

**HOUSE JOURNAL  
57<sup>TH</sup> LEGISLATURE  
SEVENTY-EIGHTH LEGISLATIVE DAY**

Helena, Montana  
April 6, 2001

House Chambers  
State Capitol

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

Roll Call. All members present, except Representatives D. Brown and Lee, excused. Quorum present.

**REPORTS OF STANDING COMMITTEES**

**BILLS** (Bookout-Reinicke, Chairman): 4/6/2001  
Correctly printed: **SB 19, SB 176, SB 344, SB 386, SB 483, SB 484.**  
Correctly engrossed: **HJR 35, HJR 36, HJR 37, HJR 39, HJR 40, HJR 41, SB 187, SB 190, SB 248, SB 325, SB 329, SB 333, SB 355, SB 379, SB 408, SB 451, SB 454, SB 493, SB 495, SB 511, SB 514.**  
Correctly enrolled: **HB 29, HJR 10.**

**APPROPRIATIONS** (Vick, Chairman): 4/6/2001  
**SB 315**, be amended as follows:

1. Title, page 1, line 9 and line 10.  
**Following:** "~~PROGRAM;~~" on line 9  
**Strike:** remainder of line 9 through "BIENNIUM;" on line 10

2. Page 4, line 17 through line 19.  
**Strike:** section 3 in its entirety  
**Renumber:** subsequent section

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

**SB 322**, be amended as follows:

1. Page 1, line 18.  
**Following:** "transition"  
**Strike:** "from a natural resource-based economy"

2. Page 1, line 28.  
**Following:** "shift"  
**Strike:** "from a natural resource-based economy"

3. Page 4, following line 4.  
**Insert:** "(7) By June 30 of each even-numbered year, the department of labor and industry shall report the following to the legislative finance committee:  
(a) the number of persons participating in the program;  
(b) the training or education program in which each participant is enrolled or that each participant has completed and the location of the program; and  
(c) the number of job placements and the average salary received."

HOUSE JOURNAL  
SEVENTY-EIGHTH LEGISLATIVE DAY - APRIL 6, 2001

4. Page 10, line 10.

**Following:** line 9

**Insert:** "(b) 50% of proceeds in the reclamation and development grants account established by 90-2-1104, for the purpose of making grants to be used for mineral development reclamation projects;"

**Renumber:** subsequent subsections

5. Page 10, line 14 through line 16.

**Strike:** "50% of the" on line 14

**Insert:** "all"

**Following:** "75-10-743" on line 14

**Strike:** remainder of line 14 through "projects" on line 16

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

**SB 445**, be amended as follows:

1. Title, page 1, line 17 and line 18.

**Following:** "ADMINISTRATION;" on line 17

**Strike:** remainder of line 17 through "ADMINISTRATION;" on line 18

2. Title, page 1, line 24.

**Strike:** "7-5-2401, 7-5-2404, 7-5-2405,"

3. Title, page 1, line 26.

**Strike:** "17-7-502,"

4. Title, page 2, line 16.

**Strike:** "AND"

**Following:** "85-7-1913,"

**Insert:** "AND 90-3-1001,"

5. Title, page 2, line 17.

**Following:** "MCA"

**Strike:** ", AND SECTION 10, CHAPTER 10, SPECIAL LAWS OF MAY 2000"

**Strike:** "SECTIONS"

**Insert:** "SECTION"

6. Title, page 2, line 18.

**Strike:** "2-15-1811, 7-5-2402, AND 7-5-2403,"

7. Title, page 2, lines 18 and 19.

**Following:** "~~AN~~" on line 18

**Insert:** "AN"

**Following:** "~~DATE~~" on line 18

**Strike:** remainder of line 18 through "TERMINATION" on line 19

8. Page 4, line 2.

HOUSE JOURNAL  
SEVENTY-EIGHTH LEGISLATIVE DAY - APRIL 6, 2001

**Following:** "agencies,"

**Insert:** "Montana tribal governments,"

9. Page 4, line 14.

**Following:** "agencies,"

**Insert:** "Montana tribal governments,"

10. Page 18, line 20 through page 19, line 15.

**Strike:** section 28 through section 30 in their entirety

**Renumber:** subsequent sections

11. Page 40, line 26 through page 41, line 26.

**Strike:** section 48 in its entirety

**Renumber:** subsequent sections

12. Page 174, line 18 through line 21.

**Strike:** section 219 in its entirety

**Renumber:** subsequent sections

13. Page 174, line 22.

**Insert:** "**Section 215.** Section 90-3-1001, MCA, is amended to read:

**"90-3-1001. Purpose -- definition.** (1) The purpose of establishing a research and commercialization expendable trust fund in 90-3-1002 and 90-3-1003 is to:

(a) provide a predictable and stable source of funding for research and commercialization projects conducted in the state that demonstrates to both private and public sources, including federal research granting agencies, that Montana recognizes the important contributions that research and commercialization endeavors offer to the state's basic industries;

(b) expand and strengthen research efforts for the state's basic industries to increase their economic impact on the state's economy; and

(c) expand research efforts into areas beyond the scope of the state's basic industries to diversify and strengthen the state's economic security through the creation of technology-based operations and long-term quality jobs.

(2) As used in 90-3-1002 and 90-3-1003, "research and commercialization center" means the campuses of the university of Montana or Montana state university, tribal colleges, colleges of technology, community colleges, agricultural research centers, or a private, ~~nonprofit~~ laboratory or research center.""

14. Page 174, lines 23 and 24.

**Strike:** "Sections" on line 23

**Insert:** "Section"

**Following:** "2-15-1804" on line 23

**Strike:** "," through "7-5-2403" on line 24

**Strike:** "are"

**Insert:** "is"

15. Page 175, line 3.

**Insert:** "NEW SECTION. **Section 218. Notification to tribal governments.** The secretary of state shall send a copy of [this act] to each tribal government located on the seven Montana reservations and to the Little Shell band of Chippewa."

**Renumber:** subsequent sections

HOUSE JOURNAL  
SEVENTY-EIGHTH LEGISLATIVE DAY - APRIL 6, 2001

16. Page 175, lines 23 and 24.

**Following:** "~~date~~" on line 23

**Strike:** "~~DATES~~"

**Insert:** "date"

**Following:** "." on line 23

**Strike:** remainder of line 23 through "ACT" on line 24

**Insert:** "[This act]"

17. Page 175, line 25

**Strike:** line 25 in its entirety

18. Page 175, line 27.

**Strike:** section 225 in its entirety

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

**FEDERAL RELATIONS, ENERGY, AND TELECOMMUNICATIONS** (Curtiss, Chairman): 4/6/2001  
**SB 19**, be amended as follows:

1. Title, line 9.

**Following:** "COMMITTEE"

**Strike:** "TO COINCIDE WITH THE EXTENSION OF THE TRANSITION PERIOD"

2. Page 12, line 21.

**Strike:** "2006"

**Insert:** "2007"

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

**NATURAL RESOURCES** (Younkin, Chairman): 4/6/2001  
**SB 510**, be amended as follows:

1. Title, line 4.

**Strike:** "LAND"

**Insert:** "PROPERTY"

2. Title, line 6 through line 10.

**Following:** "PROVIDING THAT"

**Strike:** "LEASE" on line 6 through "PURCHASES" on line 10

**Insert:** "PROCEEDS FROM THE LEASES BE USED FOR EDUCATION PURPOSES IF PERMITTED"

3. Title, line 14.

**Strike:** "SECTIONS"

**Insert:** "SECTION"

**Strike:** "AND 77-3-318"

4. Page 1, line 24.

**Strike:** "state land and mineral rights"

HOUSE JOURNAL  
SEVENTY-EIGHTH LEGISLATIVE DAY - APRIL 6, 2001

**Insert:** "property interests"

5. Page 1, line 26.

**Strike:** "purposes provided in the transfer"

**Insert:** "direct funding of education, including K-12 school districts, institutions of higher education, and vocational-technical education, unless otherwise provided in the transfer agreement"

6. Page 1, line 28 through page 2, line 16.

**Strike:** section 2 in its entirety

**Renumber:** subsequent section

7. Page 5, line 6 through line 7.

**Following:** "to" on line 6

**Strike:** "land and mineral rights"

**Insert:** "federal property interests"

8. Page 5, line 7.

**Following:** "certifies that the"

**Strike:** "lands are"

**Insert:** "property is"

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

**TAXATION** (Story, Chairman):

4/6/2001

**SB 73**, be amended as follows:

1. Title, page 1.

**Following:** line 11

**Insert:** "THE REMAINING"

2. Page 4, line 1 through line 3.

**Strike:** "; and" on line 1 through "67-3-204" on line 3

3. Page 5, line 2 through line 4.

**Strike:** "; and" on line 2 through "67-3-204" on line 4

4. Page 5, line 8.

**Strike:** "and" through "(3)"

5. Page 5, line 12.

**Following:** "taxes"

**Insert:** "registration"

**Following:** "fees"

**Insert:** "and fees in lieu of taxes"

6. Page 5, line 13.

**Strike:** "(1)"

HOUSE JOURNAL  
SEVENTY-EIGHTH LEGISLATIVE DAY - APRIL 6, 2001

7. Page 5, line 17 through line 21.

**Strike:** subsection (3) in its entirety

8. Page 5, line 23 through line 24.

**Strike:** "(1)"

**Strike:** "Except" on line 23 through the second "the" on line 24

**Insert:** "The"

**Strike:** "the remaining" on line 24

**Insert:** "all"

9. Page 5, line 28.

**Following:** "taxes"

**Insert:** "registration"

**Following:** "fees"

**Insert:** "and fees in lieu of taxes"

10. Page 5, line 29.

**Strike:** "(1)"

11. Page 5, line 30 through page 6, line 4.

**Strike:** subsection (2) in its entirety

12. Page 7, line 11 through line 15.

**Strike:** subsection (7) in its entirety

**Renumber:** subsequent subsection

13. Page 7, line 16.

**Strike:** "Except" on line 23 through the second "the" on line 24

**Insert:** "The"

14. Page 7, line 17.

**Strike:** "the remaining"

**Insert:** "all"

15. Page 7, line 18.

**Strike:** "provided"

**Strike:** "in"

**Insert:** "registration fees and fees in lieu of tax are distributed under"

**Strike:** "(1)"

16. Page 8, line 2.

**Strike:** "subsections"

**Insert:** "subsection"

**Strike:** "and (2)(c)"

17. Page 8, line 5.

**Following:** "as"

**Insert:** "registration"

HOUSE JOURNAL  
SEVENTY-EIGHTH LEGISLATIVE DAY - APRIL 6, 2001

**Following:** "fees"

**Insert:** "and fees in lieu of tax"

**Strike:** "(1)"

18. Page 8, line 9 through line 13.

**Strike:** lines 9 through 13 in their entirety

19. Page 8, line 24.

**Strike:** "and (3)"

**Insert:** "through (4)"

20. Page 9, line 5.

**Following:** "20-25-423"

**Insert:** ", the mills levied for vocational-technical education under 20-25-439"

21. Page 9, line 15 through line 22.

**Strike:** subsection (3) in its entirety

**Insert:** "(3) The county treasurer shall remit to the state treasurer, every 30 days, 7.7% of the amount collected from light vehicle registration fees imposed by 61-3-560 through 61-3-562 and from fees in lieu of tax imposed by 61-3-521, 61-3-527, and 61-3-529. The state treasurer shall credit the payments to the state special revenue fund to be used for purposes of state funding of district court expenses as provided in 3-5-901.

(4) The county treasurer shall remit to the state treasurer, every 30 days, 1.3% of the amount collected from light vehicle registration fees imposed by 61-3-560 through 61-3-562 and from fees in lieu of tax imposed by 61-3-521, 61-3-527, and 61-3-529. The state treasurer shall credit the payments to the general fund."

22. Page 10, line 19.

**Following:** "vehicle."

**Insert:** "Local vehicle taxes or flat fees may not be distributed to the state under 61-3-509(2) through (4)."

23. Page 11, line 8.

**Strike:** "(5)(c)"

**Insert:** "(5)(b)"

24. Page 11, line 12 through line 17.

**Strike:** "deduct" on line 12 through "shall" on line 17

25. Page 11, line 18.

**Following:** "as"

**Strike:** "the"

**Insert:** "registration"

**Following:** "fees"

**Insert:** "and fees in lieu of tax"

**Strike:** "(1)"

26. Page 11, line 22 through line 27.

**Strike:** section 10 in its entirety

**Insert:** "NEW SECTION. Section 10. Coordination instruction. If Senate Bill No. 175 and [this act] are both passed and approved, then [sections 1, 6, 7, 8, 15, and 16] of Senate Bill No. 175, amending 15-10-420, 20-9-331, 20-

HOUSE JOURNAL  
SEVENTY-EIGHTH LEGISLATIVE DAY - APRIL 6, 2001

9-333, 23-2-616, 61-3-509, and 61-3-537, terminate December 31, 2001."

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

**SB 494**, be amended as follows:

1. Title, page 1, line 8.

**Strike:** "REPEALING"

**Insert:** "SUSPENDING"

2. Title, page 1, line 11.

**Strike:** "SECTION"

**Insert:** "SECTIONS"

**Following:** "~~15-53-130~~"

**Insert:** "AND 15-53-202"

3. Title, page 1, line 11 through line 12.

**Strike:** "REPEALING" on line 11 through "MCA;" on line 12

4. Title, page 1, line 12.

**Following:** "DATE"

**Insert:** ", "

**Strike:** "AND AN"

5. Title, page 1, line 13.

**Strike:** "DATE"

**Insert:** "DATES, AND A TERMINATION DATE"

6. Page 1, line 27.

**Strike:** "; and"

**Insert:** "."

7. Page 1, line 28 through page 2, line 14.

**Strike:** "WHEREAS," on page 1, line 28 through "." on page 2, line 14

8. Page 2, line 19 through line 25.

**Strike:** ", " on line 19 through "provider" on line 25

**Insert:** "are taxable by the customer's home service provider as provided in 4 U.S.C. 116 through 118 and 4 U.S.C. 121 through 126. Charges for mobile telecommunications services do not include one-way radio communications services as included in 47 CFR 20.3, in effect on June 1, 1999"

9. Page 2, line 30.

**Strike:** the first "4" through the first "AND"

**Strike:** "123"

**Insert:** "119"

**Strike:** "124"

**Insert:** "120"

HOUSE JOURNAL  
SEVENTY-EIGHTH LEGISLATIVE DAY - APRIL 6, 2001

10. Page 3, line 8.

**Strike:** "(a)"

11. Page 3, line 10 through line 19.

**Strike:** subsection (1)(b) in its entirety

12. Page 3, line 22 and line 23.

**Strike:** subsection (3) in its entirety

**Renumber:** subsequent subsections

13. Page 3, line 26 through page 4, line 7.

**Strike:** subsections (5) and (6) in their entirety

**Renumber:** subsequent subsections

14. Page 5, line 9 and line 10.

**Strike:** subsection (10) in its entirety

15. Page 5, lines 24 and 25.

**Strike:** section 4 in its entirety

**Insert:** "**Section 4.** Section 15-53-202, MCA, is amended to read:

**"15-53-202. (Temporary) Advanced telecommunications infrastructure tax credit -- temporary suspension.** (1) ~~There~~ Except as provided in subsection (4), there is allowed a tax credit against the tax imposed by part 1 of this chapter for advanced telecommunications infrastructure improvements in the state made by a telecommunications services provider in an amount equal to 20% of the total amount of the infrastructure investment.

(2) The tax credit provided for in subsection (1) may not exceed a total of \$2 million for all qualified telecommunications services providers in any consecutive 12-month period.

(3) There is no carryback or carryforward of the credit allowed under this section, and the credit must be applied in the year the advanced telecommunications infrastructure improvements were made and may not be refunded if the taxpayer has no tax liability.

(4) The credit allowed under this section may not be claimed for investments in advanced telecommunications infrastructure improvements made after June 30, 2001, and before July 1, 2003. (Terminates July 1, 2004--sec. 8, Ch. 534, L. 1999.)"

**Renumber:** subsequent sections

16. Page 6, line 3.

**Strike:** "[This act]"

**Insert:** "(1) Except as provided in subsection (2), [this act]"

17. Page 6, line 4.

**Strike:** "IMPOSED"

**Insert:** "authorized"

18. Page 6, line 5.

**Strike:** "RETAINED"

**Insert:** "collected but not remitted to a federal governmental entity"

**Strike:** "ON INSTALLATION AND SERVICE CONNECTION"

**Insert:** "to retail telecommunications installation and activation"

HOUSE JOURNAL  
SEVENTY-EIGHTH LEGISLATIVE DAY - APRIL 6, 2001

19. Page 6, line 6.

**Following:** "MADE"

**Insert:** "only"

**Following:** line 6

**Insert:** "(2) [Sections 1 and 2] apply to customer bills issued after July 31, 2002."

20. Page 6.

**Following:** line 6

**Insert:** "NEW SECTION. Section 8. Termination. [Section 4] terminates July 1, 2003."

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

**SB 501**, be concurred in. Report adopted.

**SB 508**, be amended as follows:

1. Page 3, line 12.

**Strike:** "0.5%"

**Insert:** "1%"

2. Page 3, line 13.

**Strike:** "0.05%"

**Insert:** "0.5%"

3. Page 3, line 19.

**Strike:** "Thirty"

**Insert:** "Fifty"

4. Page 3, line 20.

**Strike:** "70%"

**Insert:** "50%"

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

**SB 519**, be concurred in. Report adopted.

**REPORTS OF SELECT COMMITTEES**

FREE CONFERENCE COMMITTEE

on House Bill 154

Report No. 1, April 5, 2001

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered **House Bill 154** (reference copy – salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **House Bill 154** (reference copy – salmon) be amended as follows:

HOUSE JOURNAL  
SEVENTY-EIGHTH LEGISLATIVE DAY - APRIL 6, 2001

1. Page 1, line 26.

**Strike:** "Senate Committee of the Whole Amendment #481415CW.sjo in its entirety."

For the House:

McGee, Chairman  
Gillan  
Sliter

For the Senate:

Grosfield, Chairman  
Halligan  
F. Thomas

CONFERENCE COMMITTEE  
on Senate Amendments to House Bill 172  
Report No. 1, April 6, 2001

Mr. Speaker and Mr. President:

We, your Conference Committee on **House Bill 172**, met April 5, 2001 and considered;

1. Senate Committee on Business and Labor amendments to the third reading copy, dated March 2, 2001.

We recommend that **House Bill 172** (reference copy – salmon) be amended as follows:

1. Title, line 6.

**Strike:** "PAY"

**Insert:** "COMPENSATION OR BENEFITS"

2. Page 1, line 18.

**Strike:** "A CORRESPONDING"

**Insert:** "an"

**Strike:** "PAY"

**Insert:** "compensation or benefits"

For the House:

Matthews, Chairman  
Barrett  
L. Holden

For the Senate:

Tash, Chairman  
Berry

**MESSAGES FROM THE SENATE**

House amendments to Senate bills concurred in:

4/5/2001

**SB 245**, introduced by Holden  
**SB 288**, introduced by Christiaens  
**SB 293**, introduced by Doherty  
**SB 298**, introduced by Glaser  
**SB 304**, introduced by Nelson  
**SB 309**, introduced by Halligan  
**SB 310**, introduced by Waterman

HOUSE JOURNAL  
SEVENTY-EIGHTH LEGISLATIVE DAY - APRIL 6, 2001

**SB 318**, introduced by Ekegren  
**SB 319**, introduced by Cole  
**SB 330**, introduced by Mahlum  
**SB 339**, introduced by Berry  
**SB 356**, introduced by Hargrove  
**SB 359**, introduced by Halligan  
**SB 377**, introduced by Grimes  
**SB 378**, introduced by Tash  
**SB 426**, introduced by Halligan  
**SB 431**, introduced by Stonington  
**SB 433**, introduced by Elliott  
**SB 436**, introduced by Ellis  
**SB 442**, introduced by Cobb  
**SB 443**, introduced by Butcher  
**SB 448**, introduced by Christiaens  
**SB 449**, introduced by Tester  
**SB 450**, introduced by Grimes  
**SB 455**, introduced by Doherty  
**SB 465**, introduced by Franklin

House amendments to Senate bill **not** concurred in:

4/5/2001

**SB 185**, introduced by Cobb

**SB 283** - The Senate acceded to the request of the House and authorized the President to appoint the following conference committee to meet with a like committee from the House to confer on House amendments to **SB 283**:

4/5/2001

Senator Grimes, Chairman  
Senator Waterman  
Senator Wells

**SB 320** - The Senate acceded to the request of the House and authorized the President to appoint the following conference committee to meet with a like committee from the House to confer on House amendments to **SB 320**:

4/5/2001

Senator DePratu, Chairman  
Senator Kitzenberg  
Senator Toole

**SB 327** - The Senate acceded to the request of the House and authorized the President to appoint the following conference committee to meet with a like committee from the House to confer House amendments to **SB 327**:

4/5/2001

Senator Taylor, Chairman  
Senator Doherty  
Senator Stapleton

**SB 348** - The Senate acceded to the request of the House and authorized the President to appoint the following conference committee to meet with a like committee from the House to confer on House amendments to **SB 348**:

4/5/2001

HOUSE JOURNAL  
SEVENTY-EIGHTH LEGISLATIVE DAY - APRIL 6, 2001

Senator Berry, Chairman  
Senator DePratu  
Senator Ellingson

**SB 390** - The Senate acceded to the request of the House and authorized the President to appoint the following conference committee to meet with a like committee from the House to confer on House amendments to **SB 390:**  
4/5/2001

Senator Glaser, Chairman  
Senator Cobb  
Senator McCarthy

**SB 423** - The Senate acceded to the request of the House and authorized the President to appoint the following conference committee to meet with a like committee from the House to confer on House amendments to **SB 423:**  
4/5/2001

Senator Wells, Chairman  
Senator Ellis  
Senator Ryan

**SB 427** - The Senate acceded to the request of the House and authorized the President to appoint the following conference committee to meet with a like committee from the House to confer on House amendments to **SB 427:**  
4/5/2001

Senator Mohl, Chairman  
Senator Christiaens  
Senator Johnson

**SB 429** - The Senate acceded to the request of the House and authorized the President to appoint the following conference committee to meet with a like committee from the House to confer on House amendments to **SB 429:**  
4/5/2001

Senator Miller, Chairman  
Senator Sprague  
Senator Tester

**SB 432** - The Senate acceded to the request of the House and authorized the President to appoint the following conference committee to meet with a like committee from the House to confer on House amendments to **SB 432:**  
4/6/2001

Senator Stapleton, Chairman  
Senator Harrington  
Senator Taylor

**SB 437** - The Senate acceded to the request of the House and authorized the President to appoint the following conference committee to meet with a like committee from the House to confer on House amendments to **SB 437:**  
4/6/2001

Senator Ekegren, Chairman  
Senator Cole  
Senator Shea

**SB 441** - The Senate acceded to the request of the House and authorized the President to appoint the following conference committee to meet with a like committee from the House to confer on House amendments to **SB 441:**

HOUSE JOURNAL  
SEVENTY-EIGHTH LEGISLATIVE DAY - APRIL 6, 2001

4/5/2001

Senator Taylor, Chairman  
Senator Christiaens  
Senator Mohl

**SB 457** - The Senate acceded to the request of the House and authorized the President to appoint the following conference committee to meet with a like committee from the House to confer on House amendments to **SB 457**:

4/6/2001

Senator Glaser, Chairman  
Senator Ryan  
Senator Stapleton

**SB 151** - The Senate acceded to the request of the House, dissolved the conference committee on House amendments to **SB 151**, and authorized the President to appoint the following free conference committee to confer on **SB 151**:

4/6/2001

Senator Mahlum, Chairman  
Senator Berry  
Senator Jergeson

**HB 216** - The Senate acceded to the request of the House and authorized the President to appoint the following conference committee to meet with a like committee from the House to confer on Senate amendments to **HB 216**:

4/5/2001

Senator R. Holden, Chairman  
Senator Harrington  
Senator Stapleton

**HB 266** - The Senate acceded to the request of the House and authorized the President to appoint the following conference committee to meet with a like committee from the House to confer on Senate amendments to **HB 266**:

4/5/2001

Senator K. Miller, Chairman  
Senator Kitzenberg  
Senator Stonington

**MESSAGES FROM THE GOVERNOR**

April 5, 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 292** sponsored by Representative Fuchs, **House Bill 439** sponsored by Representative Jacobson, **House Bill 519** sponsored by Representative Forrester et al., **House Bill 548** sponsored by Representative Jayne et al., **House Bill 551** sponsored by Representative Forrester, and **House Bill 579** sponsored

HOUSE JOURNAL  
SEVENTY-EIGHTH LEGISLATIVE DAY - APRIL 6, 2001

by Representative Juneau on April 5, 2001.

Sincerely,

JUDY MARTZ  
Governor

April 5, 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 47, "**AN ACT GENERALLY REVISING THE LAWS GOVERNING STATE INVESTMENTS; REMOVING THE REQUIREMENT THAT STATE BANK EXAMINERS EXAMINE LOANS AND INVESTMENTS; INCREASING THE MAXIMUM LOAN FOR IN-STATE INVESTMENTS; REQUIRING COMMERCIAL LENDER PARTICIPATION FOR CERTAIN INVESTMENTS; ELIMINATING RESTRICTIONS ON MAXIMUM LOAN SIZES FOR PURPOSES OF JOB CREDIT INTEREST RATE REDUCTIONS; AMENDING SECTIONS 17-5-1529, 17-6-311, 17-6-312, 17-6-318, AND 17-6-321, MCA; AND PROVIDING AN EFFECTIVE DATE**" for the following reasons.

I am in full agreement with the objectives of HB 47 and with its specific measures. I recommend, however, the effective date of the statute be changed from July 1, 2001 to immediate. I have attached my amendment to that effect.

As you know, HB 47 expands the existing limitation on the size of investments made in any one business enterprise from the permanent coal tax trust fund from 1% to 10% of the permanent fund. As it presently stands, however, that expansion will not become effective until July 1, 2001.

In the interest of enhancing the effectiveness of this economic development measure, and to make it available as quickly as possible, I recommend that the bill be amended to provide for an immediate effective date.

Representative Price, the sponsor of the bill, is aware of and agrees with my recommendation.

Sincerely,

JUDY MARTZ  
Governor

HOUSE JOURNAL  
SEVENTY-EIGHTH LEGISLATIVE DAY - APRIL 6, 2001

GOVERNOR'S AMENDMENTS  
TO HOUSE BILL 47

1. Title, line 12

**Following:** "AN"

**Insert:** "IMMEDIATE"

2. Page 5, line 30

**Following:** "effective"

**Strike:** "July 1, 2001"

**Insert:** "upon passage and approval"

**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 Jayne in the chair.

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

**HB 377 - Senate Amendments** - Representative Somerville moved Senate amendments to **HB 377** be concurred in. Motion carried as follows:

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

Total 99

Noes: None.

Total 0

Voted Absentee: D. Brown, Fuchs, Lee, Ayes.

Excused: None.

Total 0

Absent or not voting: Adams.

Total 1

HOUSE JOURNAL  
SEVENTY-EIGHTH LEGISLATIVE DAY - APRIL 6, 2001

Representative Sliter moved the committee rise. Motion carried. Committee arose. House resumed. Mr. Speaker in the chair.

**SPECIAL ORDERS OF THE DAY**

The fifth and sixth grade Whitefish Bulldog Choir performed three songs for the House members.

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

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

**HB 573 - Senate Amendments** - Representative Bales moved Senate amendments to **HB 573** be **not** 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, 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 61

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, Raser, Schmidt, Smith, Tramelli, Tropila, Waddill, Wanzenried.

Total 39

Voted Absentee: D. Brown, Fuchs, Ayes; Lee, No.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 612 - Senate Amendments** - Representative R. Brown moved Senate amendments to **HB 612** be **not** concurred in. Motion carried as follows:

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

HOUSE JOURNAL  
SEVENTY-EIGHTH LEGISLATIVE DAY - APRIL 6, 2001

Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.  
Total 93

Noes: Buzzas, P. Clark, Gutsche, Hurdle, Jayne, Kaufmann, Schmidt.  
Total 7

Voted Absentee: D. Brown, Fuchs, Lee, Ayes.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HJR 27 - Senate Amendments** - Representative Bales moved Senate amendments to **HJR 27** be concurred in. Motion carried as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Erickson, Esp, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, 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, Schrumpf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.  
Total 95

Noes: Buzzas, Eggers, Kaufmann, Newman.  
Total 4

Voted Absentee: D. Brown, Fuchs, Lee, Ayes.

Excused: None.  
Total 0

Absent or not voting: Gillan.  
Total 1

**SB 131** - Representative Sliter moved **SB 131** be concurred in. Motion carried as follows:

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

HOUSE JOURNAL  
SEVENTY-EIGHTH LEGISLATIVE DAY - APRIL 6, 2001

Younkin, Mr. Speaker.  
Total 100

Noes: None.  
Total 0

Voted Absentee: D. Brown, Fuchs, Lee, Ayes.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SB 179** - Representative Vick moved consideration of **SB 179** be passed for the day. Motion carried.

**SB 326** - Representative Brueggeman moved **SB 326** be concurred in. Motion carried as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Eggers, Esp, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Golie, Haines, Harris, Hedges, Himmelberger, Holden, 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, Mr. Speaker.  
Total 93

Noes: Bixby, Erickson, Galvin-Halcro, Gillan, Gutsche, Hurdle, Juneau.  
Total 7

Voted Absentee: D. Brown, Fuchs, Lee, Ayes.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SB 338** - Representative Lewis moved **SB 338** be concurred in. Motion carried as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bixby, Bookout-Reinicke, Branae, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, Curtiss, Cyr, Dale, Dell, Devlin, Eggers, Erickson, Esp, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Hedges, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Laible, 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, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt,

HOUSE JOURNAL  
SEVENTY-EIGHTH LEGISLATIVE DAY - APRIL 6, 2001

Wolery, Younkin.  
Total 88

Noes: D. Brown, P. Clark, Davies, Harris, Himmelberger, Kasten, Laslovich, Laszloffy, Newman, Vick, Mr. Speaker.  
Total 11

Voted Absentee: Fuchs, Lee, Ayes; D. Brown, No.

Excused: None.  
Total 0

Absent or not voting: Bitney.  
Total 1

**SB 489** - Representative Sliter moved consideration of **SB 489** be placed at the top of the second reading board. Motion carried.

**SB 489** - Representative Shockley moved **SB 489** 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, Juneau, Kasten, Kaufmann, Keane, Laible, Laslovich, 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 97

Noes: Jent, Laszloffy, Newman.  
Total 3

Voted Absentee: D. Brown, Fuchs, Lee, Ayes.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

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

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bookout-Reinicke, Branae, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Esp, Fisher,

HOUSE JOURNAL  
SEVENTY-EIGHTH LEGISLATIVE DAY - APRIL 6, 2001

Forrester, Fritz, Gallus, Gillan, Golie, Haines, Hedges, Himmelberger, Holden, Jackson, Jacobson, Jent, Kasten, Keane, Laible, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, 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 81

Noes: Bixby, Eggers, Erickson, Facey, Gallik, Galvin-Halcro, Gutsche, Harris, Hurdle, Juneau, Kaufmann, Laslovich, Newman, Raser.  
Total 14

Excused: D. Brown, Fuchs, Lee.  
Total 3

Absent or not voting: Jayne, Lindeen.  
Total 2

**THIRD READING OF BILLS**

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

**HJR 35** adopted as follows:

Ayes: Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, P. Clark, Cyr, Dale, Dell, 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, Kaufmann, Keane, Laible, Laslovich, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, Schmidt, Schrumpf, Shockley, Sliter, Smith, Somerville, Story, Thomas, Tramelli, Tropila, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin.  
Total 87

Noes: Adams, R. Brown, E. Clark, Curtiss, Davies, Devlin, Esp, Kasten, Laszloffy, Pattison, Steinbeisser, Vick, Mr. Speaker.  
Total 13

Voted Absentee: D. Brown, Fuchs, Lee, Ayes.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HJR 37** adopted as follows:

HOUSE JOURNAL  
SEVENTY-EIGHTH LEGISLATIVE DAY - APRIL 6, 2001

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Dale, Devlin, Eggers, Erickson, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jacobson, Jent, Juneau, Kasten, Kaufmann, Keane, Laible, Laslovich, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, 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, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin.

Total 84

Noes: D. Brown, R. Brown, Curtiss, Cyr, Davies, Dell, Esp, Galvin-Halcro, Jackson, Jayne, Laszloffy, Mangan, Newman, Vick, Waddill, Mr. Speaker.

Total 16

Voted Absentee: Fuchs, Lee, Ayes; D. Brown, No.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HJR 40** adopted as follows:

Ayes: Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, Brueggeman, Buzzas, Callahan, Carney, P. Clark, Cyr, Dale, Dell, Eggers, Erickson, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Hurdle, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Laslovich, Lawson, Lee, Lenhart, Lewis, Lindeen, Mangan, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, A. Peterson, Price, Raser, Schmidt, Schrupf, Shockley, Smith, Story, Thomas, Tramelli, Tropila, Waddill, Wanzenried, Whitaker, Wolery.

Total 68

Noes: Adams, Andersen, Bales, Balyeat, Barrett, R. Brown, Clancy, E. Clark, Curtiss, Davies, Devlin, Esp, Himmelberger, Holden, Laible, Laszloffy, Lehman, Masolo, Pattison, K. Peterson, Rice, Ripley, Rome, Sliter, Somerville, Steinbeisser, Vick, Waitschies, Walters, Witt, Younkin, Mr. Speaker.

Total 32

Voted Absentee: D. Brown, Fuchs, Lee, Ayes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HJR 41** adopted as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, Brueggeman, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Erickson,

HOUSE JOURNAL  
SEVENTY-EIGHTH LEGISLATIVE DAY - APRIL 6, 2001

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, Wanzenried, Whitaker, Witt, Wolery, Younkin.  
Total 94

Noes: R. Brown, Buzzas, Eggers, Esp, Walters, Mr. Speaker.  
Total 6

Voted Absentee: D. Brown, Fuchs, Lee, Ayes.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SB 57, as amended by the House**, concurred in as follows:

Ayes: Andersen, Bales, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Cyr, Dell, Devlin, Eggers, Erickson, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Himmelberger, Holden, Hurdle, Jackson, 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, Rice, Ripley, Rome, Schmidt, Schrumpf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Thomas, Tramelli, Tropila, Waddill, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.  
Total 86

Noes: Adams, Balyeat, Curtiss, Dale, Davies, Esp, Hedges, Kasten, Laible, Laszloffy, Pattison, Story, Vick, Waitschies.  
Total 14

Voted Absentee: D. Brown, Fuchs, Lee, Ayes.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SB 187** concurred in as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Dell, Eggers, Erickson, Esp, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche,

HOUSE JOURNAL  
SEVENTY-EIGHTH LEGISLATIVE DAY - APRIL 6, 2001

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, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.  
Total 98

Noes: Devlin, Wanzenried.  
Total 2

Voted Absentee: D. Brown, Fuchs, Lee, Ayes.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SB 190** concurred in as follows:

Ayes: Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Cyr, Dale, Davies, Dell, Eggers, Erickson, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Himmelberger, Hurdle, Jackson, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Laible, Laslovich, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, A. Peterson, K. Peterson, Raser, Ripley, Rome, Schmidt, Schruppf, Shockley, Sliter, Smith, Somerville, Story, Thomas, Tramelli, Tropila, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin.  
Total 83

Noes: Adams, R. Brown, Curtiss, Devlin, Esp, Hedges, Holden, Kasten, Laszloffy, Pattison, Price, Rice, Steinbeisser, Vick, Waddill, Waitschies, Mr. Speaker.  
Total 17

Voted Absentee: D. Brown, Fuchs, Lee, Ayes.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SB 248** concurred in as follows:

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

HOUSE JOURNAL  
SEVENTY-EIGHTH LEGISLATIVE DAY - APRIL 6, 2001

Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, Price, Raser, Rice, Ripley, Rome, Schmidt, Schrumpf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.  
Total 95

Noes: Eggers, Gallik, Jayne, Juneau, K. Peterson.  
Total 5

Voted Absentee: D. Brown, Fuchs, Lee, Ayes.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SB 329** concurred in as follows:

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

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SB 333** concurred in as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Eggers, Erickson, Esp, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, 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,

HOUSE JOURNAL  
SEVENTY-EIGHTH LEGISLATIVE DAY - APRIL 6, 2001

McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, Schmidt, Schrumpf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Whitaker, Witt, Younkin, Mr. Speaker.  
Total 97

Noes: Gutsche, Wanzenried.  
Total 2

Voted Absentee: D. Brown, Fuchs, Lee, Ayes.

Excused: None.  
Total 0

Absent or not voting: Wolery.  
Total 1

**SB 355** concurred in as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Eggers, Esp, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Haines, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, Schmidt, Schrumpf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.  
Total 96

Noes: Erickson, Gutsche, Harris, Wanzenried.  
Total 4

Voted Absentee: D. Brown, Fuchs, Lee, Ayes.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SB 379** concurred in as follows:

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

HOUSE JOURNAL  
SEVENTY-EIGHTH LEGISLATIVE DAY - APRIL 6, 2001

Total 75

Noes: Bixby, Branae, Buzzas, Callahan, P. Clark, Cyr, Eggers, Erickson, Facey, Gallik, Gillan, Gutsche, Harris, Hurdle, Jent, Juneau, Kaufmann, Keane, Lenhart, Musgrove, Newman, Raser, Vick, Wanzenried.

Total 24

Voted Absentee: D. Brown, Fuchs, Lee, Ayes.

Excused: None.

Total 0

Absent or not voting: Lindeen.

Total 1

**SB 408** concurred in as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Eggers, Erickson, Esp, Facey, Fisher, Forrester, 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, 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: None.

Total 0

Voted Absentee: D. Brown, Fuchs, Lee, Ayes.

Excused: None.

Total 0

Absent or not voting: Fritz, Lindeen.

Total 2

**SB 451** concurred in as follows:

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

Total 86

HOUSE JOURNAL  
SEVENTY-EIGHTH LEGISLATIVE DAY - APRIL 6, 2001

Noes: Bixby, Buzzas, P. Clark, Gallik, Galvin-Halcro, Gutsche, Hurdle, Kaufmann, Lawson, Mangan, Noennig, Smith, Waddill, Mr. Speaker.

Total 14

Voted Absentee: D. Brown, Fuchs, Lee, Ayes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 454** concurred in as follows:

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

Total 100

Noes: None.

Total 0

Voted Absentee: D. Brown, Fuchs, Lee, Ayes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 493** concurred in as follows:

Ayes: Adams, Andersen, Bales, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Cyr, Dale, Davies, Dell, Devlin, 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, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Ripley, Rome, Schmidt, Schrupf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 92

HOUSE JOURNAL  
SEVENTY-EIGHTH LEGISLATIVE DAY - APRIL 6, 2001

Noes: Balyeat, Curtiss, Eggers, Esp, Laszloffy, McCann, Rice, Vick.  
Total 8

Voted Absentee: D. Brown, Fuchs, Lee, Ayes.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SB 511** concurred in as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Callahan, Clancy, E. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Fisher, Forrester, Fritz, Fuchs, Gallus, Galvin-Halcro, Golie, Haines, Hedges, Holden, Jackson, Jacobson, Kasten, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Mangan, Masolo, McKenney, Mood, Musgrove, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Rice, Ripley, Rome, Schruppf, Shockley, Sliter, Somerville, Steinbeisser, Story, Thomas, Tramelli, Vick, Waddill, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.  
Total 74

Noes: Buzzas, Carney, P. Clark, Eggers, Erickson, Esp, Facey, Gallik, Gillan, Gutsche, Harris, Himmelberger, Hurdle, Jayne, Jent, Juneau, Kaufmann, Lindeen, Matthews, McCann, Newman, Raser, Schmidt, Smith, Tropila, Wanzenried.  
Total 26

Voted Absentee: D. Brown, Fuchs, Lee, Ayes.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SB 514, as amended by the House**, concurred in as follows:

Ayes: Andersen, Bales, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Dale, Davies, Devlin, Erickson, Esp, Facey, Fisher, Forrester, Fritz, Fuchs, Gallus, Galvin-Halcro, Gillan, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jent, Juneau, Keane, Laible, Laslovich, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Noennig, Olson, A. Peterson, Price, Raser, Ripley, Schmidt, Schruppf, Shockley, Sliter, Somerville, Steinbeisser, Story, Thomas, Tropila, Waddill, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.  
Total 79

Noes: Adams, Balyeat, Cyr, Dell, Eggers, Gallik, Golie, Jayne, Kasten, Kaufmann, Laszloffy, Newman, Pattison, K. Peterson, Rice, Rome, Smith, Tramelli, Vick, Waitschies, Wanzenried.

HOUSE JOURNAL  
SEVENTY-EIGHTH LEGISLATIVE DAY - APRIL 6, 2001

Total 21

Voted Absentee: D. Brown, Fuchs, Lee, Ayes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**MOTIONS**

Representative Sliter moved the Speaker be authorized to appoint a conference committee to meet with a like committee from the Senate to confer on House amendments to **SB 437**. Motion carried.

The Speaker appointed the following members:

Representative Brueggeman, Chairman  
Representative Bales  
Representative Jent

Representative Sliter moved the Speaker be authorized to appoint a conference committee to meet with a like committee from the Senate to confer on House amendments to **SB 457**. Motion carried.

The Speaker appointed the following members:

Representative Olson, Chairman  
Representative Walters  
Representative Branae

Representative Sliter moved the Speaker be authorized to appoint a conference committee to meet with a like committee from the Senate to confer on House amendments to **SB 283**. Motion carried.

The Speaker appointed the following members:

Representative Noennig, Chairman  
Representative Holden  
Representative Eggers

Representative Sliter moved the Speaker be authorized to appoint a conference committee to meet with a like committee from the Senate to confer on House amendments to **SB 320**. Motion carried.

The Speaker appointed the following members:

Representative Somerville, Chairman  
Representative Smith  
Representative Devlin

HOUSE JOURNAL  
SEVENTY-EIGHTH LEGISLATIVE DAY - APRIL 6, 2001

Representative Sliter moved the Speaker be authorized to appoint a conference committee to meet with a like committee from the Senate to confer on House amendments to **SB 327**. Motion carried.

The Speaker appointed the following members:

Representative Sliter, Chairman  
Representative Brueggeman  
Representative Lindeen

Representative Sliter moved the Speaker be authorized to appoint a conference committee to meet with a like committee from the Senate to confer on House amendments to **SB 348**. Motion carried.

The Speaker appointed the following members:

Representative Laszloffy, Chairman  
Representative Somerville  
Representative P. Clark

Representative Sliter moved the Speaker be authorized to appoint a conference committee to meet with a like committee from the Senate to confer on House amendments to **SB 390**. Motion carried.

The Speaker appointed the following members:

Representative Lawson, Chairman  
Representative Somerville  
Representative Galvin-Halcro

Representative Sliter moved the Speaker be authorized to appoint a conference committee to meet with a like committee from the Senate to confer on House amendments to **SB 423**. Motion carried.

The Speaker appointed the following members:

Representative Anderson, Chairman  
Representative K. Peterson  
Representative Jacobson

Representative Sliter moved the Speaker be authorized to appoint a conference committee to meet with a like committee from the Senate to confer on House amendments to **SB 427**. Motion carried.

The Speaker appointed the following members:

Representative Esp, Chairman  
Representative Price  
Representative Mangan

Representative Sliter moved the Speaker be authorized to appoint a conference committee to meet with a like committee from the Senate to confer on House amendments to **SB 429**. Motion carried.

HOUSE JOURNAL  
SEVENTY-EIGHTH LEGISLATIVE DAY - APRIL 6, 2001

The Speaker appointed the following members:

Representative Fuchs, Chairman  
Representative Himmelberger  
Representative Forrester

Representative Sliter moved the Speaker be authorized to appoint a conference committee to meet with a like committee from the Senate to confer on House amendments to **SB 432**. Motion carried.

The Speaker appointed the following members:

Representative McKenney, Chairman  
Representative Whitaker  
Representative Mangan

Representative Sliter moved the Speaker be authorized to appoint a conference committee to meet with a like committee from the Senate to confer on House amendments to **SB 242**. Motion carried.

The Speaker appointed the following members:

Representative Haines, Chairman  
Representative Bookout-Reinicke  
Representative Tropila

Representative Sliter moved the Speaker be authorized to appoint a conference committee to meet with a like committee from the Senate to confer on House amendments to **SB 441**. Motion carried.

The Speaker appointed the following members:

Representative Laible, Chairman  
Representative Price  
Representative Matthews

Representative Sliter moved the Speaker be authorized to appoint a free conference committee to meet with a like committee from the Senate to confer on **SB 196**. Motion carried.

The Speaker appointed the following members:

Representative Hedges, Chairman  
Representative Waitschies  
Representative McCann

Representative Sliter moved the Speaker be authorized to appoint a free conference committee to meet with a like committee from the Senate to confer on **HB 573**. Motion carried.

The Speaker appointed the following members:

Representative Bales, Chairman

HOUSE JOURNAL  
SEVENTY-EIGHTH LEGISLATIVE DAY - APRIL 6, 2001

Representative Olson  
Representative Matthews

Representative Sliter moved the Speaker be authorized to appoint a conference committee to meet with a like committee from the Senate to confer on Senate amendments to **HB 612**. Motion carried.

The Speaker appointed the following members:

Representative R. Brown, Chairman  
Representative Barrett  
Representative Dell

Representative Sliter moved the Speaker be authorized to appoint a free conference committee to meet with a like committee from the Senate to confer on **SB 185**. Motion carried.

The Speaker appointed the following members:

Representative Walter, Chairman  
Representative Ripley  
Representative Raser

Representative K. Peterson requested on **SB 248**, third reading today, that his vote be changed from yes to no. There being no objections, so ordered.

Representative Clancy requested on **SB 514**, third reading today, that her vote be shown as yes. There being no objections, so ordered.

Representative Esp requested on **SB 514**, third reading today, that his vote be shown as yes. There being no objections, so ordered.

Representative Noennig requested on **HJR 37**, third reading today, that his vote be changed from no to yes. There being no objections, so ordered.

Representative Gillan moved that **SB 439** be taken from the Committee on Taxation and rereferred to the Committee of the Whole on Legislative Day 80.

Representative Sliter moved that **SB 439** be laid on the table. Motion carried as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, R. Brown, Brueggeman, Clancy, E. Clark, Curtiss, Cyr, Dale, Davies, Devlin, Esp, Fisher, Haines, Hedges, Himmelberger, Jackson, Kasten, Laible, Laszloffy, Lehman, Lewis, Masolo, McKenney, Mood, Olson, Pattison, A. Peterson, K. Peterson, Price, Rice, Ripley, Rome, Sliter, Somerville, Steinbeisser, Story, Thomas, Vick, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin.  
Total 49

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

HOUSE JOURNAL  
SEVENTY-EIGHTH LEGISLATIVE DAY - APRIL 6, 2001

Total 43

Excused: D. Brown, Fuchs, Lee.

Total 3

Absent or not voting: Bookout-Reinicke, Eggers, Erickson, Musgrove, Mr. Speaker.

Total 5

**REPORTS OF STANDING COMMITTEES**

**BILLS** (Bookout-Reinicke, Chairman): 4/6/2001

Examined by the sponsor and found to be correct: **HB 29, HJR 10.**

Signed by the Speaker at 4:15 p.m., April 6, 2001: **HJR 10.**

Delivered to the Governor for approval at 3:55 p.m., April 6, 2001: **HB 109, HB 190, HB 213, HB 219, HB 332, HB 408, HB 419, HB 444, HB 451, HB 461, HB 477, HB 488, HB 504, HB 529, HB 533, HB 537, HB 609.**

Delivered to the Governor for approval at 5:00 p.m., April 6, 2001: **HB 7, HB 10, HB 12, HB 30, HB 38, HB 195, HB 346, HB 348, HB 456, HB 468, HB 505, HB 599, HB 626.**

Delivered to the Secretary of State at 4:53 p.m., April 6, 2001: **HJR 10, HJR 16, HJR 21, HJR 23, HJR 24, HJR 25, HJR 29, HJR 33, HJR 34.**

**TAXATION** (Story, Chairman): 4/6/2001

**SB 220**, be amended as follows:

1. Page 1, line 20.

**Following:** "RECIPIENT"

**Insert:** "of cash assistance"

2. Page 1, line 24.

**Strike:** "25%"

**Insert:** "15%"

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

**SB 346**, be amended as follows:

1. Title, page 1, line 5, through page 1, line 7.

**Strike:** "PROVIDING" on line 5 through "2001;" on line 7

2. Title, page 1, line 10.

**Following:** "DATE"

**Strike:** ", "

**Insert:** "AND"

3. Title, page 1, line 11.

**Strike:** ", AND A TERMINATION DATE"

4. Page 1, line 15 through line 28.

HOUSE JOURNAL  
SEVENTY-EIGHTH LEGISLATIVE DAY - APRIL 6, 2001

**Strike:** section 1 in its entirety  
**Renumber:** subsequent sections

5. Page 2, line 18.

**Following:** "15-6-134(1)(c)"

**Insert:** "and 15-6-191"

6. Page 3, line 8.

**Strike:** section 5 in its entirety

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

**REPORTS OF SELECT COMMITTEES**

CONFERENCE COMMITTEE  
on House Amendments to Senate Bill 28  
Report No. 1, April 6, 2001

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered House amendments to **Senate Bill 28** (reference copy – salmon) and recommend this Conference Committee report be adopted.

And, recommend that **Senate Bill 28** (reference copy – salmon) be amended further as follows:

1. Page 17, line 29.

**Strike:** "OR ADMINISTRATIVE AGENCY"

2. Page 18, line 2.

**Strike:** "OR ADMINISTRATIVE AGENCY"

For the Senate:

Hargrove, Chairman  
Halligan  
R. Holden

For the House:

Noennig, Chairman  
Jent  
C. Younkin

CONFERENCE COMMITTEE  
on House Amendments to Senate Bill 48  
Report No. 1, April 6, 2001

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered House amendments to **Senate Bill 48** (reference copy – salmon) and recommend this Conference Committee report be adopted.

And, recommend that **Senate Bill 48** (reference copy – salmon) be amended further as follows:

HOUSE JOURNAL  
SEVENTY-EIGHTH LEGISLATIVE DAY - APRIL 6, 2001

1. Page 6, line 14.

**Strike:** "\$25,000"

**Insert:** "\$50,000"

2. Page 6, line 18.

**Strike:** "LICENSE"

**Insert:** "licenses"

**Strike:** "FEE"

**Insert:** "fees"

3. Page 6, line 19.

**Following:** "BEER"

**Insert:** "only,"

**Strike:** the first "OR"

**Following:** "WINE"

**Insert:** "only, or both beer and wine"

4. Page 6, line 21.

**Following:** "OF"

**Insert:** ":"

(a)"

**Following:** "\$50"

**Insert:** "for a beer connoisseur's license;

(b) \$50 for a wine connoisseur's license; or

(c) \$100 for a beer and wine connoisseur's license"

5. Page 6, line 26.

**Following:** "FEE"

**Insert:** "for a beer connoisseur's license or a wine connoisseur's license and a \$50 renewal fee for a beer and wine connoisseur's license"

6. Page 7, line 8.

**Following:** "(1)"

**Strike:** "THE"

**Insert:** "Subject to the provisions of [section 7], the"

7. Page 7, line 9.

**Strike:** "288"

**Insert:** "144"

**Strike:** the first "24"

**Insert:** "12"

**Strike:** "576"

**Insert:** "288"

**Strike:** the second "24"

**Insert:** "12"

8. Page 7, line 11.

**Following:** "RESALE."

HOUSE JOURNAL  
SEVENTY-EIGHTH LEGISLATIVE DAY - APRIL 6, 2001

**Insert:** "A person wishing to receive both wine and beer under this section must possess a beer and wine connoisseur's license."

For the Senate:

Sprague, Chairman  
Butcher  
Ryan

For the House:

McKenney, Chairman  
Matthews

**ANNOUNCEMENTS**

Committee meetings were announced by committee chairmen.

Majority Leader Sliter moved that the House adjourn until 8:00 a.m., Saturday, April 7, 2001. Motion carried.

House adjourned at 3:45 p.m.

MARILYN MILLER  
Chief Clerk of the House

DAN MCGEE  
Speaker of the House