice to subsequent purchasers or encumbrancers, from the date of delivery of the lien notice to the county treasurer, of the existence of the security interest.

(6) Voluntary security interests or lien filings that do not require transfer of ownership are perfected on the date the lien notice and the certificate of ownership or manufacturer's statement of origin are received by the department. On that date, the department shall issue to the secured party a receipt evidencing the perfection. Perfection under this subsection constitutes constructive notice to subsequent purchasers or encumbrancers, from the date the lien notice is delivered to the department, of the existence of the security interest.

(7) Upon default under a chattel mortgage or conditional sales contract covering a motor vehicle, the mortgagee or vendor has the same remedies as in the case of other personal property. In case of attachment of motor vehicles all the provisions of 27-18-413, 27-18-414, and 27-18-804 are applicable except that deposits must be made with the department.

(8) A conditional sales vendor or chattel mortgagee or assignee who fails to file a satisfaction of a chattel mortgage, assignment, or conditional sales contract within 15 days after receiving final payment is required to pay the department the sum of \$1 for each day that the person fails to file such satisfaction.

(9) Upon receipt of notice of any involuntary liens or attachments against the record of any motor vehicle registered in this state, the department shall within 24 hours mail to the owner, conditional sale vendor, mortgagees, or assignees of any owner, conditional sale vendor, or mortgagees a notice showing the name and address of the lien claimant, amount of the lien, date of execution of lien, and in the case of attachment the full title of the court and the action and the name of the attorneys for the plaintiff and attaching creditor.

(10) It is not necessary to refile with the department any instruments on file in the offices of the county clerk and recorders at the time this law takes effect.

(11) A fee of ~~\$4~~ ~~\$8~~ must be paid to the department to file any security interest or other lien against a motor vehicle. The ~~\$4~~ ~~\$8~~ fee must include and cover the cost of filing a satisfaction or release of the security interest and also the cost of entering the satisfaction or release on the records of the department and deleting the endorsement of the security interest from the face of the certificate of ownership. A fee of \$4 must be paid to the department for issuing a certified copy of a certificate of ownership subject to a security interest or other lien on file in the office of the department or for filing an assignment of any security interest or other lien on file with the department. All fees provided for in this section must be paid to the county treasurer. Of this total fee, \$4 must be deposited for deposit in the state general fund in accordance with 15-1-504. The remaining \$4 must be forwarded to the state treasurer for deposit in the motor vehicle information technology system account provided for in [section 4].""

13. Page 4, following line 21.

Insert: "NEW SECTION. Section 9. Termination. [This act] terminates June 30, 2011."

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And, as amended, do pass. Report adopted.

EDUCATION (Masolo, Chairman):

3/22/2001

HJR 35, introduced joint resolution, be amended as follows:

1. Page 1, line 12.

Strike: "necessary"

Insert: "advantageous"

Strike: "to find"

Insert: "seeking"

And, as amended, be adopted. Report adopted.

SB 182, be amended as follows:

1. Title, line 5.

Strike: "OR"

Following: "SUPERINTENDENTS"

Insert: ", OR OTHER PROFESSIONAL PERSONS LICENSED UNDER TITLE 37"

2. Page 1, line 16.

Strike: "or"

Insert: ", "

3. Page 1, line 17.

Following: "20-4-401"

Insert: ", or the hiring of or contracting with any other professional person licensed under Title 37"

4. Page 2, line 8.

Following: "20-4-201"

Insert: ", "

5. Page 2, line 9.

Strike: "or"

Following: "20-4-401"

Insert: ", or a professional person licensed under Title 37"

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

SJR 10, be amended as follows:

1. Title, line 6.

Strike: "DEVELOP"

Insert: "STUDY"

2. Page 1, line 27.

Strike: "develop"

Insert: "encourage the study of"

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

FISH, WILDLIFE AND PARKS (Fuchs, Chairman):
SB 262, be amended as follows:

3/23/2001

1. Page 4, line 25.

Insert: "NEW SECTION. Section 5. Coordination instruction. If House Bill No. 282 and [this act] are both passed and approved, then [this act] is void."

Renumber: subsequent sections

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

JUDICIARY (Shockley, Chairman):
SB 170, introduced bill, be amended as follows:

3/23/2001

1. Page 8, line 2.

Following: "~~working~~"

Insert: "working"

2. Page 9, line 14.

Following: "order."

Insert: "If the department is a party to the original proceeding, a representative of the department who has complete authority to settle the issue or issues in the original proceeding must be present at any alternative dispute resolution proceeding."

3. Page 10, line 29.

Following: "relief"

Insert: ", which do not constitute a court-ordered treatment plan under 41-3-420"

4. Page 19, line 20.

Following: "5"

Insert: "working"

5. Page 23, line 8.

Following: "least 3"

Insert: "working"

6. Page 23, line 19.

Following: "least 3"

Insert: "working"

7. Page 24, line 11.

Following: "custody"

Insert: "a"

Strike: "alternative"

Strike: "placement of"

Insert: "living arrangement for"

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8. Page 25, line 7.

Strike: "alternative"

Strike: "placement"

Insert: "living arrangement"

9. Page 29.

Following: line 30

Insert: "(3) If Senate Bill No. 116 and [this act] are both passed and approved, then the amendments in Senate Bill No. 116 to 41-3-403(6), 41-3-406(7), and 41-3-413 are void."

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

SB 283, introduced bill, be amended as follows:

1. Page 8, line 9.

Strike: "any"

Insert: "electronic and paper"

2. Page 8, line 30.

Following: "(1)"

Insert: "(a)"

3. Page 9, line 3.

Following: "children."

Insert: "The board shall consider the set of policies, practices, and activities that form the structure and process for analyzing information about case plans, interventions, and desired results, such as safety, permanency, and improved functioning of the child and family, in order to make findings and recommendations about the success of foster care practices and the level of achievement of results. In evaluating the accessibility, availability, and appropriateness of services, the board shall consider:

(i) dangers to the child and any family problems precipitating those dangers;

(ii) whether an involved agency has selected services specifically relevant to the problems and needs of the child and family;

(iii) whether caseworkers have diligently provided services;

(iv) whether appropriate services have been available to the child and family on a timely basis; and

(v) the results of intervention.

(b)"

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

SB 386, introduced bill, be amended as follows:

1. Page 3, line 22.

Strike: "14 through 23"

Insert: "13 through 22"

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

SJR 2, introduced joint resolution, be amended as follows:

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1. Title, page 1, line 6.

Strike: "DIRECTING"

Insert: "REQUESTING"

2. Page 2, line 14 through line 15.

Strike: "be directed"

Insert: "is requested"

3. Page 2, line 23.

Page 3, line 1.

Page 3, line 7.

Page 3, line 10.

Page 3, line 18.

Page 3, line 22.

Page 3, line 26.

Following: "that"

Insert: "it is requested that"

4. Page 2, line 27.

Strike: "must"

Insert: "should"

5. Page 2, line 29.

Strike: "must"

Insert: "should"

6. Page 3, line 15.

Following: "community"

Insert: "should"

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

HUMAN SERVICES (Thomas, Chairman):

3/23/2001

SB 288, be amended as follows:

1. Page 1, line 22.

Strike: "SHALL"

Insert: "may"

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

SB 476, be amended as follows:

1. Page 2, line 21.

Strike: "2002"

Insert: "2003"

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

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LOCAL GOVERNMENT (Noennig, Chairman):
SB 359, be amended as follows:

3/23/2001

1. Page 1, line 22.

Following: "."

Strike: "The"

Insert: "Unless the agreement provides otherwise, the"

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

SB 427, be amended as follows:

1. Page 1, line 27 through line 29.

Following: "(5)"

Strike: remainder of line 27 through "section." on line 29

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

STATE ADMINISTRATION (Walters, Chairman):
SB 51, be amended as follows:

3/23/2001

1. Page 1, line 14.

Following: "INVESTMENTS;"

Insert: "CREATING A STATE DEBT;"

2. Page 3, line 27.

Strike: "shall"

Insert: "may"

3. Page 3, line 29.

Following: "."

Insert: "An election among employees on whether to form an association may also be initiated by the employer."

4. Page 4, line 2.

Following: "question"

Insert: "and any employees subsequently hired into the positions covered under the terms and conditions of the election"

5. Page 4, line 16.

Following: "period"

Insert: "as provided for in this section"

Strike: "However"

Insert: "(2) (a) Except as provided in subsection (2)(b)"

6. Page 4, line 16.

Following: "may"

Insert: "annually"

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7. Page 4, line 17 through line 18.

Strike: "according" on line 17 through "." on line 18

Insert: "by the contracting employer.

(b) When the member's employment is terminated, the member's entire unused sick leave balance must be automatically converted to an employer contribution to the member's account pursuant to this section and may not be paid as a lump sum under 2-18-618(6).

(3)"

8. Page 4, line 19.

Strike: "subsection"

Insert: "section"

9. Page 4, line 22.

Strike: "subsection"

Insert: "section"

10. Page 4, line 24.

Strike: "(2)"

Insert: "(4)"

11. Page 4, line 26.

Strike: "subsection (1)"

Insert: "this section"

12. Page 11.

Following: line 23

Insert: "NEW SECTION. Section 18. Two-thirds vote required. Because [section 14] authorizes the creation of a state debt, Article VIII, section 8, of the Montana constitution requires a vote of two-thirds of the members of each house of the legislature for passage."

Renumber: subsequent subsections.

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

SB 123, be amended as follows:

1. Page 1, line 18.

Strike: "EVEN-NUMBERED"

Insert: "odd-numbered"

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

SB 185, be amended as follows:

1. Title, page 1, line 8 through line 9.

Strike: the second "CLARIFYING" on line 8 through "EMPLOYERS;" on line 9

2. Page 5, line 6.

Strike: "the entrances"

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Insert: "any entrance"

Strike: "polling place or"

Following: "building"

Insert: "in which the polling place is located"

3. Page 5, line 17.

Strike: "-- definitions"

4. Page 6, line 1.

Strike: line 1 in its entirety

Renumber: subsequent subsections

5. Page 6, line 4.

Strike: "An" through " ;"

6. Page 6, line 5.

Strike: "public officer or"

7. Page 6, line 13 through line 22.

Strike: line 13 through line 22 in their entirety

8. Page 10, line 1.

Strike: "The"

Insert: "After a complaint is filed with the commissioner pursuant to 13-37-111, the"

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

TAXATION (Story, Chairman):

3/23/2001

SB 263, be amended as follows:

1. Title, page 1, line 6.

Following: "DATE"

Insert: "AND A TERMINATION DATE"

2. Page 4.

Following: line 5

Insert: "NEW SECTION. Section 3. Termination. [This act] terminates July 1, 2007."

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

MESSAGES FROM THE GOVERNOR

March 22, 2001

The Honorable Dan McGee
Speaker of the House
State Capitol

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Helena, Montana 59620

Dear Representative McGee:

Please be informed that I have signed **House Bill 74** sponsored by Representative E. Clark, **House Bill 174** sponsored by Representative Jent, **House Bill 175** sponsored by Representative Jent, **House Bill 238** sponsored by Representative Thomas, **House Bill 268** sponsored by Representative Ripley, **House Bill 286** sponsored by Representative Thomas, **House Bill 358** sponsored by Representative Bales, and **House Bill 458** sponsored by Representative Barrett on March 22, 2001.

Sincerely,

JUDY MARTZ
Governor

FIRST READING AND COMMITMENT OF BILLS

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

HJR 39, introduced by Shockley, referred to Judiciary.

Majority Leader Sliter moved that the House recess until 11:30 a.m. Motion carried.

House recessed at 11:08 a.m.

House reconvened at 11:30 a.m. All members present, except Representatives Fuchs and Hurdle, excused. Quorum present.

MOTIONS

Representative Somerville moved that **HB 536** be taken from the table in the Committee on Appropriations and rereferred to second reading today. Motion failed as follows:

Ayes: Bitney, Bixby, Bookout-Reinicke, Branae, R. Brown, Buzzas, Callahan, Carney, P. Clark, Cyr, Erickson, Facey, Forrester, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Gutsche, Haines, Jackson, Jacobson, Jayne, Jent, Kaufmann, Lee, Lindeen, Mangan, Masolo, Matthews, Musgrove, Newman, Noennig, Raser, Ripley, Rome, Schmidt, Sliter, Smith, Somerville, Thomas, Tramelli, Tropila, Waddill.

Total 44

Noes: Adams, Andersen, Bales, Balyeat, Barrett, D. Brown, Brueggeman, Clancy, E. Clark, Curtiss, Dale, Davies, Dell, Devlin, Eggers, Esp, Golie, Hedges, Himmelberger, Holden, Juneau, Kasten, Keane, Laible, Laslovich, Laszloffy, Lawson, Lehman, Lenhart, Lewis, McCann, McKenney, Mood, Olson, Pattison, A. Peterson, K. Peterson, Price, Rice, Schrupf, Shockley, Steinbeisser, Story, Vick, Waitschies, Walters, Wanzenried, Witt, Wolery, Younkin, Mr. Speaker.

Total 51

Excused: Fuchs, Hurdle.

Total 2

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Absent or not voting: Fisher, Harris, Whitaker.
Total 3

Representative Somerville moved that **HB 16** be taken from the Committee on Appropriations and rereferred to second reading today.

Representative Davies moved for cloture. Motion carried.

Motion that **HB 16** be rereferred to second reading failed as follows:

Ayes: Bitney, Bixby, Bookout-Reinicke, Branae, Buzzas, Callahan, Carney, P. Clark, Cyr, Erickson, Facey, Forrester, Fritz, Gallik, Gallus, Gillan, Gutsche, Harris, Jacobson, Jayne, Jent, Juneau, Kaufmann, Laslovich, Lee, Lenhart, Lindeen, Mangan, Matthews, Musgrove, Newman, Noennig, A. Peterson, Raser, Rice, Rome, Schmidt, Sliter, Smith, Somerville, Thomas, Tropila, Waddill, Wanzenried, Younkin.
Total 45

Noes: Adams, Andersen, Bales, Balyeat, Barrett, D. Brown, R. Brown, Brueggeman, Clancy, E. Clark, Curtiss, Dale, Davies, Dell, Devlin, Eggers, Esp, Galvin-Halcro, Golie, Haines, Hedges, Himmelberger, Holden, Jackson, Kasten, Keane, Laible, Laszloffy, Lawson, Lehman, Lewis, Masolo, McCann, McKenney, Mood, Olson, Pattison, K. Peterson, Price, Ripley, Schrupf, Shockley, Steinbeisser, Story, Tramelli, Vick, Waitschies, Walters, Whitaker, Witt, Wolery, Mr. Speaker.
Total 52

Excused: Fuchs, Hurdle.
Total 2

Absent or not voting: Fisher.
Total 1

Representative Mangan moved that **HB 62** be taken from the Committee on Appropriations and rereferred to second reading today.

Representative Esp moved for cloture. Motion carried.

Motion that **HB 62** be rereferred to second reading failed as follows:

Ayes: Bixby, Bookout-Reinicke, Branae, Brueggeman, Buzzas, Callahan, Carney, Clancy, P. Clark, Cyr, Dell, Eggers, Erickson, Esp, Facey, Forrester, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Harris, Holden, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Laslovich, Lee, Lenhart, Lindeen, Mangan, Matthews, McCann, Musgrove, Noennig, A. Peterson, Price, Raser, Schmidt, Smith, Tramelli, Tropila, Waddill, Wanzenried.
Total 49

Noes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, D. Brown, R. Brown, E. Clark, Curtiss, Dale, Davies, Devlin, Haines, Hedges, Jackson, Kasten, Laible, Laszloffy, Lawson, Lehman, Lewis, Masolo, McKenney, Mood, Olson, Pattison, K. Peterson, Rice, Ripley, Rome, Schrupf, Shockley, Sliter, Somerville, Steinbeisser, Story, Thomas, Vick, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 46

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Excused: Fuchs, Hurdle.
Total 2

Absent or not voting: Fisher, Himmelberger, Newman.
Total 3

Representative Gillan moved that **HB 638** be taken from the table in the Committee on Appropriations and rereferred to second reading today.

Representative Kasten moved for cloture. Motion carried.

Motion that **HB 638** be rereferred to second reading failed as follows:

Ayes: Bixby, Bookout-Reinicke, Branae, Buzzas, Callahan, Carney, P. Clark, Cyr, Dell, Eggers, Erickson, Esp, Facey, Forrester, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Harris, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Laslovich, Lawson, Lee, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, Musgrove, Newman, Noennig, K. Peterson, Raser, Schmidt, Smith, Somerville, Tramelli, Tropila, Waddill, Wanzenried.
Total 49

Noes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, D. Brown, R. Brown, Brueggeman, Clancy, E. Clark, Curtiss, Dale, Davies, Devlin, Haines, Hedges, Himmelberger, Holden, Jackson, Kasten, Laible, Laszloffy, Lehman, Lewis, McKenney, Mood, Olson, Pattison, A. Peterson, Price, Rice, Ripley, Rome, Schrumpf, Shockley, Sliter, Steinbeisser, Story, Thomas, Vick, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 48

Excused: Fuchs, Hurdle.
Total 2

Absent or not voting: Fisher.
Total 1

Representative Bixby moved that **HB 288** be taken from the table in the Committee on Appropriations and rereferred to second reading today.

Representative Kasten moved for cloture. Motion carried.

Motion that **HB 288** be rereferred to second reading failed as follows:

Ayes: Bixby, Branae, Brueggeman, Buzzas, Callahan, Carney, P. Clark, Cyr, Dell, Eggers, Erickson, Facey, Forrester, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Harris, Hedges, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Laslovich, Lee, Lenhart, Lindeen, Mangan, Matthews, McCann, Musgrove, Newman, Raser, Schmidt, Smith, Somerville, Tramelli, Tropila, Waddill.
Total 44

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

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Speaker.
Total 50

Excused: Fuchs, Hurdle.
Total 2

Absent or not voting: Devlin, Fisher, Thomas, Wanzenried.
Total 4

Representative Juneau moved that **HB 416** be taken from the Committee on Appropriations and rereferred to second reading today.

Representative Kasten moved for cloture. Motion carried as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bookout-Reinicke, D. Brown, R. Brown, Brueggeman, Clancy, E. Clark, P. Clark, Curtiss, Davies, Esp, Facey, Haines, Hedges, Himmelberger, Holden, Jackson, Kasten, Laible, Laslovich, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Masolo, Matthews, McCann, McKenney, Mood, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Rice, Ripley, Rome, Shockley, Sliter, Steinbeisser, Story, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Wolery, Mr. Speaker.
Total 55

Noes: Bixby, Branae, Buzzas, Callahan, Carney, Dale, Dell, Eggers, Erickson, Fisher, Forrester, Fritz, Gallik, Gallus, Galvin-Halcro, Golie, Gutsche, Harris, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Lee, Lindeen, Mangan, Musgrove, Newman, Raser, Schmidt, Smith, Tramelli, Whitaker, Witt, Younkin.
Total 36

Excused: Fuchs, Hurdle.
Total 2

Absent or not voting: Bitney, Cyr, Devlin, Gillan, Schruppf, Somerville, Thomas.
Total 7

Motion that **HB 416** be rereferred to second reading failed as follows:

Ayes: Bixby, Bookout-Reinicke, Branae, Buzzas, Callahan, Carney, P. Clark, Dell, Eggers, Erickson, Facey, Forrester, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Harris, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Laslovich, Lawson, Lee, Lenhart, Lindeen, Mangan, Matthews, Musgrove, Newman, A. Peterson, Raser, Schmidt, Smith, Tramelli, Tropila, Waddill, Wanzenried.
Total 43

Noes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, D. Brown, R. Brown, Brueggeman, Clancy, E. Clark, Curtiss, Dale, Davies, Esp, Fisher, Haines, Hedges, Himmelberger, Holden, Jackson, Kasten, Laible, Laszloffy, Lehman, Lewis, Masolo, McCann, McKenney, Mood, Noennig, Olson, Pattison, K. Peterson, Price, Rice, Ripley, Rome, Schruppf, Shockley, Sliter, Somerville, Steinbeisser, Story, Vick, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 52

Excused: Fuchs, Hurdle.

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Total 2

Absent or not voting: Cyr, Devlin, Thomas.

Total 3

Representative Lewis moved to reconsider action on **HB 447**. Motion carried as follows:

Ayes: Bales, Bookout-Reinicke, R. Brown, Brueggeman, Clancy, E. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Fisher, Fuchs, Gallik, Gallus, Haines, Hedges, Holden, Jackson, Jacobson, Jent, Kaufmann, Laible, Laszloffy, Lehman, Lenhart, Lewis, Lindeen, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Rice, Ripley, Rome, Schrupf, Shockley, Sliter, Somerville, Steinbeisser, Tropila, Vick, Waddill, Waitschies, Whitaker, Mr. Speaker.

Total 55

Noes: Adams, Andersen, Balyeat, Barrett, Bitney, Bixby, Branae, D. Brown, Buzzas, Callahan, Carney, P. Clark, Eggers, Erickson, Esp, Facey, Forrester, Fritz, Galvin-Halcro, Golie, Gutsche, Harris, Himmelberger, Jayne, Juneau, Kasten, Keane, Laslovich, Lawson, Lee, Mangan, Newman, Raser, Schmidt, Smith, Story, Tramelli, Walters, Wanzenried, Witt, Wolery, Younkin.

Total 42

Voted Absentee: Fuchs, Aye.

Excused: Hurdle.

Total 1

Absent or not voting: Gillan, Thomas.

Total 2

Representative Erickson moved that **HB 58** be taken from the table in the Committee on Taxation and rereferred to second reading on the 69 Legislative Day.

Representative Kasten moved for cloture. Motion failed..

Motion that **HB 58** be rereferred to second reading failed as follows:

Ayes: Bookout-Reinicke, Branae, Buzzas, Callahan, Carney, P. Clark, Cyr, Dale, Dell, Eggers, Erickson, Facey, Forrester, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Laslovich, Lenhart, Lindeen, Masolo, Matthews, McCann, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Raser, Schmidt, Schrupf, Tramelli, Tropila, Waddill, Wanzenried, Younkin.

Total 49

Noes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, D. Brown, R. Brown, Brueggeman, Clancy, E. Clark, Curtiss, Davies, Devlin, Esp, Fisher, Hedges, Himmelberger, Holden, Jackson, Kasten, Laible, Laszloffy, Lawson, Lee, Lehman, Lewis, McKenney, Mood, Price, Rice, Ripley, Rome, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Vick, Waitschies, Walters, Whitaker, Witt, Wolery, Mr. Speaker.

Total 46

Excused: Fuchs, Hurdle.

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Total 2

Absent or not voting: Bixby, Mangan, Thomas.

Total 3

**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:

HB 124 - Representative Sliter moved consideration of **HB 124** be placed below **HB 226** on the second reading board. Motion carried.

HB 226 - Representative Sliter moved consideration of **HB 226** be placed at the top of the second reading board. Motion carried.

HB 226 - Representative Bales moved **HB 226** do pass.

HB 226 - Representative Fisher moved **HB 226**, second reading copy, be amended as follows :

1. Page 2, line 21.

Following: "2002"

Strike: "IN EXCESS OF"

Insert: "that is between"

Following: "\$26,756,000"

Insert: "and \$30,000,000"

2. Page 2, line 22 and line 23.

Following: "2003" on line 22

Strike: "IN EXCESS OF"

Insert: "that is between"

Following: "\$20,474,000"

Insert: "and \$30,000,000"

Amendment **not** adopted as follows:

Ayes: Branae, Buzzas, Dell, Fisher, Haines, Jayne, Musgrove, Rome, Sliter, Thomas, Whitaker.

Total 11

Noes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, D. Brown, R. Brown, Brueggeman, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Devlin, Eggers, Erickson, Esp, Facey, Forrester, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Harris, Hedges, Himmelberger, Holden, Jackson, Jacobson, Jent, Juneau, Kasten, Kaufmann, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Masolo, Matthews, McCann, McKenney, Mood, Newman, Noennig, Olson, Pattison, A.

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Peterson, K. Peterson, Price, Raser, Rice, Ripley, Schmidt, Schrumpf, Shockley, Smith, Steinbeisser, Story, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Witt, Wolery, Younkin, Mr. Speaker.
Total 85

Excused: Fuchs, Hurdle.
Total 2

Absent or not voting: Mangan, Somerville.
Total 2

Representative P. Clark moved that **HB 226** be postponed in order to revise fiscal note. Motion failed as follows:

Ayes: Bixby, Branae, Buzzas, Callahan, Carney, P. Clark, Cyr, Dell, Eggers, Facey, Fisher, Fritz, Gallik, Galvin-Halcro, Golie, Gutsche, Harris, Jayne, Juneau, Kaufmann, Laslovich, Lee, Lindeen, Musgrove, Newman, Raser, Schmidt, Smith, Tramelli, Tropila, Wanzenried.
Total 31

Noes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, D. Brown, R. Brown, Brueggeman, Clancy, E. Clark, Curtiss, Dale, Davies, Devlin, Erickson, Esp, Forrester, Haines, Hedges, Himmelberger, Holden, Jackson, Jacobson, Jent, Kasten, Keane, Laible, Lawson, Lehman, Lenhart, Lewis, Masolo, Matthews, McCann, McKenney, Mood, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Rice, Ripley, Rome, Schrumpf, Shockley, Sliter, Steinbeisser, Story, Thomas, Vick, Waddill, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 61

Excused: Fuchs, Hurdle.
Total 2

Absent or not voting: Bookout-Reinicke, Gallus, Gillan, Laszloffy, Mangan, Somerville.
Total 6

Motion that **HB 226** do pass carried as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, D. Brown, R. Brown, Brueggeman, Callahan, Carney, Clancy, E. Clark, Curtiss, Dale, Davies, Devlin, Erickson, Esp, Forrester, Fuchs, Gallik, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Juneau, Kasten, Kaufmann, Keane, Laible, Laslovich, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Lindeen, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Rice, Ripley, Rome, Schmidt, Schrumpf, Shockley, Sliter, Smith, Steinbeisser, Story, Thomas, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Witt, Wolery, Younkin, Mr. Speaker.
Total 77

Noes: Branae, Buzzas, P. Clark, Cyr, Dell, Eggers, Facey, Fisher, Fritz, Galvin-Halcro, Gillan, Golie, Gutsche, Jayne, Jent, Lee, Newman, Raser, Tramelli, Whitaker.
Total 20

Voted Absentee: Fuchs, Hurdle, Ayes.

Excused: None.

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Total 0

Absent or not voting: Gallus, Mangan, Somerville.

Total 3

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

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

1. Title, line 10.

Strike: "\$18,818"

Insert: "\$19,260"

2. Title, line 11.

Strike: "\$209,090"

Insert: "\$214,000"

3. Title, line 12.

Strike: "\$3,819"

Insert: "\$3,909"

4. Title, line 13.

Strike: "\$5,090"

Insert: "\$5,210"

5. Title, line 15.

Strike: "\$19,096"

Insert: "\$20,608"

6. Title, line 16.

Strike: "\$212,180"

Insert: "\$228,980"

7. Title, line 18.

Strike: "\$3,876"

Insert: "\$4,182"

8. Title, line 19.

Strike: "\$5,165"

Insert: "\$5,575"

9. Page 2, lines 17 and 24.

Strike: "\$209,090"

Insert: "\$214,000"

10. Page 2, lines 18 and 22.

Strike: "\$18,818"

Insert: "\$19,260"

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11. Page 3, line 6.

Page 3, line 19.

Strike: "\$5,090"

Insert: "\$5,210"

12. Page 3, lines 10 and 16.

Strike: "\$3,819"

Insert: "\$3,909"

13. Page 4, lines 15 and 22.

Strike: "\$212,180"

Insert: "\$228,980"

14. Page 4, lines 16 and 20.

Strike: "\$19,096"

Insert: "\$20,608"

15. Page 5, line 4.

Page 5, line 17.

Strike: "\$5,165"

Insert: "\$5,575"

16. Page 5, lines 8 and 14.

Strike: "\$3,876"

Insert: "\$4,182"

Amendment **not** adopted as follows:

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

Total 44

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

Total 53

Excused: Fuchs, Hurdle.

Total 2

Absent or not voting: Bookout-Reinicke.

Total 1

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

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1. Title, page 1, line 10.

Strike: "\$18,818"

Insert: "\$19,096"

2. Title, page 1, line 11.

Strike: "\$209,090"

Insert: "\$212,180"

3. Title, page 1, line 12.

Strike: "\$3,819"

Insert: "\$3,876"

4. Title, page 1, line 13.

Strike: "\$5,090"

Insert: "\$5,165"

5. Title, page 1, line 15.

Strike: "\$19,096"

Insert: "\$19,669"

6. Title, page 1, line 16.

Strike: "\$212,180"

Insert: "\$218,545"

7. Title, page 1, line 18.

Strike: "\$3,876"

Insert: "\$3,992"

8. Title, page 1, line 19.

Strike: "\$5,165"

Insert: "\$5,320"

9. Page 2, line 17.

Strike: "\$209,090"

Insert: "\$212,180"

10. Page 2, line 18.

Strike: "\$18,818"

Insert: "\$19,096"

11. Page 2, line 22.

Strike: "\$18,818"

Insert: "\$19,096"

12. Page 2, line 24.

Strike: "\$209,090"

Insert: "\$212,180"

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13. Page 3, line 6.
Strike: "\$5,090"
Insert: "\$5,165"
14. Page 3, line 10.
Strike: "\$3,819"
Insert: "\$3,876"
15. Page 3, line 16.
Strike: "\$3,819"
Insert: "\$3,876"
16. Page 3, line 19.
Strike: "\$5,090"
Insert: "\$5,165"
17. Page 4, line 15.
Strike: "\$212,180"
Insert: "\$218,545"
18. Page 4, line 16.
Strike: "\$19,096"
Insert: "\$19,669"
19. Page 4, line 20.
Strike: "\$19,096"
Insert: "\$19,669"
20. Page 4, line 22.
Strike: "\$212,180"
Insert: "\$218,545"
21. Page 5, line 4.
Strike: "\$5,165"
Insert: "\$5,320"
22. Page 5, line 8.
Strike: "\$3,876"
Insert: "\$3,992"
23. Page 5, line 14.
Strike: "\$3,876"
Insert: "\$3,992"
24. Page 5, line 17.
Strike: "\$5,165"
Insert: "\$5,320"

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Amendment **adopted** as follows:

Ayes: 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, Jent, Juneau, Kaufmann, Keane, Laslovich, Lawson, Lee, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, Musgrove, Newman, Noennig, Price, Raser, Ripley, Schmidt, Smith, Tramelli, Tropila, Waddill, Wanzenried, Younkin.
Total 50

Noes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bookout-Reinicke, R. Brown, Brueggeman, Clancy, E. Clark, Curtiss, Dale, Davies, Devlin, Esp, Fisher, Haines, Hedges, Himmelberger, Holden, Jackson, Kasten, Laible, Laszloffy, Lehman, Lewis, McKenney, Mood, Olson, Pattison, A. Peterson, K. Peterson, Rice, Rome, Schruppf, Shockley, Sliter, Somerville, Steinbeisser, Story, Thomas, Vick, Waitschies, Walters, Whitaker, Witt, Wolery, Mr. Speaker.
Total 49

Voted Absentee: Hurdle, Aye.

Excused: Fuchs.
Total 1

Absent or not voting: None.
Total 0

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

Ayes: Andersen, Bales, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Cyr, Dell, Devlin, Eggers, Erickson, Facey, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Holden, Hurdle, Jacobson, Jayne, Jent, Juneau, Kaufmann, Laible, Laslovich, Lawson, Lee, Lehman, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, Mood, Musgrove, Newman, Noennig, Olson, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, Schmidt, Schruppf, Smith, Somerville, Thomas, Tramelli, Tropila, Waddill, Waitschies, Wanzenried, Whitaker, Witt, Wolery, Younkin.
Total 74

Noes: Adams, Balyeat, D. Brown, R. Brown, Brueggeman, Curtiss, Dale, Davies, Esp, Hedges, Himmelberger, Jackson, Kasten, Keane, Laszloffy, Lewis, McKenney, Pattison, Shockley, Sliter, Steinbeisser, Story, Vick, Walters, Mr. Speaker.
Total 25

Voted Absentee: Fuchs, Hurdle, Ayes.

Excused: None.
Total 0

Absent or not voting: Fisher.
Total 1

HB 6 - Representative McCann moved **HB 6** do pass. Motion carried as follows:

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

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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 99

Noes: None.

Total 0

Voted Absentee: Fuchs, Hurdle, Ayes.

Excused: None.

Total 0

Absent or not voting: Adams.

Total 1

HB 8 - Representative McCann moved **HB 8** do pass. 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, 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, Mood, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, Schmidt, Schrupf, Shockley, Sliter, Smith, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 97

Noes: Balyeat, Somerville.

Total 2

Voted Absentee: Fuchs, Hurdle, Ayes.

Excused: None.

Total 0

Absent or not voting: McKenney.

Total 1

HB 144 - Representative Noennig moved **HB 144** do pass. Motion carried as follows:

Ayes: Andersen, Bales, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Eggers, Erickson, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Holden, Hurdle, Jacobson, Jayne, Jent, Juneau,

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Kaufmann, Keane, Laslovich, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McKenney, Musgrove, Newman, Noennig, Olson, A. Peterson, K. Peterson, Price, Raser, Rice, Rome, Schmidt, Schrupf, Shockley, Smith, Somerville, Story, Thomas, Tramelli, Tropila, Waddill, Wanzenried, Whitaker, Wolery, Younkin.
Total 75

Noes: Adams, Balyeat, R. Brown, Dale, Davies, Dell, Devlin, Esp, Himmelberger, Jackson, Kasten, Laible, Laszloffy, Lawson, McCann, Mood, Pattison, Ripley, Sliter, Steinbeisser, Vick, Waitschies, Walters, Witt, Mr. Speaker.
Total 25

Voted Absentee: Fuchs, Hurdle, Ayes.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 364 - Representative Curtiss moved **HB 364** do pass. Motion failed as follows:

Ayes: Adams, Bales, Balyeat, Bitney, Bookout-Reinicke, D. Brown, Brueggeman, Clancy, Curtiss, Dale, Davies, Fuchs, Haines, Hedges, Holden, Hurdle, Jackson, Kasten, Laible, Laszloffy, Masolo, McKenney, Mood, Pattison, Price, Rice, Schrupf, Shockley, Sliter, Story, Thomas, Vick, Waitschies, Walters, Whitaker, Witt, Mr. Speaker.
Total 37

Noes: Andersen, Barrett, Bixby, Branae, R. Brown, Buzzas, Callahan, Carney, E. Clark, P. Clark, Cyr, Devlin, Eggers, Erickson, Esp, Facey, Fisher, Forrester, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Harris, Himmelberger, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Laslovich, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Matthews, McCann, Musgrove, Newman, Noennig, Olson, A. Peterson, K. Peterson, Raser, Ripley, Rome, Schmidt, Smith, Somerville, Steinbeisser, Tramelli, Tropila, Waddill, Wanzenried, Wolery, Younkin.
Total 62

Voted Absentee: Fuchs, Hurdle, Ayes.

Excused: None.
Total 0

Absent or not voting: Dell.
Total 1

HJR 34 - Representative Haines moved **HJR 34** be adopted. 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,

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Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 99

Noes: McCann.
Total 1

Voted Absentee: Fuchs, Hurdle, Ayes.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 628 - Representative Wolery moved **HB 628** 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, 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: Pattison.
Total 1

Voted Absentee: Fuchs, Hurdle, Ayes.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Representative Sliter moved the committee rise, report progress, and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the chair. Representative Younkin moved the Committee of the Whole report be adopted.

Representative Sliter made a substitute motion that **HB 121** 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, Bookout-Reinicke, D. Brown, R. Brown, Brueggeman, Clancy, E. Clark, Curtiss, Cyr, Dale, Davies, Devlin, Esp, Fisher, Fuchs, Haines, Hedges, Himmelberger, Holden, Jackson, Kasten, Laible, Laszloffy, Lehman, Lewis, Masolo, McKenney, Mood, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Rice, Ripley, Rome, Schrupf, Shockley, Sliter, Somerville, Steinbeisser, Story, Vick, Waitschies,

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Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 56

Noes: Bixby, Branae, Buzzas, Callahan, Carney, P. Clark, Dell, Eggers, Erickson, Facey, Forrester, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Harris, Hurdle, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Laslovich, Lawson, Lee, Lenhart, Lindeen, Mangan, Matthews, McCann, Musgrove, Newman, Raser, Schmidt, Smith, Tramelli, Tropila, Waddill, Wanzenried.
Total 43

Voted Absentee: Fuchs, Aye; Hurdle, No.

Excused: None.
Total 0

Absent or not voting: Thomas.
Total 1

Committee meetings were announced by committee chairmen.

Majority Leader Sliter moved that the House recess until 5:30 p.m. Motion carried.

House recessed at 3:03 p.m.

House reconvened at 5:30 p.m. All members present, except Representatives Fuchs and Hurdle, excused. Quorum present.

**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:

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

Representatives Buzzas, Dell, Eggers, Witt, and Vick excused at this time.

HB 121 - Representative D. Brown moved **HB 121**, second reading copy, be amended as follows :

1. Page 1.

Strike: Committee of the Whole amendment 660932CW.hdc
(Rep. Raser)

Amendment **not** adopted as follows:

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

Total 50

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

Total 50

Voted Absentee: Fuchs, Vick, Witt, Ayes; Buzzas, Dell, Eggers, Hurdle, Noes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Sliter moved consideration of **HB 121** be passed for the day. Motion carried.

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

Total 50

Noes: Bixby, Branae, Callahan, Carney, P. Clark, Cyr, Erickson, Facey, Forrester, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Harris, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Laslovich, Lawson, Lee, Lenhart, Lindeen, Mangan, Matthews, Musgrove, Newman, Noennig, Olson, Price, Raser, Rome, Schmidt, Smith, Tramelli, Tropila, Waddill, Wanzenried.

Total 43

Excused: Buzzas, Dell, Eggers, Fuchs, Hurdle, Vick, Witt.

Total 7

Absent or not voting: None.

Total 0

HB 5 - Representative McCann moved **HB 5** do pass. Motion carried as follows:

Ayes: Andersen, Bales, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Devlin, 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, Kaufmann, Keane, Laslovich, Laszloffy, Lawson, Lee,

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Lehman, Lenhart, Lewis, Lindeen, Mangan, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, Schmidt, Schrumpf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Wolery, Younkin, Mr. Speaker.
Total 87

Noes: Adams, Balyeat, Kasten, Laible, Masolo, Olson, Pattison, Tropila.
Total 8

Voted Absentee: Fuchs, Hurdle, Ayes.

Excused: Buzzas, Dell, Eggers, Vick, Witt.
Total 5

Absent or not voting: None.
Total 0

HB 124 - Representative Story moved **HB 124** do pass.

HB 124 - Representative Harris moved **HB 124**, second reading copy, be amended as follows :

1. Page 12, line 19.

Strike: "1"

Insert: "0.1"

Amendment **not** adopted as follows:

Ayes: Branae, Buzzas, Callahan, Carney, P. Clark, Dell, Facey, Forrester, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Harris, Jayne, Jent, Kaufmann, Keane, Lee, Lenhart, Musgrove, Raser, Smith, Tramelli, Tropila, Wanzenried, Younkin.
Total 29

Noes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, D. Brown, R. Brown, Brueggeman, Clancy, E. Clark, Curtiss, Cyr, Dale, Davies, Devlin, Erickson, Esp, Fisher, Haines, Hedges, Himmelberger, Holden, Jackson, Jacobson, Juneau, Kasten, Laible, Laslovich, Laszloffy, Lawson, Lehman, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Rice, Ripley, Rome, Schmidt, Schrumpf, Shockley, Sliter, Somerville, Steinbeisser, Story, Thomas, Vick, Waddill, Waitschies, Walters, Whitaker, Witt, Wolery, Mr. Speaker.
Total 68

Voted Absentee: Buzzas, Dell, Ayes; Vick, Witt, Noes.

Excused: Eggers, Fuchs, Hurdle.
Total 3

Absent or not voting: None.
Total 0

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Representative Forrester excused at this time.

Representative Bitney moved for cloture. Motion carried.

Motion that **HB 124** do pass carried as follows:

Ayes: Adams, Andersen, Bales, Barrett, Bitney, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Clancy, E. Clark, Cyr, Dale, Dell, Devlin, Eggers, Erickson, Esp, Fritz, Fuchs, Gallik, Gallus, Gillan, Golie, Gutsche, Haines, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Juneau, Kasten, Kaufmann, Keane, Laible, Laszloffy, Lee, Lenhart, Lewis, Mangan, Masolo, Matthews, McKenney, Mood, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, Schmidt, Schrupf, Shockley, Sliter, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Waddill, Waitschies, Walters, Whitaker, Witt, Mr. Speaker.
Total 76

Noes: Balyeat, Bixby, Carney, P. Clark, Curtiss, Davies, Facey, Fisher, Forrester, Galvin-Halcro, Harris, Jayne, Jent, Laslovich, Lawson, Lehman, Lindeen, McCann, Musgrove, Smith, Vick, Wanzenried, Wolery, Younkin.
Total 24

Voted Absentee: Buzzas, Dell, Eggers, Fuchs, Hurdle, Witt, Ayes; Forrester, Vick, Noes.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 626 - Representative McCann moved **HB 626** 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, Dale, Davies, Dell, Devlin, Eggers, Esp, Facey, Fisher, Fritz, Fuchs, Gallik, Galvin-Halcro, Gillan, Golie, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, 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, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 93

Noes: Cyr, Erickson, Gallus, Gutsche, Juneau, Smith.
Total 6

Voted Absentee: Buzzas, Dell, Eggers, Fuchs, Hurdle, Vick, Witt, Ayes.

Excused: Forrester.
Total 1

Absent or not voting: None.
Total 0

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HB 38 - Representative Schmidt moved **HB 38** do pass.

HB 38 - Representative Sliter moved **HB 38**, second reading copy, be amended as follows :

1. Page 2, line 6 through line 7.

Strike: ", at the discretion of the local nonprofit agency,"

Amendment **adopted** as follows:

Ayes: Adams, Andersen, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, D. Brown, R. Brown, Brueggeman, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Davies, Devlin, Esp, Facey, Fisher, Hedges, Himmelberger, Holden, Jayne, Jent, Laible, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, Schmidt, Schrupf, Shockley, Sliter, Smith, Steinbeisser, Thomas, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Younkin, Mr. Speaker.

Total 68

Noes: Bales, Branae, Dale, Erickson, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Jackson, Jacobson, Juneau, Kasten, Kaufmann, Keane, Laslovich, Lee, Musgrove, Somerville, Story, Tramelli, Wolery.

Total 26

Voted Absentee: Vick, Witt, Ayes.

Excused: Buzzas, Dell, Eggers, Forrester, Fuchs, Hurdle.

Total 6

Absent or not voting: None.

Total 0

HB 38 - Representative Laszloffy moved **HB 38**, second reading copy, be further amended as follows :

1. Page 2, line 17.

Strike: "may"

Insert: "must"

Amendment **adopted** as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bookout-Reinicke, D. Brown, R. Brown, Brueggeman, Carney, Clancy, E. Clark, P. Clark, Curtiss, Davies, Devlin, Esp, Facey, Fisher, Hedges, Himmelberger, Holden, Jackson, Jayne, Jent, Kasten, Laible, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, McCann, McKenney, Mood, Noennig, Olson, Pattison, A. Peterson, Price, Rice, Ripley, Rome, Schmidt, Schrupf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 66

Noes: Bixby, Branae, Callahan, Cyr, Dale, Erickson, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Jacobson, Juneau, Kaufmann, Keane, Laslovich, Lee, Matthews, Musgrove, Newman, K. Peterson, Raser, Thomas, Wanzenried.

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Total 28

Voted Absentee: Vick, Witt, Ayes.

Excused: Buzzas, Dell, Eggers, Forrester, Fuchs, Hurdle.

Total 6

Absent or not voting: None.

Total 0

Representative Witt is present at this time.

Motion that **HB 38**, as amended, do pass. Motion carried as follows:

Ayes: Andersen, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, Buzzas, Callahan, E. Clark, P. Clark, Cyr, Dell, Eggers, Erickson, Facey, Forrester, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Harris, Hedges, Holden, Hurdle, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Laslovich, Lee, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, Musgrove, Newman, Noennig, Olson, A. Peterson, K. Peterson, Raser, Schmidt, Schruppf, Smith, Thomas, Tramelli, Tropila, Waddill, Wanzenried, Wolery.

Total 57

Noes: Adams, Bales, Balyeat, Barrett, R. Brown, Brueggeman, Clancy, Curtiss, Dale, Davies, Devlin, Esp, Fisher, Fuchs, Haines, Himmelberger, Jackson, Kasten, Laible, Laszloffy, Lawson, Lehman, McKenney, Mood, Pattison, Price, Rice, Ripley, Rome, Shockley, Sliter, Somerville, Steinbeisser, Story, Vick, Waitschies, Walters, Whitaker, Witt, Younkin, Mr. Speaker.

Total 41

Voted Absentee: Buzzas, Dell, Eggers, Forrester, Hurdle, Ayes; Fuchs, Vick, Noes.

Excused: None.

Total 0

Absent or not voting: Carney, McCann.

Total 2

Representative Sliter moved the committee rise, report progress, and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the chair. Chairman Younkin 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, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Devlin, Erickson, Esp, Facey, Fisher, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Jackson, Jacobson, Jayne, Juneau, Kasten, Kaufmann, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, 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, Smith, Steinbeisser, Story, Thomas, Tramelli, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 88

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Noes: Jent, Newman, Sliter, Somerville, Tropila.
Total 5

Excused: Buzzas, Dell, Eggers, Forrester, Fuchs, Hurdle, Vick.
Total 7

Absent or not voting: None.
Total 0

**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:

HB 318 - Representative Facey moved **HB 318** 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, 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, 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, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 95

Noes: Devlin, Kasten, Somerville, Steinbeisser, Story.
Total 5

Voted Absentee: Buzzas, Dell, Eggers, Forrester, Fuchs, Hurdle, Vick, Ayes.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 468 - Representative Galvin-Halcro moved **HB 468** 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, 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,

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Total 95

Noes: Adams, Esp, Steinbeisser, Waitschies.

Total 4

Voted Absentee: Buzzas, Dell, Eggers, Forrester, Fuchs, Hurdle, Vick, Ayes.

Excused: None.

Total 0

Absent or not voting: Walters.

Total 1

HB 516 - Representative Jent moved **HB 516** do pass. Motion carried as follows:

Ayes: Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, Buzzas, Callahan, Carney, E. Clark, P. Clark, Curtiss, Cyr, Devlin, Eggers, Erickson, Esp, Facey, Fisher, Forrester, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Holden, Hurdle, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Laslovich, Laszloffy, Lee, Lehman, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, Schmidt, Schrupf, Shockley, Smith, Steinbeisser, Thomas, Tramelli, Tropila, Waddill, Wanzenried, Witt, Wolery, Younkin.

Total 74

Noes: Adams, D. Brown, R. Brown, Brueggeman, Clancy, Dale, Davies, Dell, Fuchs, Hedges, Himmelberger, Jackson, Kasten, Laible, Lawson, Lewis, McKenney, Mood, Sliter, Somerville, Story, Vick, Waitschies, Walters, Whitaker, Mr. Speaker.

Total 26

Voted Absentee: Buzzas, Eggers, Forrester, Hurdle, Ayes; Dell, Fuchs, Vick, Noes.

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. Report adopted as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Callahan, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Devlin, Erickson, Esp, Facey, Fisher, Fritz, Gallik, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Laible, Laslovich, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Newman, Noennig, Olson, Pattison, A. Peterson, K.

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Total 88

Noes: Carney, Gallus, Musgrove.

Total 3

Excused: Buzzas, Dell, Eggers, Forrester, Fuchs, Hurdle, Vick.

Total 7

Absent or not voting: Keane, Laszloffy.

Total 2

REPORTS OF STANDING COMMITTEES

BILLS (Bookout-Reinicke, Chairman):

3/23/2001

Correctly printed: **HB 577, HJR 35, SB 51, SB 123, SB 170, SB 182, SB 185, SB 196, SB 197, SB 262, SB 263, SB 283, SB 288, SB 359, SB 386, SB 427, SB 476, SJR 2, SJR 10.**

Correctly engrossed: **HB 38.**

MOTIONS

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

Representative Golie requested the rules be suspended for **HB 625, HB 526, HB 627, HB 637, HB 641.** Motion carried.

Representative Shockley requested on the motion to pass **HB 121** for the day, that his vote be shown as yes if the bill passes second reading on Day 67, and to allow third reading of bill on same day. There being no objections, so ordered.

ANNOUNCEMENTS

Committee meetings were announced by committee chairmen.

Majority Leader Sliter moved that the House adjourn until 7:30 a.m., Saturday, March 24, 2001. Motion carried.

House adjourned at 8:25 p.m.

MARILYN MILLER
Chief Clerk of the House

DAN MCGEE
Speaker of the House