

**HOUSE JOURNAL
57TH LEGISLATURE
SEVENTY-SECOND LEGISLATIVE DAY**

Helena, Montana
March 30, 2001

House Chambers
State Capitol

House convened at 8:00 a.m. Mr. Speaker in the Chair. Invocation by Representative Bales. 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-sixth, fifty-seventh, fifty-eighth, fifty-ninth, sixtieth, sixty-first, sixty-second, and sixty-third legislative days, find the same to be correct.

Bookout-Reinicke, Chairman

Representative Jacobson led the House in singing Happy Birthday to Representative Facey.

REPORTS OF STANDING COMMITTEES

BILLS (Bookout-Reinicke, Chairman):

3/30/2001

Correctly engrossed: **SB 3, SB 28, SB 48, SB 51, SB 60, SB 77, SB 82, SB 104, SB 108, SB 116, SB 132, SB 135, SB 170, SB 185, SB 196, SB 197, SB 204, SB 229, SB 241, SB 242, SB 243, SB 245, SB 283, SB 288, SB 293, SB 298, SB 318, SB 320, SB 327, SB 330, SB 339, SB 348, SB 356, SB 359, SB 377, SB 378, SB 387, SB 390, SB 396, SB 397, SB 423, SB 426, SB 427, SB 429, SB 432, SB 436, SB 437, SB 442, SB 450, SB 465, SB 466, SB 469, SB 473, SB 474, SB 476, SB 491, SJR 10, SJR 12, SJR 17.**

Correctly enrolled: **HB 504.**

Examined by the sponsor and found to be correct: **HB 504.**

MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence:

3/29/2001

SB 439, introduced by Grosfield
SB 493, introduced by Thomas
SB 494, introduced by Cobb
SB 495, introduced by Thomas
SB 501, introduced by Grosfield
SB 505, introduced by Taylor
SB 506, introduced by Cobb
SB 508, introduced by Cole
SB 509, introduced by Doherty
SB 510, introduced by Stapleton
SB 511, introduced by Thomas
SB 512, introduced by Halligan
SB 513, introduced by Elliott
SB 514, introduced by Grosfield
SB 519, introduced by Roush
SB 520, introduced by Bohlinger

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SB 521, introduced by Doherty

House bill concurred in and returned to the House: 3/29/2001

HB 504, introduced by Gallik

House bills concurred in as amended and returned to the House for concurrence in Senate amendments: 3/29/2001

HB 73, introduced by R. Brown

HB 403, introduced by Gillan

MESSAGES FROM THE GOVERNOR

March 28, 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 263** sponsored by Representative Jent, **House Bill 298** sponsored by Representative Facey, **House Bill 321** sponsored by Representative R. Brown, **House Bill 365** sponsored by Representative J. Whitaker et al., **House Bill 443** sponsored by Representative Clancy, **House Bill 479** sponsored by Representative Gallus, and **House Bill 493** sponsored by Representative Fritz on March 28, 2001.

Sincerely,

JUDY MARTZ
Governor

March 29, 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 127** sponsored by Representative Wanzenried, **House Bill 143** sponsored by Representative Somerville, **House Bill 157** sponsored by Representative Gallus, **House Bill 160** sponsored by Representative Andersen, **House Bill 164** sponsored by Representative Olson et al., **House Bill 267** sponsored by Representative Juneau et al., **House Bill 294** sponsored by Representative Lewis et al., **House Bill 329** sponsored by Representative Somerville, **House Bill 336** sponsored by Representative Gutsche et al., **House Bill 354** sponsored by

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Representative Lawson, **House Bill 383** sponsored by Representative Younkin, **House Bill 391** sponsored by Representative Cyr et al., **House Bill 392** sponsored by Representative Masolo et al., **House Bill 393** sponsored by Representative Mangan et al., **House Bill 402** sponsored by Representative Mangan et al., and **House Bill 515** sponsored by Representative Lehman et al. on March 29, 2001.

Sincerely,

JUDY MARTZ
Governor

March 28, 2001

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

The Honorable Tom Beck
President of the Senate
State Capitol
Helena, Montana 59620

Dear Speaker McGee and President Beck:

In accordance with the power vested in me as Governor by the Constitution and laws of the State of Montana, I hereby return with amendments House Bill 399, **"AN ACT GENERALLY REVISING LIQUOR LICENSING LAWS; PROVIDING FOR THE DEPOSIT OF LIQUOR LICENSE FEES AND PERMIT FEES INTO THE DEPARTMENT OF REVENUE'S LIQUOR ENTERPRISE FUND; CHANGING THE METHOD FOR DETERMINING WHEN THE DEPARTMENT OF REVENUE SHALL PUBLISH NOTICE OF APPLICATION FOR LIQUOR LICENSE TO WHEN THE APPLICATION IS COMPLETE RATHER THAN 30 DAYS AFTER AN INVESTIGATION IS REQUESTED; AMENDING SECTIONS 15-1-501, 16-2-108, 16-4-207, AND 16-4-401, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"** for the following reasons.

I have no concerns with the objectives of HB 399, nor with its specific measures. I do, however, have a technical concern regarding the effective date provided for in the legislation. I recommend that an applicability date section be added to the bill to clarify that Sections 1 and 2 apply to fees collected after June 30, 2001. I have attached my amendment to that effect.

Sections 1 and 2 of the bill alter the manner in which revenues from liquor license and permit fees are currently deposited and expended. Both the appropriations and the revenue estimates for the current year are, however, structured on existing law (i.e., HB 2 and the revenue estimates for the 2001 biennium). Consequently, any alteration of that revenue flow prior to the end of the 2001 biennium will be in conflict with that existing law. Adding a section establishing an applicability date for Sections 1 and 2 at the beginning of the 2003 biennium will avoid that conflict.

Senator McKenney, the sponsor of the bill, is aware of and agrees with this recommended amendment.

Sincerely,

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JUDY MARTZ
Governor

GOVERNOR'S AMENDMENTS
TO HOUSE BILL 399

1. Title, line 10

Following: "MCA"

Strike: "AND"

2. Title, line 10

Following: "DATE"

Strike: "."

Insert: "; AND PROVIDING AN APPLICABILITY DATE."

3. Page 8, line 8

Insert: "NEW SECTION. Section 6. Applicability date. [Sections 1 and 2] apply to fees collected after June 30, 2001"

March 29, 2001

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

The Honorable Tom Beck
President of the Senate
State Capitol
Helena, Montana 59620

Dear Speaker McGee and President Beck:

In accordance with the power vested in me as Governor by the Constitution and laws of the State of Montana, I hereby veto House Bill 524, "**AN ACT INCREASING THE SPECIAL JUNK VEHICLE DISPOSAL FEE FROM 50 CENTS TO 65 CENTS; PROVIDING THAT 15 CENTS OF THE SPECIAL JUNK VEHICLE DISPOSAL FEE BE USED FOR THE EXCLUSIVE PURPOSE OF REIMBURSING THE HIRED REMOVAL OF ABANDONED VEHICLES; PROVIDING AN APPROPRIATION; AMENDING SECTIONS 61-3-508 AND 75-10-532, MCA; AND PROVIDING AN EFFECTIVE DATE**" for the following reasons.

House Bill 524 provides for a \$.15 increase in the current additional junk vehicle disposal fee under § 61-3-508, MCA. Under HB 524, that increase is earmarked exclusively for the purpose of reimbursing the hired removal of abandoned vehicles. I have also received Senate Bill 168, however, which involves an increase in the same junk vehicle fee. Senate Bill 168 was requested by the Department of Environmental Quality and contemplates a broader increase in the special junk vehicle disposal fee and additional junk vehicle disposal fee under § 61-3-508, MCA, as well as the licensing fee for vehicle wrecking facilities/graveyards under § 75-10-511, MCA.

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The fee increases contemplated by SB 168 are intended to address the need to adequately support the Department's junk vehicle program budget, which has been adversely affected by a declining international market for scrap steel. Under the coordination language in HB 524, however, its \$.15 increase would be added to the increases already contemplated by SB 168. While I do not agree with the need to add the fee increase contemplated in HB 524 to the fee increases contemplated by SB 168, I have met with the proponents of HB 524 to discuss the coordination of these two pieces of legislation. In light of that meeting, I am separately submitting to you an amendatory recommendation on SB 168 that includes the specific earmarking component of HB 524, without the additional \$.15 fee increase.

Accordingly, I hereby veto HB 524.

Sincerely,

JUDY MARTZ
Governor

March 29, 2001

The Honorable Tom Beck
President of the Senate
State Capitol
Helena, Montana 59620

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

Dear President Beck and Speaker McGee:

In accordance with the power vested in me as Governor by the Constitution and laws of the State of Montana, I hereby return with amendments Senate Bill 168, "**AN ACT INCREASING THE JUNK VEHICLE DISPOSAL FEES ON PASSENGER CARS AND TRUCKS UNDER 8,001 POUNDS; INCREASING THE ANNUAL LICENSE FEE FOR MOTOR VEHICLE WRECKING FACILITIES; PROVIDING SUPPLEMENTAL REVENUE TO THE STATE MOTOR VEHICLE RECYCLING AND DISPOSAL PROGRAM TO OFFSET REVENUE LOSSES; AMENDING SECTIONS 61-3-508 AND 75-10-511, MCA; AND PROVIDING A DELAYED EFFECTIVE DATE**" for the following reasons.

I have no concerns with the objectives of SB 168, nor with its specific measures. As outlined in my separate letter concerning my veto of HB 524, however, I recommend adding a provision to SB 168 that specifically earmarks \$.15 of the special junk vehicle disposal fee for the reimbursement of hired removal of abandoned vehicles. I have enclosed my amendment to that effect.

As indicated in my separate letter, I have vetoed HB 524 in light of its coordinative effect on SB 168, which would have added \$.15 cents to the fee increases already contemplated by SB 168. After meeting with the proponents of HB 524, however, I have also decided to recommend an amendment to SB 168 that embodies the "earmarking" component of HB 524, but within the parameters of the fee increase already contemplated in SB 168.

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Senator Stonington, the sponsor of SB 168, has been advised of my amendatory recommendation and has no objections.

Sincerely,

JUDY MARTZ
Governor

GOVERNOR'S AMENDMENTS
TO SENATE BILL 168

1. Title, line 9.

Following: "61-3-508"

Strike: "AND"

Insert: ", "

Following: "75-10-511,"

Insert: "AND 75-10-532,"

2. Page 2, line 1.

Following: "licensing."

Insert: "Fifteen cents of the \$1 special junk vehicle disposal fee must be used for the purpose of reimbursing the hired removal of abandoned vehicles during the calendar year following the calendar year in which the fee was paid. Any portion of the 15 cents not used for abandoned vehicle removal reimbursement during the calendar year following its payment must be used as provided in 75-10-532."

3. Page 2, following line 23.

Insert: "**Section 3.** Section 75-10-532, MCA, is amended to read: **75-10-532. Disposition of money collected.** All money received from the sale of junk vehicles or from recycling of the material and all motor vehicle wrecking facility license fees and fees collected as motor vehicle disposal fees must be deposited with the state treasurer to be used for the control, collection, recycling, and disposal of junk vehicles and component parts and, ~~to the extent the legislature appropriates funds expressly and solely for this purpose,~~ for the removal of abandoned vehicles."

4. Page 2, line 24.

Following: "Section"

Strike: "3"

Insert: "4"

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

The Honorable Tom Beck
President of the Senate
State Capitol
Helena, Montana 59620

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Dear Speaker McGee and President Beck:

I do not have significant concerns with Section 1 of HB 500, which revises the method by which the Department of Labor and Industry computes the standard prevailing rate of wages. I do, however, have concerns with portions of Sections 2 and 3 of the bill, which modify existing law regarding the posting of wage and fringe benefit information on job sites and the provisions required in public works contracts and bid specifications under Title 18, Chapter 2, MCA. I recommend deleting the current language in Section 2 that requires the contracting agency to be "responsible for ensuring" the posting and maintenance of the required wage scale. I also recommend that Section 3 be amended to reflect a requirement that contracts and bid specifications contain (1) express notice of the posting requirement and (2) express notice of the requirement that contractors and employers maintain necessary payroll records. I have attached my amendments to that effect.

Section 2 of the bill modifies existing law [§ 18-2-406, MCA], which already requires that a statement of all prevailing wages be posted on the job site. Under the bill, § 18-2-406, MCA would now require a "contracting agency" to be "responsible for ensuring" that the required statement:

- be posted in a prominent and accessible site on the project or staging area; and
- that such statement be posted not later than the first day of work and continuing for the entire duration of the project.

I believe that such a requirement reflects unsound public policy and creates, at best, a vague enforcement standard in terms of what it means for a "contracting agency" to be "responsible for ensuring" that a particular document is appropriately posted.

Under present law, contractors are already responsible for complying with the posting requirements under § 18-2-406, MCA. Under present law, contractors already face penalties if they do not "ensure" their own compliance with that posting requirement. See § 18-2-432, MCA. With that in mind, I do not believe that imposing a vague enforcement standard on state and local governmental entities will accomplish any meaningful objective. Rather, it will simply raise potential issues as to when an agency, a county or a school district fails to fulfill its "responsibility" for "ensuring" that a certain document be posted in a certain place and for a certain duration of time.

A better policy is to expressly place all contractors and employers on notice of the posting requirements at the outset of the public contracting process, i.e., in the contract documents and bid specifications. If they fail to comply with those requirements after being expressly placed on notice of them, they will face penalties under existing law. Accordingly, I recommend that a new provision be inserted in Section 3, which would require such notice.

I also recommend that the provision in Section 3 concerning the requirement for a contract provision requiring the agency to notify each contractor and employer of the requirement to maintain certified payroll records be modified. In its current form, the bill would require the contracting agency to place a provision in its own contract requiring itself to notify the contractor of the payroll record retention requirement. If the objective here is to ensure that contractors are placed on notice of the record retention requirement, that objective can be accomplished by simply requiring such notice in the contract documents and bid specifications. It is redundant to require an agency to insert a contract provision requiring itself to give the notice. Accordingly, I recommend that this provision be modified to simply require notice to the contractor of this requirement in the contract documents and the bid specifications.

Finally, I also recommend a slight amendment to the language concerning "certified" payroll records. I do not believe that it is necessary to require all public contractors to maintain "certified" payroll records at all times. Rather, the law simply requires that, in the event a dispute arises, a contractor be in a position to submit "certified" copies to the

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Department of Labor and Industry. See § 18-2-423, MCA. In the many instances where no disputes ever arise, there is simply no need for government to impose a requirement that payroll records in the possession of a contractor actually be "certified." By requiring that contractors be in a position to produce "certified" records if and when necessary, the objectives of our existing law will still be appropriately met.

Sincerely,

JUDY MARTZ
Governor

GOVERNOR'S AMENDMENTS
TO HOUSE BILL 500

1. Title, line 8

Following: "REQUIRING"

Strike: "A CONTRACTING AGENCY TO NOTIFY"

Insert: "NOTICE TO"

2. Title, line 9

Following: OF

Insert: "THE REQUIREMENT TO POST PREVAILING WAGE AND BENEFIT RATES AND"

3. Title, line 9

Following: "KEEP"

Strike: "CERTIFIED"

4. Page 5, line 1

Following: "area"

Strike: remainder of lines 1 and 2

5. Page 5, line 11

Following: "requiring"

Strike: "the contracting agency to notify"

6. Page 5, line 11

Following: "employer"

Strike: "of the requirement"

7. Page 5, line 12

Following: "maintain"

Strike: "certified"

8. Page 5, line 12

Following: "records"

Insert: ", in a manner readily capable of being certified for submission under 18-2-423,"

9. Page 5, line 14

Insert: "(3) a provision requiring each contractor to post a statement of all wages and fringe benefits in compliance

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with 18-2-406."

FIRST READING AND COMMITMENT OF BILLS

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

SB 439, introduced by Grosfield, Bohlinger, Christiaens, Crismore, Jent, Stonington, Witt, referred to Taxation.

SB 493, introduced by F. Thomas, Beck, Berry, Bitney, Bookout-Reinicke, R. Brown, Cocchiarella, Dell, DePratu, Ellis, Facey, Forrester, Gillan, Golie, Grosfield, Halligan, Harris, Jacobson, Jent, Jergeson, Johnson, Kasten, Laszloffy, Lawson, Lenhart, Lewis, Lindeen, Masolo, McCarthy, McGee, McKenney, McNutt, Mood, Roush, Ryan, Shea, Sliter, Stapleton, Stonington, Story, Taylor, Wanzenried, Witt, Younkin, referred to Education.

SB 494, introduced by Cobb, Beck, Doherty, F. Thomas, referred to Taxation.

SB 495, introduced by F. Thomas, Beck, Berry, Bohlinger, Butcher, DePratu, Doherty, Ellis, Glaser, Grosfield, Halligan, Jergeson, Lewis, Mahlum, McGee, McNutt, Nelson, Ryan, Shea, Sliter, Tester, referred to Education.

SB 501, introduced by Grosfield, Story, Christiaens, Cobb, DePratu, McKenney, Schmidt, Somerville, referred to Taxation.

SB 505, introduced by Taylor, Beck, Berry, Bitney, D. Brown, Cole, DePratu, Fuchs, Miller, Mood, Sliter, Somerville, Story, F. Thomas, referred to Taxation.

SB 506, introduced by Cobb, referred to Federal Relations, Energy, and Telecommunications.

SB 508, introduced by Cole, Beck, Berry, Bohlinger, R. Brown, Curtiss, DePratu, Devlin, Ekegren, Ellingson, Forrester, Golie, Hedges, Kitzenberg, Lenhart, Mahlum, Matthews, McKenney, Olson, Roush, Smith, Tester, F. Thomas, Witt, Wolery, referred to Taxation.

SB 509, introduced by Doherty, referred to Business and Labor.

SB 510, introduced by Stapleton, Cole, Ekegren, F. Thomas, referred to Natural Resources.

SB 511, introduced by F. Thomas, DePratu, referred to Education.

SB 512, introduced by Halligan, Beck, referred to Taxation.

SB 513, introduced by Elliott, Cobb, Tester, referred to Federal Relations, Energy, and Telecommunications.

SB 514, introduced by Grosfield, referred to Business and Labor.

SB 519, introduced by Roush, Bohlinger, F. Thomas, E. Clark, DePratu, Ekegren, Ellingson, L. Holden, Stonington, Witt, referred to Taxation.

SB 520, introduced by Bohlinger, Doherty, Mohl, Shea, Taylor, F. Thomas, referred to Business and Labor.

SB 521, introduced by Doherty, F. Thomas, referred to Federal Relations, Energy, and Telecommunications.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Representative Sliter moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Tropila in the chair.

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

SB 319 - Representative Forrester moved **SB 319** be concurred in.

SB 319 - Representative Lee moved **SB 319**, second reading copy, be amended as follows :

1. Title, page 1, line 8 through line 13.

Strike: "ELIMINATING" on line 8 through "COMPLETE;" on line 13

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2. Title, page 1, line 16 and line 17.

Strike: "GENERALLY" through "FACILITIES;" on line 17

3. Title, page 1, line 18.

Strike: "75-20-104,"

Following: "75-20-201,"

Insert: "75-20-201,"

Strike: "70-20-207, 70-20-208, 75-20-211,"

4. Title, page 1, line 19.

Following: "75-20-223,"

Insert: "AND"

Strike: "75-20-301," through "75-20-406,"

5. Title, page 1, line 20.

Strike: "REPEALING" through "MCA;"

6. Page 2, line 19 through page 5, line 27.

Strike: section 2 in its entirety

Insert: "**Section 2.** Section 75-20-201, MCA, is amended to read:

"75-20-201. Certificate required -- operation in conformance -- certificate for nuclear facility -- applicability to federal facilities. (1) Except for a facility under diligent onsite physical construction or in operation on January 1, 1973, a person may not commence to construct a facility in the state without first applying for and obtaining a certificate of environmental compatibility issued with respect to the facility by the department.

(2) A facility with respect to which a certificate is issued may not be constructed, operated, or maintained except in conformity with the certificate and any terms, conditions, and modifications contained within the certification.

(3) A certificate may only be issued pursuant to this chapter.

(4) If the department decides to issue a certificate for a nuclear facility, it shall report the recommendation to the applicant and may not issue the certificate until the recommendation is approved by a majority of the voters in a statewide election called by initiative or referendum according to the laws of this state.

~~(5) A person that proposes to construct an energy-related project that is not defined as a facility pursuant to 75-20-104(8) may petition the department to review the energy-related project under the provisions of this chapter.~~

~~(6)~~(5) This chapter applies, to the fullest extent allowed by federal law, to all federal facilities and to all facilities over which an agency of the federal government has jurisdiction.""

7. Page 6, line 19 through page 8, line 23.

Strike: section 3 through section 5 in their entirety

Renumber: subsequent sections

8. Page 8, line 27.

Strike: "30"

Insert: "60"

9. Page 9, line 1.

Strike: "15"

Insert: "30"

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10. Page 9, line 15.

Strike: "board"

Insert: "department"

11. Page 10, line 12.

Strike: "department"

Insert: "board shall hold a hearing in the same manner as a hearing is held on an application for a certificate. After hearing, the board"

12. Page 10, line 16 and line 17.

Strike: "department" in both places

Insert: "board" in both places

13. Page 10, line 18.

Following: "appropriate"

Insert: "unless the department's determination is appealed to the board within 15 days after notice of the department's determination is given.

(3) If the department or the board, under subsection (4), determines that a hearing is required because the proposed change would result in a material increase in any environmental impact of the facility or a substantial change in the location of all or a portion of the facility, the applicant has the burden of showing by clear and convincing evidence that the amendment should be granted.

(4) If the department determines that the proposed change in the facility would not result in a material increase in any environmental impact or would not be a substantial change in the location of all or a portion of the facility and a hearing is required because the department's determination is appealed to the board as provided in subsection (2), the appellant has the burden of showing by clear and convincing evidence that the proposed change in the facility would result in a material increase in any environmental impact of the facility or a substantial change in the location of all or a portion of the facility as set forth in the certificate"

14. Page 11, line 9.

Following: "certificate,"

Insert: ", the renewal of a certificate,"

15. Page 11, line 13.

Following: "renewal"

Insert: "or renewal"

16. Page 11, line 26 through page 16, line 24.

Strike: section 10 through 14 in their entirety

Renumber: subsequent sections

17. Page 17, line 3.

Strike: ", (8)(b),"

Insert: "or"

Strike: " or (8)(f),"

Amendment **not** adopted as follows:

Ayes: Bixby, Branae, Buzzas, Callahan, Carney, P. Clark, Cyr, Eggers, Erickson, Facey, Fritz, Gallik, Gallus,

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Galvin-Halcro, Gillan, Golie, Gutsche, Harris, Himmelberger, Hurdle, Jacobson, Jayne, Jent, Juneau, Kaufmann, Laslovich, Lee, Lenhart, Lindeen, Mangan, Musgrove, Raser, Schmidt, Smith, Tramelli, Tropila, Waddill, Wanzenried.

Total 38

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

Total 62

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Motion that **SB 319** be concurred in carried as follows:

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

Total 69

Noes: Bixby, Branae, Buzzas, Callahan, Carney, Cyr, Eggers, Erickson, Facey, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Harris, Hurdle, Jacobson, Jayne, Jent, Juneau, Kaufmann, Lee, Lenhart, Mangan, Raser, Smith, Tramelli, Waddill, Wanzenried.

Total 31

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 431 - Representative P. Clark moved **SB 431** be concurred in. Motion carried as follows:

Ayes: Andersen, Bixby, Branae, Brueggeman, Buzzas, Callahan, Carney, P. Clark, Cyr, Dale, Dell, Erickson, Facey, Fisher, Fritz, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Hurdle, Jacobson, Jent, Juneau, Kaufmann, Keane, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Pattison, A. Peterson, K. Peterson, Price, Raser, Rome, Schmidt, Schrupf, Shockley, Sliter, Smith, Thomas, Tramelli, Tropila, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Wolery, Younkin.

Total 67

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Noes: Adams, Bales, Balyeat, Barrett, Bookout-Reinicke, D. Brown, R. Brown, E. Clark, Curtiss, Davies, Devlin, Eggers, Esp, Holden, Jackson, Kasten, Laible, Masolo, Matthews, Olson, Rice, Ripley, Steinbeisser, Story, Vick, Witt, Mr. Speaker.

Total 27

Excused: None.

Total 0

Absent or not voting: Bitney, Clancy, Forrester, Gallik, Jayne, Somerville.

Total 6

SB 437 - Representative Brueggeman moved **SB 437** be concurred in.

SB 437 - Representative P. Clark moved **SB 437**, second reading copy, be amended as follows :

1. Page 4, line 7.

Strike: "75%"

Insert: "50%"

Amendment **not** adopted as follows:

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

Total 35

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

Total 65

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 437 - Representative Golie moved **SB 437**, second reading copy, be amended as follows :

1. Page 4, line 5 through line 10.

Strike: subsection (4) in its entirety

Renumber: subsequent subsections

Amendment **not** adopted as follows:

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Ayes: Bixby, Branae, Buzzas, Callahan, Carney, P. Clark, Cyr, Dell, Eggers, Erickson, Facey, Forrester, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Harris, Hurdle, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Laslovich, Lee, Newman, Raser, Schmidt, Tramelli, Tropila, Wanzenried.

Total 34

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

Total 64

Excused: None.

Total 0

Absent or not voting: Mangan, Waitschies.

Total 2

Motion that **SB 437** be concurred in carried as follows:

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

Total 72

Noes: Bixby, Buzzas, Callahan, Eggers, Erickson, Facey, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Harris, Hurdle, Jacobson, Jayne, Juneau, Kaufmann, Keane, Laslovich, Lee, Mangan, Newman, Raser, Tramelli, Wanzenried.

Total 27

Excused: None.

Total 0

Absent or not voting: Carney.

Total 1

SB 476 - Representative Schruppf moved **SB 476** 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, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, Schmidt,

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Schrumpf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 98

Noes: Hurdle.

Total 1

Excused: None.

Total 0

Absent or not voting: Gallik.

Total 1

SB 442 - Representative Lee moved **SB 442** be concurred in. Motion carried as follows:

Ayes: Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dell, Eggers, Erickson, Facey, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Holden, Hurdle, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Laslovich, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, A. Peterson, K. Peterson, Price, Raser, Schmidt, Shockley, Sliter, Smith, Thomas, Tramelli, Tropila, Waddill, Wanzenried, Whitaker, Younkin.

Total 73

Noes: Adams, Andersen, Dale, Davies, Devlin, Esp, Fisher, Hedges, Himmelberger, Jackson, Kasten, Laible, Laszloffy, Pattison, Rice, Ripley, Rome, Schrumpf, Somerville, Steinbeisser, Story, Vick, Waitschies, Walters, Witt, Mr. Speaker.

Total 26

Excused: None.

Total 0

Absent or not voting: Wolery.

Total 1

SB 466 - Representative Esp moved **SB 466** be concurred in.

SB 466 - Representative Esp moved **SB 466**, second reading copy, be amended as follows :

1. Title, line 5.

Strike: "ORDER ASSISTED OUTPATIENT"

Insert: "COMMIT A PERSON TO COMMUNITY"

2. Title, line 6.

Strike: "12"

Insert: "6"

Strike: "FINDINGS,"

Insert: "OPTIONAL"

3. Title, line 7 an line 8.

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Strike: "TO OBTAIN AN ORDER FOR ASSISTED OUTPATIENT"

Insert: "FOR A COMMITMENT TO COMMUNITY"

Following: "TREATMENT;" on line 7

Strike: remainder of line 7 through "MONTHS;" on line 8

4. Title, line 12.

Strike: "THE ASSISTED OUTPATIENT"

Insert: "COMMUNITY"

5. Page 1, line 18.

Strike: "assisted outpatient"

6. Page 1, line 20.

Strike: "assisted outpatient"

7. Page 1, line 22.

Strike: "3"

Insert: "2"

8. Page 1, line 30 through page 3, line 3.

Strike: section 2 in its entirety

Renumber: subsequent sections

9. Page 3, line 5.

Strike: "Assisted outpatient treatment"

Insert: "Treatment"

Following: "choice"

Strike: remainder of line 5 through "directive]" on line 6

10. Page 3, line 7.

Strike: "The"

Insert: "If the court orders a treatment plan under this section as a condition of a commitment for treatment in a community facility, program, or course of treatment, the"

11. Page 3, line 15 and 16.

Following: "RESPONDENT" on line 15

Strike: remainder of line 15 through "order" on line 16

12. Page 3, line 23 through page 4, line 7.

Strike: subsections (6) and (7) in its entirety

13. Page 4, line 9 through line 21.

Strike: section 4 in its entirety

Renumber: subsequent sections

14. Page 4, line 23.

Strike: "to assisted outpatient"

Insert: "of condition for"

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Following: "treatment"

Insert: "plan"

15. Page 4, line 24.

Following: "respondent"

Insert: "has been ordered to follow a treatment plan and the respondent"

16. Page 4, line 25.

Strike: "assisted outpatient"

Following: "treatment"

Insert: "pursuant to a commitment to a community facility or program or course of treatment"

17. Page 5, line 6 through line 14.

Strike: subsections (3) and (4) in its entirety

18. Page 5, line 16.

Strike: "for assisted outpatient treatment"

19. Page 5, line 18.

Strike: "assisted outpatient treatment"

Insert: "a commitment to a community facility or program or course of treatment"

20. Page 12, line 14.

Following: "commitment"

Insert: "and the appropriate disposition under 53-21-127"

21. Page 13, line 27 through page 14, line 6.

Strike: subsection (5) in its entirety

Renumber: subsequent subsection

22. Page 14, line 19.

Following: "hearing"

Insert: "and pursuant to the provisions in subsection (7)"

23. Page 14, line 20.

Following: "months;"

Insert: "or"

24. Page 14, line 21 through line 22.

Strike: subsection (b) in its entirety

Renumber: subsequent subsections

25. Page 14, line 24.

Strike: "3"

Insert: "6"

26. Page 15, line 24.

Strike: "(3)(c)"

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Insert: "(3)(b)"

27. Page 16, line 7.

Following: "and"

Insert: "and"

28. Page 16, line 9 and line 10.

Following: "alternatives"

Strike: remainder of line 9 through "2]" on line 10

29. Page 16, line 14.

Following: "hospital or"

Insert: "the period of commitment"

30. Page 16, line 15.

Strike: "(3)(a) or (3)(c)"

31. Page 17, line 9.

Following: "months"

Strike: remainder of line 9 through "months"

32. Page 17, line 15 and line 16.

Strike: "12-MONTH" on line 15

Strike: "ASSISTED" on line 15 through "(3)(B)" on line 16

Insert: "a community facility or program or course of treatment"

33. Page 17, line 17.

Strike: "ASSISTED OUTPATIENT TREATMENT"

Insert: "commitment"

34. Page 17, line 19.

Strike: "OF ASSISTED OUTPATIENT TREATMENT"

35. Page 18, line 7.

Strike: "6"

Insert: "4"

36. Page 18, line 9.

Strike: "6"

Insert: "4"

37. Page 18, line 11 through line 15.

Strike: section 18 in its entirety

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, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Eggers, Erickson, Esp, Facey,

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Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, 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: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Barrett, P. Clark, Gillan.

Total 3

Motion that **SB 466**, 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, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, 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: Newman.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 473 - Representative Jent moved **SB 473** 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, 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, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

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Total 98

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Gallus, Sliter.

Total 2

SB 384 - Representative R. Brown moved consideration of **SB 384** and **SJR 2** be placed at the bottom of the second reading board. Motion carried.

SB 348 - Representative Facey moved consideration of **SB 348** be placed below **SB 359** on the second reading board. Motion carried.

SB 359 - Representative Noennig moved **SB 359** be concurred in. Motion carried as follows:

Ayes: Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, Cyr, Dale, Davies, Dell, Eggers, Erickson, Esp, Facey, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Mangan, Masolo, Matthews, McCann, McKenney, Musgrove, Newman, Noennig, A. Peterson, K. Peterson, Price, Rice, Ripley, Rome, Schmidt, Schrupf, Shockley, Sliter, Somerville, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Whitaker, Witt, Wolery, Mr. Speaker.

Total 83

Noes: Adams, Bookout-Reinicke, E. Clark, Curtiss, Devlin, Fisher, Kasten, Lindeen, Mood, Olson, Pattison, Raser, Smith, Steinbeisser, Wanzenried.

Total 15

Excused: None.

Total 0

Absent or not voting: P. Clark, Younkin.

Total 2

SB 348 - Representative P. Clark moved **SB 348** be concurred in.

SB 348 - Representative Mood moved **SB 348**, second reading copy, be amended as follows :

1. Page 3, line 12.

Following: "REQUEST."

Insert: "The owner or permitholder is not subject to any liability as a result of not making a request."

Amendment **adopted** as follows:

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Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Dale, Davies, Dell, Devlin, Erickson, Fisher, Forrester, Fritz, Fuchs, Gillan, Haines, Harris, Hedges, Himmelberger, Holden, Jackson, Jacobson, Juneau, Kasten, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Masolo, Matthews, McCann, McKenney, Mood, Olson, Pattison, A. Peterson, Price, Rice, Ripley, Rome, Schmidt, Schrumpf, Shockley, Sliter, Somerville, Steinbeisser, Story, Tropila, Vick, Waitschies, Walters, Wanzenried, Whitaker, Witt, Younkin, Mr. Speaker.

Total 74

Noes: Buzzas, Cyr, Eggers, Esp, Facey, Gallik, Gallus, Galvin-Halcro, Golie, Gutsche, Hurdle, Jayne, Jent, Kaufmann, Lindeen, Mangan, Musgrove, Newman, Noennig, K. Peterson, Raser, Smith, Thomas, Tramelli, Waddill, Wolery.

Total 26

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Motion that **SB 348**, as amended, be concurred in carried as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Carney, Clancy, E. Clark, P. Clark, Curtiss, Dale, Davies, Dell, Devlin, Erickson, Esp, Fisher, Forrester, Fritz, Fuchs, Gallus, Gillan, Haines, Harris, Hedges, Himmelberger, Holden, Jackson, Jacobson, Keane, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Olson, Pattison, A. Peterson, Price, Rice, Ripley, Rome, Schrumpf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Vick, Waitschies, Walters, Witt, Wolery, Younkin, Mr. Speaker.

Total 70

Noes: Bixby, Bookout-Reinicke, Callahan, Cyr, Eggers, Facey, Gallik, Galvin-Halcro, Golie, Gutsche, Hurdle, Jayne, Jent, Juneau, Kasten, Kaufmann, Laible, Lindeen, Mangan, Newman, Noennig, K. Peterson, Raser, Schmidt, Thomas, Tramelli, Tropila, Waddill, Wanzenried, Whitaker.

Total 30

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 427 - Representative Esp moved **SB 427** 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, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, Schmidt, Schrumpf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick,

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

Noes: Fritz.
Total 1

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 241 - Representative Younkin moved **SB 241** be concurred in. Motion carried as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Eggers, Erickson, Esp, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, 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: Schmidt.
Total 1

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 Tropila moved the Committee of the Whole report be adopted. Report adopted as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, Curtiss, Cyr, Dale, Dell, Devlin, Esp, Facey, Fisher, Forrester, Fritz, Fuchs, Gallus, Gillan, Haines, Hedges, Himmelberger, Holden, Hurdle, Jackson, Kasten, Kaufmann, Keane, Laible, Laslovich, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, Schrupf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 80

Noes: Bixby, P. Clark, Eggers, Erickson, Gallik, Galvin-Halcro, Golie, Gutsche, Harris, Jacobson, Jayne, Jent, Juneau, Lee, Lindeen, Mangan, Newman, Schmidt, Wanzenried.

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Total 19

Excused: None.

Total 0

Absent or not voting: Davies.

Total 1

MOTIONS

Representative Sliter moved that the House reconsider its action on **SB 432** and that it be printed and placed on second reading for the purpose of amendments. Motion carried.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Representative Sliter moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Tropila in the chair.

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

SB 426 - Representative Mangan moved **SB 426** be concurred in. Motion carried as follows:

Ayes: Andersen, Bales, Barrett, Bixby, Bookout-Reinicke, Branae, D. Brown, Brueggeman, Buzzas, Callahan, Clancy, E. Clark, P. Clark, Cyr, Davies, Devlin, Eggers, Erickson, Esp, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Harris, Hedges, Himmelberger, Holden, Hurdle, Jacobson, Jent, Juneau, Kasten, Kaufmann, Keane, Laslovich, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Schmidt, Schrupf, Shockley, Sliter, Smith, Somerville, Story, Tramelli, Tropila, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin.

Total 80

Noes: Adams, Balyeat, R. Brown, Curtiss, Dale, Dell, Haines, Jayne, Laible, Laszloffy, Rice, Ripley, Rome, Steinbeisser, Thomas, Vick, Mr. Speaker.

Total 17

Excused: None.

Total 0

Absent or not voting: Bitney, Carney, Jackson.

Total 3

SB 445 - Representative Sliter moved consideration of **SB 445** be passed for the day. Motion carried.

SB 474 - Representative Sliter moved **SB 474** be concurred in. Motion carried as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, 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, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, Schmidt, Schruppf, Shockley, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Bitney, Lee, Sliter.

Total 3

SB 429 - Representative K. Peterson moved **SB 429** be concurred in. Motion carried as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Eggers, Erickson, Esp, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, Schmidt, Schruppf, 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 484 - Representative Younkin moved **SB 484** be concurred in. Motion carried as follows:

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

Total 64

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

Total 36

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 387 - Representative Wanzenried moved consideration of **SB 387** be placed below **SB 167** on the second reading board. Motion carried.

SB 377 - Representative Golie moved consideration of **SB 377** be placed at the bottom of the second reading board for the purpose of amendment. Motion carried.

SB 472 - Representative Olson moved **SB 472** be concurred in. Motion failed as follows:

Ayes: Andersen, Bales, Barrett, Bitney, Bookout-Reinicke, D. Brown, Brueggeman, Clancy, E. Clark, Curtiss, Dale, Devlin, Esp, Gallus, Haines, Hedges, Himmelberger, Holden, Jackson, Kasten, Laible, Lehman, Mangan, Masolo, McKenney, Mood, Olson, Pattison, A. Peterson, Price, Rice, Ripley, Shockley, Sliter, Steinbeisser, Story, Thomas, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 44

Noes: Adams, Balyeat, Bixby, Branae, R. Brown, Buzzas, Callahan, Carney, P. Clark, Cyr, Davies, Dell, Eggers, Erickson, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Galvin-Halcro, Gillan, Golie, Gutsche, Harris, Hurdle, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Laslovich, Laszloffy, Lawson, Lee, Lenhart, Lewis, Lindeen, Matthews, McCann, Musgrove, Newman, Noennig, K. Peterson, Raser, Rome, Schmidt, Schrupf, Smith, Tramelli, Tropila, Vick, Waddill, Wanzenried.

Total 55

Excused: None.

Total 0

Absent or not voting: Somerville.

Total 1

SJR 12 - Representative B. Thomas moved **SJR 12** 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, 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.

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Total 99

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Esp.

Total 1

SB 397 - Representative Mangan moved consideration of **SB 397** be placed below **SB 396** on the second reading board.
Motion carried.

SB 320 - Representative Pattison moved **SB 320** be concurred in. Motion carried as follows:

Ayes: Andersen, Bales, Bitney, Bixby, Bookout-Reinicke, D. Brown, Brueggeman, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Dale, Devlin, Eggers, Facey, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Holden, Hurdle, Jackson, Jacobson, Jayne, Juneau, Kaufmann, Keane, Laible, 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, Schmidt, Schrumpf, Sliter, Smith, Steinbeisser, Thomas, Tramelli, Tropila, Waddill, Waitschies, Wanzenried, Whitaker, Witt, Wolery, Younkin.

Total 74

Noes: Adams, Balyeat, Barrett, Branae, R. Brown, Cyr, Davies, Dell, Erickson, Esp, Fisher, Fritz, Himmelberger, Jent, Kasten, Laslovich, Laszloffy, Rome, Shockley, Somerville, Story, Vick, Walters, Mr. Speaker.

Total 24

Excused: None.

Total 0

Absent or not voting: Buzzas, Forrester.

Total 2

SB 396 - Representative Mangan moved **SB 396** be concurred in. Motion carried as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bookout-Reinicke, D. Brown, R. Brown, Brueggeman, Callahan, Carney, Clancy, E. Clark, Curtiss, Dale, Davies, Dell, Devlin, Esp, Fisher, Fuchs, Gallus, Haines, Hedges, Himmelberger, Holden, Jackson, Kasten, Laible, Laslovich, Laszloffy, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Olson, Pattison, A. Peterson, K. Peterson, Price, Rice, Ripley, Rome, Schmidt, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tropila, Vick, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 68

Noes: Bixby, Branae, Buzzas, P. Clark, Cyr, Eggers, Erickson, Facey, Forrester, Fritz, Gallik, Galvin-Halcro, Gillan, Golie, Gutsche, Harris, Hurdle, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Lawson, Lee, Newman, Noennig, Raser, Schrumpf, Tramelli, Waddill, Wanzenried.

Total 32

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Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 397 - Representative Mangan moved **SB 397** be concurred in. Motion carried as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bookout-Reinicke, D. Brown, R. Brown, Brueggeman, Callahan, Carney, Clancy, E. Clark, Curtiss, Dale, Davies, Dell, Devlin, Esp, Fisher, Fuchs, Gallus, Haines, Hedges, Himmelberger, Holden, Jackson, Kasten, Keane, Laible, Laslovich, Laszloffy, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Olson, Pattison, A. Peterson, K. Peterson, Price, Rice, Ripley, Rome, Schmidt, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tropila, Vick, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 69

Noes: Bixby, Branae, Buzzas, P. Clark, Cyr, Eggers, Erickson, Facey, Forrester, Fritz, Gallik, Galvin-Halcro, Gillan, Golie, Gutsche, Harris, Hurdle, Jacobson, Jayne, Jent, Juneau, Kaufmann, Lawson, Lee, Newman, Noennig, Raser, Schruppf, Tramelli, Waddill, Wanzenried.
Total 31

Voted Absentee: Bitney, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Representative Bitney excused at this time.

SB 3 - Representative Waitschies moved **SB 3** be concurred in. Motion carried as follows:

Ayes: Adams, Andersen, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, Brueggeman, E. Clark, P. Clark, Curtiss, Cyr, Davies, Eggers, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Haines, Harris, Hedges, Holden, Jacobson, Jent, Juneau, Keane, Laible, Laslovich, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Matthews, McCann, Musgrove, Newman, Olson, Pattison, A. Peterson, Price, Rice, Rome, Schruppf, Shockley, Smith, Steinbeisser, Thomas, Tramelli, Tropila, Waddill, Waitschies, Whitaker, Witt, Wolery.
Total 60

Noes: Bales, Balyeat, Barrett, R. Brown, Buzzas, Callahan, Carney, Clancy, Dale, Dell, Devlin, Erickson, Facey, Fisher, Gutsche, Himmelberger, Hurdle, Jackson, Jayne, Kasten, Kaufmann, Laszloffy, Lawson, Masolo, McKenney, Mood, Noennig, K. Peterson, Raser, Ripley, Schmidt, Sliter, Somerville, Story, Vick, Walters, Wanzenried, Younkin, Mr. Speaker.
Total 39

Voted Absentee: Bitney, Aye.

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Excused: None.
Total 0

Absent or not voting: Esp.
Total 1

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 Tropila moved the Committee of the Whole report be adopted. Report adopted as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bookout-Reinicke, Branae, D. Brown, Brueggeman, Buzzas, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Eggers, Esp, Facey, Fisher, Forrester, Fritz, Fuchs, Gallus, Haines, Hedges, Holden, Jackson, Kasten, Keane, Laible, Laslovich, Laszloffy, 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, Schrupf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 78

Noes: Bixby, Erickson, Gallik, Galvin-Halcro, Golie, Gutsche, Harris, Hurdle, Jacobson, Jayne, Jent, Juneau, Kaufmann, Lawson, Schmidt, Wanzenried.
Total 16

Excused: Bitney.
Total 1

Absent or not voting: R. Brown, Callahan, Gillan, Himmelberger, Story.
Total 5

SPECIAL ORDERS OF THE DAY

Representative Devlin introduced the Custer County Chorale. The group sang two songs for the House.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Representative Sliter moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Tropila in the chair.

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

SB 387 - Representative Wanzenried moved **SB 387** 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,

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

Total 100

Noes: None.

Total 0

Voted Absentee: Bitney, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 191 - Representative Younkin moved **SB 191** be concurred in. Motion carried as follows:

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

Total 77

Noes: Bales, Barrett, R. Brown, E. Clark, Devlin, Eggers, Erickson, Fritz, Gillan, Golie, Gutsche, Himmelberger, Hurdle, Jayne, Jent, Kasten, Kaufmann, Lee, McCann, Musgrove, Story, Tramelli.

Total 22

Voted Absentee: Bitney, Aye.

Excused: None.

Total 0

Absent or not voting: Mangan.

Total 1

SB 377 - Representative Sliter moved consideration of **SB 377** be placed at the top of the second reading board. Motion carried.

SB 432 - Representative Sliter moved consideration of **SB 432** be placed below **SB 377** on the second reading board. Motion carried.

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SB 377 - Representative Mood moved **SB 377** be concurred in.

SB 377 - Representative Gutsche moved **SB 377**, second reading copy, be amended as follows :

1. Page 3, line 26 through line 28.

Strike: "However," on line 26 through "procedures." on line 28

2. Page 4, line 20.

Following: "type."

Insert: "However, related future actions may only be considered when these actions are under concurrent consideration by any agency through preimpact statement studies, separate impact statement evaluations, or permit processing procedures."

Amendment **not** adopted as follows:

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

Total 38

Noes: Adams, Andersen, Bales, Balyeat, Barrett, Bookout-Reinicke, D. Brown, R. Brown, Brueggeman, Clancy, E. Clark, Curtiss, Dale, Davies, Devlin, Esp, Fisher, Fuchs, Haines, Hedges, Himmelberger, Holden, Jackson, Jent, Kasten, Keane, 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

Excused: Bitney.

Total 1

Absent or not voting: Forrester, Mangan.

Total 2

SB 377 - Representative Erickson moved **SB 377**, second reading copy, be amended as follows :

1. Page 3, line 26.

Following: "actions"

Strike: "may only"

Insert: "must also"

Amendment **not** adopted as follows:

Ayes: 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, Musgrove, Newman, Raser, Schmidt, Smith, Tramelli, Tropila, Waddill, Wanzenried.

Total 40

Noes: Adams, Andersen, Bales, Balyeat, Barrett, Bookout-Reinicke, D. Brown, R. Brown, Brueggeman, Clancy, E.

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Clark, Curtiss, Dale, Davies, Devlin, Esp, Fisher, Fuchs, Haines, Hedges, Himmelberger, Holden, Jackson, Kasten, Laible, Laszloffy, Lawson, Lehman, Lewis, Masolo, Matthews, McCann, McKenney, Mood, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Rice, Ripley, Rome, Schrupf, Shockley, Sliter, Somerville, Steinbeisser, Story, Thomas, Vick, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 58

Excused: Bitney.
Total 1

Absent or not voting: Forrester.
Total 1

SB 377 - Representative Gutsche moved **SB 377**, second reading copy, be amended as follows :

1. Title, line 11 through line 14.

Following: "~~75-1-201, MCA~~"

Strike: remainder of line 11 through "~~82-4-432~~" on line 14

Insert: "AMENDING SECTION 75-1-201"

2. Page 1, line 26 through page 2, line 6.

Strike: subsections (2) and (3) in their entirety

Renumber: subsequent subsections

3. Page 2, line 7.

Following: "(4)"

Strike: "(A)"

Following: "subsection"

Strike: "(5)"

Insert: "(3)"

4. Page 2, line 8.

Strike: "(4)"

Insert: "(2)"

5. Page 2, line 11.

Strike: "(i)"

Insert: "(a)"

Renumber: subsequent subsections

6. Page 2, lines 15 through 20.

Strike: subsection (b) in its entirety

7. Page 2, line 21.

Strike: "(4)"

Insert: "(2)"

8. Page 2, line 24.

Strike: "(4)"

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Insert: "(2)"

9. Page 2, line 26 through line 29.

Strike: subsection (6) in its entirety

Renumber: subsequent subsections

10. Page 3, line 2.

Strike: "(7)(B)"

Insert: "(4)(b)"

11. Page 3, line 10.

Strike: "(7)(A)"

Insert: "(4)(a)"

12. Page 3, line 18 through line 21.

Strike: "The" on line 18 through "issue." on line 21

13. Page 4, line 2 through line 12.

Strike: subsection (1) in its entirety

Renumber: subsequent subsections

14. Page 7, line 24 through page 25, line 13.

Strike: sections 4 through 13 in their entirety

Renumber: subsequent sections

15. Page 25, line 19 through line 24.

Strike: subsections (1) and (2) in their entirety

Renumber: subsequent subsections

Amendment **not** adopted as follows:

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

Total 38

Noes: 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, Kaufmann, Laible, Laszloffy, Lawson, Lehman, Lewis, Masolo, Matthews, McCann, McKenney, Mood, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Rice, Ripley, Rome, Schrupf, Shockley, Sliter, Somerville, Steinbeisser, Story, Thomas, Vick, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 61

Voted Absentee: Bitney, No.

Excused: None.

Total 0

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Absent or not voting: Gallik.
Total 1

Motion that **SB 377** be concurred in 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, Matthews, McCann, McKenney, Mood, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Rice, Ripley, Rome, Schrupf, Shockley, Sliter, Somerville, Steinbeisser, Story, Thomas, Vick, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 60

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, Musgrove, Newman, Raser, Schmidt, Smith, Tramelli, Tropila, Waddill, Wanzenried.
Total 40

Voted Absentee: Bitney, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 432 - Representative McKenney moved that Representative R. Brown's amendment #630855CW be stripped from the bill with the original amendment remaining. Motion carried

Motion that **SB 432**, as amended, be concurred in carried 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, Dell, Devlin, Eggers, Erickson, Esp, Facey, Fisher, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, 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, Schrupf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 94

Noes: Buzzas, Carney, Jayne, McCann, Musgrove.
Total 5

Voted Absentee: Bitney, Aye.

Excused: None.
Total 0

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Absent or not voting: Forrester.
Total 1

SB 393 - Representative Waitschies moved **SB 393** be concurred in.

SB 393 - Representative Facey moved **SB 393**, second reading copy, be amended as follows :

1. Page 2, line 16.

Strike: "\$6"

Insert: "\$2"

2. Page 2, line 17.

Following: "(K)"

Following: "and \$4 to be allocated to the university system"

SB 393 - Representative Facey moved the amendment be divided. Thereupon, the second amendment was **not** adopted as follows:

Ayes: Bixby, Branae, Buzzas, Callahan, Carney, P. Clark, Cyr, Dell, Eggers, Erickson, Facey, Forrester, Fritz, Gallik, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hurdle, Jacobson, Jayne, Jent, Juneau, Kaufmann, Laslovich, Lee, Lenhart, Lindeen, Mangan, Musgrove, Newman, Raser, Tramelli, Tropila, Younkin.

Total 37

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

Total 63

Voted Absentee: Bitney, No.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

The first amendment was **not** adopted as follows:

Ayes: Bixby, Branae, R. Brown, Buzzas, Callahan, Carney, P. Clark, Cyr, Eggers, Erickson, Facey, Forrester, Fritz, Gallik, Galvin-Halcro, Gillan, Gutsche, Haines, Harris, Himmelberger, Hurdle, Jacobson, Jayne, Jent, Juneau, Kaufmann, Laslovich, Lee, Lenhart, Lindeen, Mangan, Musgrove, Newman, Pattison, Raser, Tramelli, Tropila, Wanzenried.

Total 38

Noes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bookout-Reinicke, D. Brown, Brueggeman, Clancy, E. Clark,

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Curtiss, Dale, Davies, Dell, Devlin, Esp, Fisher, Fuchs, Gallus, Golie, Hedges, Holden, Jackson, Kasten, Keane, Laible, Laszloffy, Lawson, Lehman, Lewis, Masolo, Matthews, McCann, McKenney, Mood, Noennig, Olson, A. Peterson, K. Peterson, Price, Rice, Ripley, Rome, Schmidt, Schrumpf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Vick, Waddill, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 62

Voted Absentee: Bitney, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Motion that **SB 393** be concurred in carried as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bookout-Reinicke, Branae, D. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Haines, Hedges, Holden, Jackson, Jacobson, Jent, Kasten, Kaufmann, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lewis, Lindeen, Masolo, Matthews, McKenney, Mood, 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.
Total 84

Noes: Bixby, R. Brown, Eggers, Erickson, Esp, Gutsche, Harris, Himmelberger, Hurdle, Jayne, Juneau, McCann, Musgrove, Mr. Speaker.
Total 14

Voted Absentee: Bitney, Aye.

Excused: None.
Total 0

Absent or not voting: Lenhart, Mangan.
Total 2

SB 242 - Representative Haines moved **SB 242** be concurred in.

Representative Newman moved for cloture. Motion carried.

Motion that **SB 242** be concurred in carried as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bookout-Reinicke, D. Brown, R. Brown, Brueggeman, Clancy, P. Clark, Curtiss, Dale, Davies, Devlin, Esp, Fisher, Fuchs, Haines, Hedges, Himmelberger, Holden, Jackson, Keane, Laible, Laszloffy, Lewis, Lindeen, Masolo, McCann, McKenney, Mood, Musgrove, Olson, A. Peterson, Price, Raser, Rice, Ripley, Rome, Schrumpf, Shockley, Sliter, Steinbeisser, Story, Thomas, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

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Total 58

Noes: Bixby, Branae, Buzzas, Callahan, Carney, E. Clark, Cyr, Dell, Eggers, Erickson, Facey, Forrester, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Harris, Hurdle, Jayne, Jent, Juneau, Kasten, Kaufmann, Laslovich, Lawson, Lee, Lenhart, Mangan, Matthews, Newman, Noennig, Pattison, K. Peterson, Schmidt, Smith, Somerville, Tramelli.

Total 40

Voted Absentee: Bitney, Aye.

Excused: None.

Total 0

Absent or not voting: Jacobson, Lehman.

Total 2

SB 323 - Representative Sliter moved **SB 323** be concurred in.

Representative Dell expressed a conflict of interest and abstained from voting.

SB 323 - Representative Musgrove moved **SB 323**, second reading copy, be amended as follows :

1. Page 2, line 8.

Following: "omissions"

Insert: "or omissions"

2. Page 2, line 9.

Following: "act"

Insert: "or omission"

3. Page 2, line 10.

Following: "act"

Insert: "or omission"

4. Page 2, line 15.

Following: "act"

Insert: "or omission"

5. Page 2, line 17 through line 18.

Strike: subsection (2) in its entirety

Renumber: subsequent subsection

6. Page 2, line 20.

Following: "act"

Insert: "or omission"

Amendment **not** adopted as follows:

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

Total 37

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

Total 61

Excused: Bitney.

Total 1

Absent or not voting: Dell.

Total 1

Motion that **SB 323** be concurred in 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, Matthews, McCann, McKenney, Mood, Noennig, Olson, Pattison, A. Peterson, Price, Rice, Ripley, Rome, Schruppf, Shockley, Sliter, Somerville, Steinbeisser, Story, Thomas, Vick, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 59

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

Total 40

Voted Absentee: Bitney, Aye.

Excused: None.

Total 0

Absent or not voting: Dell.

Total 1

SB 314 - Representative Galvin-Halcro moved **SB 314** be concurred in. Motion failed as follows:

Ayes: Bixby, Bookout-Reinicke, Branae, Buzzas, Callahan, Carney, P. Clark, Eggers, Erickson, Facey, Forrester, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Himmelberger, Hurdle, Jacobson, Jayne, Juneau, Kaufmann, Keane, Laible, Laslovich, Lawson, Lee, Lenhart, Mangan, Musgrove, Price, Raser, Schmidt, Shockley, Smith, Tramelli, Waddill, Wanzenried.

Total 42

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Noes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, D. Brown, R. Brown, Brueggeman, Clancy, E. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Esp, Fisher, Fuchs, Hedges, Holden, Jackson, Jent, Kasten, Laszloffy, Lehman, Lewis, Lindeen, Masolo, Matthews, McCann, McKenney, Mood, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Rice, Ripley, Rome, Schrupf, Sliter, Somerville, Steinbeisser, Story, Thomas, Tropila, Vick, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 58

Voted Absentee: Bitney, No.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 369 - Representative Gallik moved **SB 369** be concurred in.

SB 369 - Representative Gallik moved **SB 369**, second reading copy, be amended as follows :

1. Title, line 6.

Following: "RELATIONSHIP"

Insert: "OR HAVE A BONA FIDE FINANCIAL BUSINESS RELATIONSHIP"

2. Page 1, line 16.

Strike: "OR"

3. Page 1, line 17.

Following: "or"

Insert: "; or"

4. Page 1, line 18.

Following: "project"

Insert: "(3) a bona fide financial business relationship in the construction industry other than working on a public works project"

Amendment **not** adopted as follows:

Ayes: P. Clark, Dell, Fritz, Gallik, Gallus, Gillan, Golie, Hurdle, Kaufmann, Keane, Lenhart, Musgrove, Smith, Tramelli.

Total 14

Noes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Callahan, Carney, Clancy, E. Clark, Curtiss, Cyr, Dale, Davies, Devlin, Eggers, Erickson, Esp, Facey, Fisher, Fuchs, Galvin-Halcro, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lewis, Lindeen, 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, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Younkin, Mr. Speaker.

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Total 82

Excused: None.

Total 0

Absent or not voting: Buzzas, Forrester, McCann, Wolery.

Total 4

Motion that **SB 369** be concurred in failed as follows:

Ayes: Bookout-Reinicke, Buzzas, P. Clark, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Harris, Hurdle, Kaufmann, Keane, Lenhart, Mangan, Musgrove, Tramelli, Tropila.

Total 20

Noes: Adams, Andersen, Bales, Barrett, Bitney, Bixby, Branae, D. Brown, R. Brown, Brueggeman, Callahan, Carney, Clancy, E. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Eggers, Erickson, Esp, Facey, Fisher, Haines, Hedges, Jackson, Jayne, Jent, Juneau, Kasten, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lewis, Lindeen, Masolo, Matthews, McKenney, Mood, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, Schmidt, Schrupf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 74

Excused: None.

Total 0

Absent or not voting: Balyeat, Forrester, Himmelberger, Holden, Jacobson, McCann.

Total 6

SB 384 - Representative Laszloffy moved **SB 384** be concurred in.

SB 384 - Representative Shockley moved **SB 384**, second reading copy, be amended.

Amendment **adopted** as follows:

Ayes: Adams, Andersen, Bales, Barrett, Bitney, Bookout-Reinicke, D. Brown, R. Brown, Brueggeman, Carney, Clancy, E. Clark, Curtiss, Dale, Davies, Devlin, Esp, Galvin-Halcro, Haines, Hedges, Himmelberger, Holden, Jent, Kasten, Laible, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Lindeen, Masolo, Matthews, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, Price, Rice, Ripley, Schrupf, Shockley, Sliter, Steinbeisser, Story, Thomas, Vick, Waddill, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 59

Noes: Balyeat, Bixby, Branae, Buzzas, Callahan, P. Clark, Cyr, Dell, Eggers, Erickson, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gillan, Golie, Gutsche, Harris, Hurdle, Jackson, Jacobson, Jayne, Juneau, Kaufmann, Keane, Laslovich, Lee, Mangan, K. Peterson, Raser, Schmidt, Smith, Somerville, Tramelli, Tropila, Wanzenried.

Total 38

Excused: None.

Total 0

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Absent or not voting: Gallus, McCann, Rome.
Total 3

Representative Shockley moved to withdraw his amendment (720736CW.hdc). Motion carried.

SB 384 - Representative Shockley moved **SB 384**, corrected second reading copy, be amended as follows :

1. Title, line 5.

Strike: "MAXIMUM"

Following: "STRAYING"

Strike: "ENTERING"

Insert: "STRAYING"

2. Page 1, line 26.

Strike: "ENTERING"

Insert: "straying"

3. Page 2, line 3.

Strike: "enters"

Insert: "strays onto"

Strike: "real"

4. Page 2, line 4.

Strike: "real"

5. Page 2, line 7.

Strike: "IS" through "\$50"

Insert: "commits negligent straying onto private property. A person convicted of negligent straying onto private property shall be fined \$100"

Amendment **not** adopted as follows:

Ayes: Bales, P. Clark, Esp, Fritz, Gallus, Gillan, Gutsche, Harris, Laszloffy, Musgrove, Newman, Olson, Raser, Schmidt, Shockley, Thomas, Vick, Waitschies, Walters, Younkin.

Total 20

Noes: Adams, Andersen, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, Curtiss, Cyr, Davies, Dell, Devlin, Eggers, Erickson, Facey, Fisher, Fuchs, Gallik, Galvin-Halcro, Golie, Haines, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Laible, Laslovich, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Noennig, Pattison, A. Peterson, K. Peterson, Price, Rice, Ripley, Rome, Schruppf, Sliter, Smith, Somerville, Steinbeisser, Story, Tramelli, Tropila, Waddill, Wanzenried, Whitaker, Witt, Wolery, Mr. Speaker.

Total 78

Excused: None.

Total 0

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Absent or not voting: Dale, Forrester.
Total 2

Motion that **SB 384** be concurred in failed as follows:

Ayes: Bixby, Buzzas, Callahan, Carney, P. Clark, Cyr, Eggers, Erickson, Facey, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Harris, Hurdle, Jacobson, Jent, Juneau, Kaufmann, Lawson, Mangan, Musgrove, Newman, Noennig, K. Peterson, Raser, Rome, Schmidt, Smith.
Total 31

Noes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Clancy, E. Clark, Curtiss, Dale, Davies, Dell, Devlin, Esp, Fisher, Fuchs, Haines, Hedges, Himmelberger, Holden, Jackson, Jayne, Kasten, Keane, Laible, Laslovich, Laszloffy, Lee, Lehman, Lenhart, Lewis, Lindeen, Masolo, Matthews, McCann, McKenney, Mood, Olson, Pattison, A. Peterson, Price, Rice, Ripley, Schrupf, Shockley, Sliter, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 67

Excused: None.
Total 0

Absent or not voting: Forrester, Fritz.
Total 2

SB 477 - Representative Raser moved **SB 477** be concurred in. Motion carried as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Eggers, Erickson, Esp, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Golie, Gutsche, 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, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin.
Total 96

Noes: Gillan, Juneau, Mr. Speaker.
Total 3

Excused: None.
Total 0

Absent or not voting: Bitney.
Total 1

SB 138 - Representative Mangan moved **SB 138** be concurred in. Motion carried as follows:

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

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Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Dell, Devlin, Eggers, Erickson, Esp, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Laible, Laslovich, Lee, Lehman, Lenhart, 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, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin.
Total 89

Noes: Adams, R. Brown, Davies, Kasten, Laszloffy, Lawson, Lewis, Pattison, Vick, Mr. Speaker.
Total 10

Excused: None.
Total 0

Absent or not voting: Bales.
Total 1

SB 167 - Representative Harris moved **SB 167** be concurred in.

SB 167 - Representative McGee moved **SB 167**, second reading copy, be amended as follows :

1. Page 2, line 4 through line 5.

Following: "into"

Strike: "TO" on line 4 through "OR" on line 5

Insert: "to grant an easement or enter into"

2. Page 2, line 17.

Following: "survey"

Insert: "or certificate of survey"

3. Page 5, line 24.

Following: "survey"

Insert: "or certificate of survey subject to review under this part"

4. Page 8, line 29.

Following: "survey"

Insert: "or certificate of survey subject to review under this part"

5. Page 9, line 3.

Following: "survey"

Insert: "or certificate of survey"

6. Page 9, line 4.

Following: "survey"

Insert: "or certificate of survey subject to review under this part"

7. Page 9, line 6.

Following: "survey"

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Insert: "or certificate of survey subject to review under this part"

8. Page 9, line 9.

Following: "survey"

Insert: "or certificate of survey"

9. Page 9, line 15.

Following: "survey"

Insert: "or certificate of survey"

10. Page 9, line 20.

Following: "survey"

Insert: "or certificate of survey"

11. Page 9, line 21.

Following: "survey"

Insert: "or certificate of survey"

12. Page 10, line 13.

Following: "days."

Insert: "The reviewing authority may not request additional information for the purpose of extending the time allowed for a review and final decision on the proposed subdivision."

13. Page 11, line 8.

Following: "survey"

Insert: "or a certificate of survey subject to review under this part"

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, 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, 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 98

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Dale, Mangan.

Total 2

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Motion that **SB 167**, 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, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, Schmidt, Schrupf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 100

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 449 - Representative Wanzenried moved **SB 449** 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, 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, 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 98

Noes: E. Clark, Holden.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 455 - Representative Harris moved **SB 455** 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,

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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, Schrupf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin.

Total 99

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Mr. Speaker.

Total 1

SB 249 - Representative Jacobson moved **SB 249** be concurred in. Motion failed as follows:

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

Total 44

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

Total 55

Excused: None.

Total 0

Absent or not voting: Dale.

Total 1

SB 433 - Representative Carney moved **SB 433** be concurred in. Motion carried as follows:

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

Total 100

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Noes: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 443 - Representative Lee moved **SB 443** 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, 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, Lewis, Lindeen, Mangan, Masolo, 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 95

Noes: Eggers, Erickson, Lenhart, Matthews, Pattison.
Total 5

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 448 - Representative Juneau moved **SB 448** be concurred in. Motion carried as follows:

Ayes: Bixby, Bookout-Reinicke, Branae, Buzzas, Callahan, Carney, P. Clark, Cyr, Dell, Devlin, Eggers, Erickson, Facey, Forrester, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Harris, Hedges, Holden, Hurdle, Jacobson, Jent, Juneau, Kaufmann, Keane, Laslovich, Lawson, Lee, Lehman, Lenhart, Mangan, Matthews, Musgrove, Newman, Noennig, Olson, A. Peterson, Price, Raser, Rice, Rome, Schmidt, Smith, Thomas, Tramelli, Tropila, Waddill, Wanzenried, Younkin.
Total 54

Noes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, D. Brown, R. Brown, Brueggeman, Clancy, E. Clark, Curtiss, Dale, Davies, Esp, Fisher, Fuchs, Haines, Himmelberger, Jackson, Jayne, Kasten, Laible, Laszloffy, Lewis, Lindeen, Masolo, McCann, McKenney, Mood, Pattison, K. Peterson, Ripley, Schrupf, Shockley, Sliter, Somerville, Steinbeisser, Story, Vick, Waitschies, Walters, Whitaker, Witt, Wolery, Mr. Speaker.
Total 46

Excused: None.
Total 0

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Absent or not voting: None.
Total 0

SJR 2 - Representative Laszloffy moved **SJR 2** be concurred in. Motion carried as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Eggers, Erickson, Esp, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, Schmidt, Schrupf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 100

Noes: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Clancy, E. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Esp, Facey, Fisher, Forrester, Fuchs, Gallus, Golie, Gutsche, Haines, Hedges, Himmelberger, Holden, Jackson, Jayne, Jent, Kasten, Keane, Laible, Laslovich, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, Schrupf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tropila, Vick, Waddill, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 82

Noes: Bixby, Carney, P. Clark, Eggers, Erickson, Fritz, Gallik, Galvin-Halcro, Gillan, Harris, Hurdle, Jacobson, Juneau, Kaufmann, Lee, Schmidt, Tramelli, Wanzenried.
Total 18

Excused: None.
Total 0

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

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The following bill having been read three several times, title and history agreed to, was disposed of in the following manner:

SJR 17 concurred in as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, Brueggeman, Buzzas, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Esp, Facey, Fisher, Forrester, Gallik, Gallus, Gillan, Golie, Haines, Harris, Hedges, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Juneau, Keane, Laible, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McKenney, Mood, Musgrove, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Rice, Ripley, Rome, Schmidt, Schrupf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 80

Noes: R. Brown, Callahan, Dell, Devlin, Eggers, Erickson, Fritz, Fuchs, Galvin-Halcro, Gutsche, Himmelberger, Kaufmann, Laslovich, Lee, McCann, Newman, Raser, Wanzenried.

Total 18

Excused: None.

Total 0

Absent or not voting: Kasten, Walters.

Total 2

MOTIONS

Representative Jayne requested on **SB 319**, second reading today, that her vote be shown as no. There being no objections, so ordered.

Representative Gallik requested on **SB396**, second reading today, that his vote be changed from yes to no. There being no objections, so ordered.

Representative Somerville requested on **HB 617**, third reading yesterday, that his vote be shown as yes. There being no objections, so ordered.

Representative Buzzas requested on **SB 426**, second reading today, that her vote be shown as yes. There being no objections, so ordered.

Representative Waddill requested on **SB 397**, second reading today, that his vote be changed from yes to no. There being no objections, so ordered.

Representative Lehman requested on **SB 431**, second reading today, that his vote be changed from no to yes. There being no objections, so ordered.

Representative Olson moved that the House reconsider its action on **SB 472**.

Representative Newman made a substitute motion to postpone **SB 472** indefinitely. Motion failed as follows:

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Ayes: Bixby, Branae, D. Brown, Buzzas, Callahan, Carney, P. Clark, Cyr, Dell, Eggers, Erickson, Facey, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Harris, Hurdle, Jacobson, Jent, Juneau, Kaufmann, Laslovich, Lawson, Lee, Lewis, Lindeen, Mangan, Newman, K. Peterson, Raser, Schmidt, Smith, Tramelli, Tropila, Vick, Wanzenried, Witt.

Total 43

Noes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bookout-Reinicke, R. Brown, Brueggeman, Clancy, E. Clark, Curtiss, Dale, Davies, Devlin, Esp, Fisher, Haines, Hedges, Himmelberger, Jackson, Kasten, Keane, Laible, Laszloffy, Lehman, Lenhart, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Noennig, Olson, Pattison, A. Peterson, Price, Rice, Ripley, Rome, Schrupf, Shockley, Sliter, Somerville, Steinbeisser, Story, Thomas, Waddill, Waitschies, Walters, Whitaker, Wolery, Younkin, Mr. Speaker.

Total 55

Excused: None.

Total 0

Absent or not voting: Holden, Jayne.

Total 2

Motion to reconsider action on **SB 472** carried as follows:

Ayes: Adams, Andersen, Bales, Barrett, Bitney, Bookout-Reinicke, D. Brown, Brueggeman, Clancy, E. Clark, Curtiss, Dale, Devlin, Esp, Fisher, Fuchs, Gallus, Haines, Hedges, Himmelberger, Holden, Jackson, Keane, Laible, Laszloffy, Lehman, Lenhart, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Olson, A. Peterson, Price, Rice, Ripley, Rome, Schrupf, Shockley, Sliter, Somerville, Steinbeisser, Story, Thomas, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 53

Noes: Balyeat, Bixby, Branae, R. Brown, Buzzas, Callahan, Carney, P. Clark, Cyr, Davies, Dell, Eggers, Erickson, Facey, Forrester, Fritz, Gallik, Galvin-Halcro, Gillan, Golie, Gutsche, Harris, Hurdle, Jacobson, Jent, Juneau, Kasten, Kaufmann, Laslovich, Lawson, Lee, Lewis, Lindeen, Mangan, Newman, Noennig, Pattison, K. Peterson, Raser, Schmidt, Smith, Tramelli, Tropila, Vick, Waddill, Wanzenried.

Total 46

Excused: None.

Total 0

Absent or not voting: Jayne.

Total 1

Representative Thomas requested on **SJR 2**, second reading today, that his vote be shown as yes. There being no objections, so ordered.

Representative Sliter moved that **SB 484**, **SB 191**, **SB 393**, and **SB 445** 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, Branae, D. Brown, R. Brown, Brueggeman, Callahan, Clancy, E. Clark, P. Clark, Curtiss, Dale, Davies, Dell, Devlin, Esp, Fisher, Forrester, Fuchs,

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Gallus, Golie, Haines, Hedges, Himmelberger, Holden, Jackson, Jent, Juneau, Kasten, Kaufmann, Laible, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Lindeen, Masolo, Matthews, McCann, 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 72

Noes: Bixby, Buzzas, Carney, Cyr, Eggers, Erickson, Facey, Fritz, Gallik, Galvin-Halcro, Gutsche, Harris, Hurdle, Jacobson, Keane, Laslovich, Lee, Mangan, Musgrove, Newman, Raser, Schmidt, Smith, Tramelli, Tropila, Wanzenried.
Total 26

Excused: None.
Total 0

Absent or not voting: Gillan, Jayne.
Total 2

ANNOUNCEMENTS

Committee meetings were announced by committee chairmen.

Majority Leader Sliter moved that the House adjourn until 8:00 a.m., Saturday, March 31, 2001. Motion carried.

House adjourned at 6:38 p.m.

MARILYN MILLER
Chief Clerk of the House

DAN MCGEE
Speaker of the House