

**HOUSE JOURNAL
57TH LEGISLATURE
EIGHTY-FIRST LEGISLATIVE DAY**

Helena, Montana
April 10, 2001

House Chambers
State Capitol

House convened at 10:00 a.m. Mr. Speaker in the Chair. Invocation by Representative McCann. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

REPORTS OF STANDING COMMITTEES

BILLS (Bookout-Reinicke, Chairman): 4/10/2001
Correctly printed: **SB 505, SB 512.**
Correctly engrossed: **HB 46, HB 73, HB 129, HB 162, HB 240, HB 258, HB 264, HB 280, HB 281, HB 303, HB 317, HB 346, HB 350, HB 483, HB 501, HB 506, HB 508, HB 510, HB 519, HB 521.**
Correctly enrolled: **HB 8, HB 247, HB 447, HB 608, HB 642, HB 650, HJR 38.**
Examined by the sponsor and found to be correct: **HB 8, HB 247, HB 447, HB 608, HB 642, HB 650, HJR 38.**
Delivered to the Governor for approval at 11:30 a.m., April 10, 2001: **HB 377.**
Delivered to the Secretary of State at 12:00 p.m., April 10, 2001: **HJR 27.**

NATURAL RESOURCES (Younkin, Chairman): 4/10/2001
HJR 42, introduced joint resolution, be amended as follows:

1. Page 1, line 10.
Strike: line 10

And, as amended, be adopted. Report adopted.

REPORTS OF SELECT COMMITTEES

FREE CONFERENCE COMMITTEE
on House Bill 142
Report No. 1, April 6, 2001

Mr. Speaker and Mr. President:

We, your Free Conference Committee on **House Bill 142**, met April 6, 2001 and considered:

1. Senate Committee on Fish and Game amendments to the third reading copy, dated March 9, 2001.

We recommend that **House Bill 142** (reference copy – salmon) be amended as follows:

1. Page 2, line 26.
Following: "PURPOSE OF"
Insert: "improving the hunting experience, considering fair chase principles, and"
Following: "PROVIDING FOR"
Strike: "ETHICAL AND"

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2. Page 4, line 14.

Following: "PURPOSE OF"

Insert: "improving the hunting experience, considering fair chase principles, and"

Following: "PROVIDING FOR"

Strike: "ETHICAL AND"

For the House:

Somerville, Chairman
P. Clark

For the Senate:

Berry, Chairman
Doherty
Wells

FREE CONFERENCE COMMITTEE
on House Bill 473
Report No. 1, April 6, 2001

Mr. Speaker and Mr. President:

We, your Free Conference Committee on **House Bill 473**, met April 6, 2001, and considered:

1. Senate Committee on Natural Resources amendments to the third reading copy, dated March 17, 2001; and
2. Senate Committee of the Whole amendment to the second house, second reading copy, dated March 20, 2001.

And, recommend that **House Bill 473** (reference copy – salmon) be amended as follows:

1. Title, line 6.

Following: "THAT"

Insert: "CERTAIN"

2. Page 3, line 23 through line 25.

Following: "on"

Strike: remainder of line 23 through line 25

Insert: "this chapter."

3. Page 3, line 30 through page 4, line 2.

Following: "MEASURES"

Strike: remainder of line 30 through "MEASURES" on page 4, line 2

Insert: "that"

4. Page 4.

Strike: line 4

Insert: "(c) Proposed actions for which the agency is the project sponsor may be modified by the agency only to comply with a statute or regulation based on the information resulting from an environmental review of the action."

For the House:

Younkin, Chairman

For the Senate:

Crismore, Chairman

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Mood

Roush
Thomas

CONFERENCE COMMITTEE
on House Amendments to Senate Bill 135
Report No. 1, April 9, 2001

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered House amendments to **Senate Bill 135** (reference copy – salmon) and recommend this Conference Committee report be adopted.

And, recommend that House amendments to **Senate Bill 135** (reference copy – salmon) be accepted by the Senate.

For the Senate:

Johnson, Chairman
O'Neil
Waterman

For the House:

Lewis, Chairman
Esp
Schmidt

FREE CONFERENCE COMMITTEE
on Senate Bill 185
Report No. 1, April 9, 2001

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered **Senate Bill 185** (reference copy – salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **Senate Bill 185** (reference copy – salmon) be amended as follows:

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

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

2. Page 5, line 6.

Strike: "the entrances"

Insert: "any entrance"

Strike: "polling place or"

Following: "building"

Insert: "in which the polling place is located"

3. Page 5, line 17.

Strike: "-- definitions"

4. Page 6, line 1.

Strike: line 1 in its entirety

Re-number: subsequent subsections

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5. Page 6, line 4.

Strike: "An" through " :"

6. Page 6, line 5.

Strike: "public officer or"

7. Page 6, line 13 through line 22.

Strike: line 13 through line 22 in their entirety

8. Page 7, line 26.

Following: "37"

Insert: "35"

9. Page 7, line 30.

Following: "or"

Strike: "37"

10. Page 10, line 1.

Strike: "The"

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

For the Senate:

Bohlinger, Chairman
Cobb
Ellingson

For the House:

Walters, Chairman
Raser
Ripley

MESSAGES FROM THE SENATE

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

4/9/2001

SB 57, introduced by Johnson

SB 514, introduced by Grosfield

HB 543 - The Senate acceded to the request of the House and authorized the President to appoint the following free conference committee to meet with a like committee from the Senate to confer on **HB 543**:

4/9/2001

Senator Crismore, Chairman
Senator McCarthy
Senator Tash

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

4/9/2001

Senator Taylor, Chairman
Senator Doherty
Senator Stapleton

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SB 441 - The Senate acceded to the request of the House, dissolved the conference committee on House amendments to **SB 441**, and authorized the President to appoint the following conference committee to confer on House amendments to **SB 441**:

4/9/2001

Senator Grimes, Chairman
Senator Christiaens
Senator Mohl

**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 Brueggeman in the chair.

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

SB 383 - Representative Sliter moved consideration of **SB 383** be passed for the day. Motion carried.

SB 368 - Representative K. Peterson moved **SB 368** 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, Kaufmann, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, 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: Kasten, Lenhart.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 263 - Representative Somerville moved **SB 263** be concurred in. Motion carried as follows:

Ayes: Andersen, Bales, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, 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, Kaufmann, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McKenney, Musgrove, Newman, Noennig, Olson, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, Schmidt, Schrupf, Shockley,

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

Total 94

Noes: Adams, Balyeat, Kasten, McCann, Mood, Pattison.

Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 46 - Senate Amendments - Representative Dale moved Senate amendments to **HB 46** 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

HB 119 - Senate Amendments - Representative Vick moved Senate amendments to **HB 119** be concurred in. Motion failed 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, Fuchs, Haines, Hedges, Himmelberger, Holden, Jackson, Kasten, Laible, Lee, Lehman, Lewis, McKenney, Mood, Newman, Olson, Pattison, Price, Rice, Ripley, Rome, Schrupf, Shockley, Sliter, Steinbeisser, Story, Thomas, Vick, Waitschies, Walters, Whitaker, Witt, Mr. Speaker.

Total 50

Noes: Bixby, Branae, Buzzas, Callahan, Carney, P. Clark, Cyr, Dell, Eggers, Erickson, Facey, Forrester, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Harris, Hurdle, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Laslovich, Laszloffy, Lawson, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, Musgrove, Noennig, A. Peterson, K. Peterson, Raser, Schmidt, Smith, Somerville, Tramelli, Tropila, Waddill, Wanzenried, Wolery, Younkin.

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Total 50

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 125 - Senate Amendments - Representative Younkin moved Senate amendments to **HB 125** 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, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 99

Noes: Smith.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 156 - Senate Amendments - Representative Matthews moved Senate amendments to **HB 156** be concurred in. Motion carried as follows:

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

Total 85

Noes: Adams, Balyeat, Branae, P. Clark, Dell, Esp, Hurdle, Jayne, Noennig, K. Peterson, Rice, Vick, Waddill, Waitschies, Whitaker.

Total 15

Excused: None.

Total 0

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Absent or not voting: None.
Total 0

HB 166 - Senate Amendments - Representative Lee moved Senate amendments to **HB 166** be concurred in. Motion carried as follows:

Ayes: Andersen, Barrett, Bixby, Bookout-Reinicke, Branae, D. Brown, Brueggeman, Buzzas, Callahan, Carney, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Eggers, Erickson, Facey, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, 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, A. Peterson, K. Peterson, Price, Raser, Ripley, Rome, Schmidt, Schrupf, Shockley, Smith, Steinbeisser, Story, Thomas, Tramelli, Tropila, Waddill, Walters, Wanzenried, Whitaker, Witt, Wolery.
Total 80

Noes: Adams, Bales, Balyeat, Bitney, R. Brown, Clancy, Esp, Fisher, Hedges, Himmelberger, Laszloffy, McCann, Pattison, Rice, Sliter, Somerville, Vick, Waitschies, Younkin, Mr. Speaker.
Total 20

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 210 - Senate Amendments - Representative Ripley moved Senate amendments to **HB 210** 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, Devlin, Esp, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Gillan, Golie, Haines, Harris, Hedges, Himmelberger, Holden, Jackson, Jacobson, Jayne, Jent, 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, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 89

Noes: Bixby, Dell, Eggers, Erickson, Galvin-Halcro, Gutsche, Hurdle, Juneau, Kasten, Kaufmann, Wanzenried.
Total 11

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 317 - Senate Amendments - Representative K. Peterson moved Senate amendments to **HB 317** be concurred in. Motion carried as follows:

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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

HB 349 - Senate Amendments - Representative Haines moved Senate amendments to **HB 349** 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, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Rice, Rome, Schmidt, Schrupf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 98

Noes: Mangan, Ripley.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 134 - Representative Bales moved **SB 134** be concurred in.

Representative Gallus moved that Representative Lee be allowed to speak again on **SB 134**. Motion failed as follows:

Ayes: Bixby, Branae, Buzzas, Callahan, Carney, Curtiss, Cyr, Dell, 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, Matthews, McCann, Musgrove, Newman, A. Peterson, K. Peterson, Raser,

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Schmidt, Smith, Tramelli, Wanzenried.
Total 43

Noes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bookout-Reinicke, D. Brown, R. Brown, Brueggeman, Clancy, E. Clark, Dale, Davies, Devlin, Esp, Fisher, Fuchs, Haines, Hedges, Holden, Jackson, Kasten, Laible, Laszloffy, Lawson, Lewis, Masolo, McKenney, Mood, Noennig, Olson, Pattison, Rice, Ripley, Rome, Schrupf, Shockley, Sliter, Somerville, Steinbeisser, Story, Thomas, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 50

Excused: None.
Total 0

Absent or not voting: P. Clark, Himmelberger, Lehman, Price, Tropila, Vick, Waddill.
Total 7

Representative Curtiss moved for cloture. Motion, requiring a two-thirds vote failed as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bookout-Reinicke, D. Brown, R. Brown, Brueggeman, Callahan, Clancy, E. Clark, Curtiss, Dale, Davies, Dell, Devlin, Esp, Fisher, Fuchs, Haines, Hedges, Himmelberger, Holden, Jackson, Jent, Kasten, Laible, Laslovich, Laszloffy, Lawson, 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, Waddill, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 63

Noes: Bixby, Branae, Buzzas, 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, Lindeen, Mangan, Musgrove, Newman, Raser, Schmidt, Smith, Tramelli, Tropila, Wanzenried.
Total 36

Excused: None.
Total 0

Absent or not voting: Lehman.
Total 1

Motion that **SB 134** 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, Dell, Devlin, Esp, Fisher, Fuchs, Haines, Hedges, Himmelberger, Holden, Jackson, Kasten, Laible, Laszloffy, Lawson, Lehman, Lenhart, 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, Forrester, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Harris, Hurdle, Jayne, Jent, Juneau, Kaufmann, Keane, Laslovich, Lee,

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Lindeen, Mangan, Musgrove, Newman, Raser, Schmidt, Smith, Tramelli, Tropila, Waddill, Wanzenried.
Total 38

Excused: None.
Total 0

Absent or not voting: Jacobson.
Total 1

SB 505 - Representative Story moved **SB 505** 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, Devlin, Esp, Fisher, Fuchs, Haines, Hedges, Himmelberger, Holden, Jackson, Kasten, Laible, Laszloffy, Lawson, Lehman, Lewis, Masolo, McKenney, Mood, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Rice, Ripley, Rome, Schrupf, Sliter, Somerville, Steinbeisser, Story, Thomas, Vick, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 56

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

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 512 - Representative Sliter moved consideration of **SB 512** be placed at the bottom of the second reading board for the purpose of amendment. Motion carried.

HB 119 - Representative Sliter moved consideration of **HB 119** be placed at the top of the second reading board. Motion carried.

HB 119 - Senate Amendments - Representative Vick moved Senate amendments to **HB 119** be **not** 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, Fritz, Fuchs, Gallik, Gallus, Golie, 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, McCann, McKenney, Mood, Musgrove, Newman, 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, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 93

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Noes: Forrester, Galvin-Halcro, Gillan, Gutsche, Jayne, Raser, Wanzenried.
Total 7

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 399 - Governor's Amendments - Representative McKenney moved Governor's amendments to **HB 399** be concurred in. Motion carried as follows:

Ayes: Adams, Andersen, Bales, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Erickson, Facey, Fisher, Forrester, Fritz, Fuchs, 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, Price, Rice, Ripley, Rome, Schruppf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 93

Noes: Balyeat, Eggers, Esp, Gallik, K. Peterson, Raser, Schmidt.
Total 7

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 500 - Governor's Amendments - Representative Wanzenried moved Governor's amendments to **HB 500** be concurred in. Motion carried as follows:

Ayes: Adams, Andersen, Bales, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Dell, Devlin, Eggers, Erickson, Facey, Fisher, Forrester, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Hurdle, Jackson, Jacobson, Jayne, Juneau, Kasten, Kaufmann, Keane, 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, Schmidt, Schruppf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Waddill, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 88

Noes: Balyeat, Davies, Esp, Fuchs, Holden, Jent, Laible, Laslovich, Ripley, Rome, Vick, Waitschies.
Total 12

Excused: None.

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Total 0

Absent or not voting: None.

Total 0

Representative Sliter moved the committee rise, report progress, and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the chair. Chairman Sliter moved the Committee of the Whole report be adopted. Report adopted 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, Fritz, Fuchs, Haines, Hedges, Himmelberger, Holden, Jackson, Kasten, Laible, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Rice, Ripley, Rome, Schruppf, Shockley, Smith, Somerville, Steinbeisser, Story, Thomas, Tropila, Vick, Waddill, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 66

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

Total 34

Excused: None.

Total 0

Absent or not voting: None.

Total 0

THIRD READING OF BILLS

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

SB 46 concurred in as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, 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, 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 96

Noes: Eggers, Gallik, Jayne.

Total 3

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Excused: None.
Total 0

Absent or not voting: Brueggeman.
Total 1

SB 73, as amended by the House, failed as follows:

Ayes: Andersen, Bales, Barrett, Bitney, Bookout-Reinicke, D. Brown, R. Brown, Brueggeman, Clancy, E. Clark, Curtiss, Dale, Davies, Devlin, Esp, Fisher, Haines, Hedges, Himmelberger, Holden, Jackson, Laible, Laszloffy, Lehman, Lewis, Matthews, Mood, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Rice, Ripley, Rome, Schrupf, Shockley, Somerville, Thomas, Vick, Waddill, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin.
Total 48

Noes: Adams, Balyeat, Bixby, Branae, Buzzas, Callahan, Carney, P. Clark, Cyr, Dell, Eggers, Erickson, Facey, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Harris, Hurdle, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Laslovich, Lawson, Lee, Lenhart, Lindeen, Mangan, Masolo, McCann, McKenney, Musgrove, Newman, Raser, Schmidt, Sliter, Smith, Steinbeisser, Story, Tramelli, Tropila, Wanzenried, Mr. Speaker.
Total 52

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 129, as amended by the House, concurred in as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Eggers, Erickson, Esp, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, 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 162 concurred in as follows:

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

Total 99

Noes: Laslovich.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 240 concurred in 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, Esp, Fisher, Forrester, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Haines, Harris, Hedges, Himmelberger, Holden, Jackson, Jacobson, Jayne, Jent, Kasten, Keane, Laible, Laslovich, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, Schmidt, Schruppf, Shockley, Sliter, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 87

Noes: Bixby, Eggers, Erickson, Facey, Fritz, Gallik, Gutsche, Hurdle, Juneau, Kaufmann, Lee, Musgrove, Smith.

Total 13

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 258, 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, Cyr, Dale, 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, Kaufmann, Keane, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, Schmidt, Schruppf, Shockley, Sliter, Smith,

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Total 91

Noes: Adams, Balyeat, Davies, Holden, Kasten, Laible, Pattison, Story, Vick.

Total 9

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 264, as amended by the House, concurred in as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Eggers, Erickson, Esp, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, 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 280 concurred in as follows:

Ayes: Andersen, Bales, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Devlin, Erickson, Facey, Gallus, Gillan, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Noennig, Olson, A. Peterson, K. Peterson, Price, Rice, Ripley, Rome, Schmidt, Schrupf, Shockley, Smith, Somerville, Steinbeisser, Story, Thomas, Tropila, Waddill, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 73

Noes: Adams, Balyeat, R. Brown, Brueggeman, Davies, Dell, Eggers, Esp, Fisher, Forrester, Fritz, Fuchs, Gallik, Galvin-Halcro, Golie, Gutsche, Jacobson, Jayne, Kasten, Lewis, Newman, Pattison, Raser, Sliter, Tramelli, Vick, Wanzenried.

Total 27

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Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 303, as amended by the House, concurred in as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Cyr, Dale, Davies, Dell, Devlin, Eggers, Erickson, Facey, Fisher, Forrester, Fritz, Fuchs, Gallus, Gillan, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Kasten, Kaufmann, Keane, Laible, Laslovich, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Lindeen, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, 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 91

Noes: Curtiss, Esp, Gallik, Galvin-Halcro, Golie, Juneau, Lee, Mangan, Newman.
Total 9

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 317 concurred in as follows:

Ayes: Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Eggers, Erickson, Facey, Forrester, Fritz, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Holden, Hurdle, Jacobson, Jent, Kasten, Kaufmann, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Masolo, Matthews, McKenney, Mood, Newman, Noennig, Olson, Pattison, A. Peterson, Price, Raser, Rice, Ripley, Rome, Schmidt, Schrupf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin.
Total 85

Noes: Adams, Esp, Fisher, Gallik, Jackson, Jayne, Juneau, Keane, Mangan, McCann, Musgrove, K. Peterson, Thomas, Mr. Speaker.
Total 14

Excused: None.
Total 0

Absent or not voting: Himmelberger.
Total 1

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SB 346, as amended by the House, 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, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Eggers, Erickson, Esp, Facey, Fisher, Forrester, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, Schmidt, Schrupf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 96

Noes: Balyeat, Fuchs, Laible, McCann.

Total 4

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 350, as amended by the House, concurred in as follows:

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

Total 91

Noes: Adams, Balyeat, D. Brown, Davies, Fisher, Fuchs, Jackson, McCann, Vick.

Total 9

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 483, as amended by the House, concurred in as follows:

Ayes: Adams, Andersen, Bales, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. 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,

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

Total 96

Noes: Balyeat, R. Brown, Tramelli.

Total 3

Excused: None.

Total 0

Absent or not voting: Pattison.

Total 1

SB 501 concurred in as follows:

Ayes: Adams, Andersen, Bales, Barrett, Bitney, 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, Gallik, Gallus, Galvin-Halcro, Gillan, 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, Schrupf, Shockley, Sliter, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 94

Noes: Balyeat, Bixby, Eggers, Golie, Hurdle, Smith.

Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 506, as amended by the House, concurred in as follows:

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

Total 84

Noes: Bales, Dale, Davies, Esp, Fisher, Kasten, Laible, Laszloffy, Lewis, Lindeen, Pattison, K. Peterson, Vick,

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Waitschies, Younkin, Mr. Speaker.
Total 16

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 508, as amended by the House, concurred in as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bookout-Reinicke, D. Brown, R. Brown, Brueggeman, Callahan, Clancy, E. Clark, P. Clark, Curtiss, Dale, Davies, Dell, Devlin, Esp, Fisher, Forrester, Fuchs, Gillan, Golie, Haines, Hedges, Himmelberger, Holden, Jackson, Juneau, Kasten, Laible, Laszloffy, Lawson, Lehman, Lenhart, 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, Vick, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 72

Noes: Bixby, Branae, Buzzas, Carney, Cyr, Eggers, Erickson, Facey, Fritz, Gallik, Gallus, Galvin-Halcro, Gutsche, Harris, Hurdle, Jacobson, Jayne, Jent, Kaufmann, Keane, Laslovich, Lee, Lindeen, Musgrove, Newman, Raser, Waddill, Wanzenried.
Total 28

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 510, as amended by the House, concurred in 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, Gallus, Golie, Haines, Hedges, Himmelberger, Holden, Jackson, Jacobson, Kasten, Laible, Lawson, Lehman, Lenhart, Lewis, Lindeen, Masolo, Matthews, McCann, McKenney, Mood, Noennig, Olson, A. Peterson, K. Peterson, Price, Rice, Ripley, Rome, Schrumpf, Shockley, Sliter, Somerville, Steinbeisser, Story, Thomas, Tropila, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 64

Noes: Bixby, Branae, Buzzas, Callahan, Carney, P. Clark, Cyr, Eggers, Erickson, Facey, Fritz, Gallik, Galvin-Halcro, Gillan, Gutsche, Harris, Hurdle, Jayne, Jent, Juneau, Kaufmann, Keane, Laslovich, Laszloffy, Lee, Mangan, Musgrove, Newman, Pattison, Raser, Schmidt, Smith, Tramelli, Vick, Waddill, Wanzenried.
Total 36

Excused: None.
Total 0

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Absent or not voting: None.
Total 0

SB 519 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, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McKenney, Mood, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, Schmidt, Schrupf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 96

Noes: Hurdle, McCann, Musgrove, Wanzenried.
Total 4

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Representative Noennig requested on **SB 317**, second reading yesterday, that his vote be shown as yes. There being no objections, so ordered.

Representative Shockley requested on **SB 129**, second reading yesterday, that his vote be changed from no to yes. There being no objections, so ordered.

Representative Davies requested on **SB 134**, second reading today, that his vote be shown as yes. There being no objections, so ordered.

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 119**. Motion carried.

The Speaker appointed the following members:

Representative Shockley, Chairman
Representative Newman
Representative Noennig

Representative Sliter moved that the conference committee on **SB 327** be dissolved and that the Speaker be authorized to appoint a free conference committee to meet with a like committee in the Senate on **SB 327**. Motion carried.

The Speaker appointed the following members:

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Representative Sliter, Chairman
Representative Brueggeman
Representative Lindeen

Representative Sliter moved that the conference committee on **SB 441** be dissolved and that the Speaker be authorized to appoint a free conference committee to meet with a like committee in the Senate on **SB 441**. Motion carried.

The Speaker appointed the following members:

Representative Laible, Chairman
Representative Price
Representative Matthews

Representative Sliter moved that the conference committee on **SB 390** be dissolved and that the Speaker be authorized to appoint a free conference committee to meet with a like committee in the Senate on **SB 390**. Motion carried.

The Speaker appointed the following members:

Representative Lawson, Chairman
Representative Somerville
Representative Galvin-Halcro

Representative Sliter moved that the conference committee on **HB 146** be dissolved and that the Speaker be authorized to appoint a free conference committee to meet with a like committee in the Senate on **HB 146**. Motion carried.

The Speaker appointed the following members:

Representative Shockley, Chairman
Representative Wolery
Representative Callahan

Committee meetings were announced by committee chairmen.

Majority Leader Sliter moved that the House recess until 3:00 p.m. Motion carried.

House recessed at 12:25 p.m.

House reconvened at 3:00 p.m. All members present. Quorum present.

REPORTS OF STANDING COMMITTEES

FEDERAL RELATIONS, ENERGY, AND TELECOMMUNICATIONS (Curtiss, Chairman): 4/10/2001
HJR 44, introduced joint resolution, be amended as follows:

1. Page 1, line 21.

Following: "WHEREAS,"

Strike: "the wholesale power market is a matter of federal jurisdiction"

Insert: "the Federal Energy Regulatory Commission exercises jurisdiction over wholesale power generation sold in

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interstate commerce"

And, as amended, be adopted. Report adopted.

REPORTS OF SELECT COMMITTEES

CONFERENCE COMMITTEE
on Senate Amendments to House Bill 266
Report No. 1, April 10, 2001

Mr. Speaker and Mr. President:

We, your Conference Committee **on House Bill 266** met April 10, 2001, and considered:

1. Senate Committee on Judiciary amendments to the third reading copy, dated March 16, 2001.

We recommend that **House Bill 266** (reference copy – salmon) be amended as follows:

1. Page 1, line 28.

Following: line 27

Insert: "(3) An applicant may contest a written statement of legal authority in district court. The prevailing party must be awarded costs and attorney fees incurred in a contest or defense under this section."

For the House:

Shockley, Chairman
Clancy
P. Clark

For the Senate:

Miller, Chairman
Kitzenberg

CONFERENCE COMMITTEE
on House Amendments to Senate Bill 242
Report No. 1, April 10, 2001

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered House amendments to **Senate Bill 242** (reference copy – salmon) and recommend this Conference Committee report be adopted.

And, recommend that House amendments to **Senate Bill 242** (reference copy – salmon) be accepted by the Senate.

For the Senate:

Mahlum, Chairman
O'Neil

For the House:

Haines, Chairman
Bookout-Reinicke

CONFERENCE COMMITTEE
on House Amendments to Senate Bill 283
Report No. 1, April 9, 2001

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Mr. President and Mr. Speaker:

We, your Conference Committee met and considered House amendments to **Senate Bill 283** (reference copy – salmon) and recommend this Conference Committee report be adopted.

And, recommend that **Senate Bill 283** (reference copy – salmon) be amended as follows:

1. Page 8, line 9.

Following: "ary"

Insert: "pertinent"

2. Page 9, line 3 through line 7.

Following: "children." on line 3

Strike: remainder of line 3 through "RESULTS." on line 7

3. Page 9, line 8.

Strike: "SHALL"

Insert: "may"

4. Page 9, line 9.

Following: "(I)"

Strike: remainder of line 9

Insert: "the safety of the child;"

5. Page 9, lines 20 and 21.

Following: "1997"

Strike: "AS" line 20 through "ENACTED" on line 21

6. Page 15, line 19.

Strike: "AS ENACTED"

For the Senate:

Grimes, Chairman

Waterman

Wells

For the House:

Noennig, Chairman

Eggers

Holden

CONFERENCE COMMITTEE
on House Amendments to Senate Bill 423
Report No. 1, April 10, 2001

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered House amendments to **Senate Bill 423** (reference copy – salmon) and recommend this Conference Committee report be adopted.

And, recommend that **Senate Bill 423** (reference copy – salmon) be amended further as follows:

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1. Title, page 1, line 5.

Strike: "15"

Insert: "10"

2. Page 3, line 4.

Strike: "15%"

Insert: "10%"

For the Senate:

Wells, Chairman

Ellis

Ryan

For the House:

Andersen, Chairman

Jacobson

Kasten

MESSAGES FROM THE SENATE

HB 208 - The Senate acceded to the request of the House and authorized the President to appoint the following free conference committee to meet with a like committee from the House to confer on **HB 208:**

4/10/2001

Senator Grosfield, Chairman

Senator Bishop

Senator Doherty

HB 324 - 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 324:**

4/10/2001

Senator Grimes, Chairman

Senator Holden

Senator Jergeson

HB 359 - 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 359:**

4/10/2001

Senator Grosfield, Chairman

Senator Doherty

Senator O'Neil

HB 360 - 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 360:**

4/10/2001

Senator Grosfield, Chairman

Senator O'Neil

Senator Pease

HB 459 - The Senate acceded to the request of the House and authorized the President to appoint the following free conference committee to meet with a like committee from the House to confer on **HB 459:**

4/10/2001

Senator Crismore, Chairman

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Senator Grimes
Senator Shea

HB 572 - 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 572:**
4/10/2001

Senator Crismore, Chairman
Senator Grosfield
Senator Shea

HB 605 - The Senate acceded to the request of the House and authorized the President to appoint the following free conference committee to meet with a like committee from the House to confer on **HB 605:**
4/10/2001

Senator Crismore, Chairman
Senator Nelson
Senator Tash

SB 390 - The Senate acceded to the request of the House, dissolved the conference committee on Senate amendments to **SB 390**, and authorized the President to appoint the following free conference committee to confer on **SB 390:**
4/10/2001

Senator Glaser, Chairman
Senator Cobb
Senator McCarthy

SB 437 - The Senate acceded to the request of the House, dissolved the conference committee on Senate amendments to **SB 437**, and authorized the President to appoint the following free conference committee to confer on **SB 437:**
4/10/2001

Senator Ekegren, Chairman
Senator Cole
Senator Shea

Majority Leader Sliter moved that the House recess until 3:30 p.m. Motion carried.

House recessed at 3:05 p.m.

House reconvened at 3:30 p.m. All members present. Quorum present.

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

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

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

HB 434 - Senate Amendments - Representative Sliter moved Senate amendments to **HB 434** be concurred in. Motion carried as follows:

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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, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jayne, Juneau, Kasten, Kaufmann, 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, Schruppf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 95

Noes: Gallik, Jent, Keane, Lindeen.

Total 4

Voted Absentee: Whitaker, Aye.

Excused: None.

Total 0

Absent or not voting: Gillan.

Total 1

HB 632 - Senate Amendments - Representative Mood moved Senate amendments to **HB 632** be **not** concurred in. Motion carried as follows:

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

Total 65

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

Total 33

Voted Absentee: Whitaker, Aye.

Excused: None.

Total 0

Absent or not voting: R. Brown, Lawson.

Total 2

Representative Whitaker excused at this time.

HB 646 - Senate Amendments - Representative Golie moved Senate amendments to **HB 646** be **not** concurred in.

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Motion carried as follows:

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

Total 92

Noes: Adams, Bales, Barrett, Clancy, Davies, K. Peterson, Vick, Waitschies.

Total 8

Voted Absentee: Whitaker, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 494 - Representative Somerville moved **SB 494** be concurred in.

SB 494 - Representative Gallik moved **SB 494**, second reading copy, be amended as follows :

1. Title, page 1, line 8.

Following: "SERVICES;"

Insert: "REQUIRING THAT THE INCREASE IN TAX REVENUE BE USED TO PAY FOR K-12 PUBLIC SCHOOL BASIC AND PER-ANB ENTITLEMENTS;"

2. Title, page 1, line 11.

Following: "15-53-129"

Insert: ", 15-53-156,"

3. Page 6, line 1.

Following: page 5, line 30

Insert: "**Section 4.** Section 15-53-156, MCA, is amended to read:

"15-53-156. Retail telecommunications excise tax revenue. (1) After retaining an allowance for refunds and except as provided in subsection (2), retail telecommunications excise tax revenue collected by the department must be deposited in the state general fund.

(2) The increase in revenue attributable to [this act] must be deposited into a state special revenue fund for the purpose of paying for basic and per-ANB entitlements as provided under Title 20, chapter 9, part 3."

Renumber: subsequent sections

4. Page 6, line 30.

Strike: "4"

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Insert: "5"

Amendment **not** adopted as follows:

Ayes: Balyeat, 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, Kasten, Kaufmann, Keane, Laslovich, Lee, Lenhart, Lindeen, Mangan, Musgrove, Newman, Pattison, Raser, Schmidt, Smith, Tramelli, Tropila, Wanzenried.

Total 42

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

Total 57

Excused: Whitaker.

Total 1

Absent or not voting: None.

Total 0

Representative Whitaker present at this time.

SB 494 - Representative Lee moved **SB 494**, second reading copy, be amended as follows :

1. Title, page 1, line 8.

Strike: "SUSPENDING"

Insert: "REPEALING"

2. Title, page 1, line 11.

Following: "SECTION"

Strike: "SECTIONS"

Insert: "SECTION"

3. Title, page 1, line 12.

Strike: "AND 15-53-202"

4. Title, page 1, line 12.

Following: "15-53-203, MCA;"

Insert: "REPEALING SECTIONS 15-53-201, 15-53-202, AND 15-53-203, MCA;"

5. Title, page 1, line 13.

Following: "DATE"

Strike: "1"

Following: "AN"

Insert: "AND"

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6. Title, page 1, line 13, through page 1, line 14.

Following: "DATES"

Strike: ", AND A TERMINATION DATE"

7. Page 6, lines 1 through 14.

Strike: section 4 in its entirety

Insert: "NEW SECTION. Section 4. Repealer. Sections 15-53-201, 15-53-202, and 15-53-203, MCA, are repealed."

8. Page 6, line 30.

Strike: section 8 in its entirety

Amendment **not** adopted 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, Musgrove, Newman, Raser, Schmidt, Smith, Tramelli, Tropila, Wanzenried.

Total 39

Noes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bookout-Reinicke, D. Brown, R. Brown, Brueggeman, Clancy, E. Clark, Curtiss, Dale, Davies, Dell, 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, Waddill, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 61

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 494 - Representative Wanzenried moved **SB 494**, second reading copy, be amended as follows :

1. Title, page 1, line 11.

Following: "FEE;"

Insert: "PROVIDING THAT A PORTION OF THE TELECOMMUNICATIONS EXCISE TAX, UNDER CERTAIN CONDITIONS, BE DEPOSITED FOR THE USE OF K-12 EDUCATION; PROVIDING A CONTINGENT FUND TRANSFER;"

Following: "15-53-129"

Insert: ", 15-53-156,"

2. Title, page 1, line 13.

Strike: "AN IMMEDIATE"

Strike: "DATE"

Insert: "DATES"

3. Page 5.

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Following: line 29

Insert: "**Section 4.** Section 15-53-156, MCA, is amended to read:

"15-53-156. Retail telecommunications excise tax revenue. (1) After retaining an allowance for refunds, retail telecommunications excise tax revenue collected by the department must, except as provided in subsection (2), be deposited in the state general fund.

(2) If actual general fund collections for fiscal year 2002 exceed House Joint Resolution No. 2 general fund revenue estimates for fiscal year 2002, as approved by the 57th legislature and as adjusted in the Legislative Fiscal Report, 2003 Biennium, published by the legislative fiscal division, by \$10 million, then 50% of the retail telecommunications excise tax collected by the department must be deposited in the state special revenue fund for state equalization aid and the remainder must be deposited in the state general fund."

Renumber: subsequent sections

4. Page 6, line 20.

Strike: "date"

Insert: "dates -- contingency"

Strike: "[This act]"

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

Following: line 20

Insert: "(2)(a) [Section 4] is effective July 1, 2002, only if actual general fund collections for fiscal year 2002 exceed by \$10 million estimated general fund collections contained in House Joint Resolution No. 2 as approved by the 57th legislature and as adjusted in the Legislative Fiscal Report, 2003 Biennium, published by the legislative fiscal division.

(b) The state treasurer shall certify to the secretary of state the amount of the difference between actual general fund collections for fiscal year 2002 and the amount of general fund revenue estimated in House Joint Resolution No. 2, as adjusted in subsection (1). The secretary of state shall notify the department of revenue, the office of budget and program planning, the code commissioner, and the legislative fiscal division of this certification."

Insert: "NEW SECTION. Section 8. Contingent fund transfer. If [section 4] becomes effective, the state treasurer shall transfer from the general fund to the state special revenue fund for state equalization aid the amount that should have been deposited in the state special revenue fund from July 1, 2002, to the date that the state treasurer makes the certification provided for in [section 7(2)(b)]."

5. Page 6, line 30.

Strike: "SECTION"

Insert: "Sections"

Following: "4"

Insert: " and 5"

Strike: "TERMINATES"

Insert: "terminate"

Amendment **not** adopted as follows:

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

Total 42

Noes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, D. Brown, R. Brown, Brueggeman, Clancy, E. Clark, Curtiss,

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Dale, Davies, Devlin, Esp, Fisher, Fuchs, Haines, Hedges, Himmelberger, Holden, Jackson, Kasten, Laible, Laszloffy, Lawson, Lehman, Lewis, Masolo, 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 58

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Motion that **SB 494** be concurred in carried as follows:

Ayes: Andersen, Bales, Bookout-Reinicke, Branae, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, Curtiss, Dale, Devlin, Erickson, Esp, Facey, Fisher, Fritz, Gallus, Galvin-Halcro, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jent, Kaufmann, Laslovich, Lawson, Lee, Lehman, Lenhart, Lewis, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Noennig, Olson, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, Schrupf, Shockley, Sliter, Somerville, Steinbeisser, Story, Thomas, Tropila, Waddill, Waitschies, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 69

Noes: Adams, Balyeat, Barrett, Bitney, Bixby, D. Brown, P. Clark, Cyr, Davies, Dell, Eggers, Forrester, Fuchs, Gallik, Gillan, Golie, Jayne, Juneau, Kasten, Keane, Laible, Laszloffy, Lindeen, Newman, Pattison, Schmidt, Smith, Tramelli, Vick, Walters, Wanzenried.

Total 31

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 65 - Representative Anderson moved **SB 65** be concurred in. Motion carried as follows:

Ayes: Andersen, Bales, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. 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, Gutsche, Haines, Harris, Hedges, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Laslovich, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Ripley, Rome, Schmidt, Schrupf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tropila, Vick, Waddill, Wanzenried, Whitaker, Witt, Wolery, Younkin.

Total 84

Noes: Adams, Balyeat, R. Brown, P. Clark, Davies, Gillan, Golie, Himmelberger, Laible, Laszloffy, Matthews, Rice, Tramelli, Waitschies, Walters.

Total 15

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Excused: None.
Total 0

Absent or not voting: Mr. Speaker.
Total 1

SB 344 - Representative Lehman moved **SB 344** be concurred in. Motion carried as follows:

Ayes: Andersen, Bales, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Dell, Devlin, Eggers, Erickson, Esp, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, 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, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 93

Noes: Adams, Balyeat, Davies, Jackson, Kasten, Laible, Vick.
Total 7

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 386 - Representative Callahan moved **SB 386** be concurred in. Motion carried as follows:

Ayes: Andersen, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, Buzzas, Callahan, Carney, E. Clark, P. Clark, Cyr, Dale, Dell, Devlin, Eggers, Erickson, Esp, Facey, Forrester, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Laslovich, Laszloffy, Lee, Lehman, Lenhart, Lewis, Lindeen, Masolo, Matthews, McCann, McKenney, Musgrove, Newman, Noennig, Olson, A. Peterson, K. Peterson, Price, Raser, Ripley, Rome, Schmidt, Schrupf, Shockley, Sliter, Smith, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Wolery, Mr. Speaker.
Total 77

Noes: Adams, Bales, Balyeat, Barrett, R. Brown, Brueggeman, Clancy, Curtiss, Davies, Fisher, Fuchs, Kasten, Laible, Lawson, Mood, Pattison, Rice, Somerville, Steinbeisser, Story, Witt, Younkin.
Total 22

Excused: None.
Total 0

Absent or not voting: Mangan.
Total 1

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SB 393 - Representative Waitschies moved **SB 393** be concurred in. Motion 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, Devlin, Esp, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Haines, Harris, Hedges, Holden, Jackson, Jacobson, Jayne, Jent, Kasten, Kaufmann, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, Schmidt, Schrupf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 87

Noes: Bixby, R. Brown, Dell, Eggers, Erickson, Galvin-Halcro, Gillan, Golie, Gutsche, Himmelberger, Hurdle, Juneau, Musgrove.

Total 13

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 394 - Representative Laible moved **SB 394** be concurred in.

SB 394 - Representative Laible moved **SB 394**, second reading copy, be amended as follows :

1. Title, page 1, line 12.

Strike: "AN IMMEDIATE"

Insert: "A DELAYED"

2. Page 1, lines 16 and 17.

Following: "~~The~~" on line 16

Strike: remainder of line 16 through "THE" on line 17

Insert: "The"

3. Page 2, lines 10 and 11.

Following: "effective" on line 10

Strike: remainder of line 10 through "approval" on line 11

Insert: "July 1, 2002,"

Amendment **adopted** as follows:

Ayes: Andersen, Bales, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Dale, Dell, Devlin, Eggers, Erickson, Facey, Fisher, Forrester, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, 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, Schrupf, Shockley, Sliter, Smith, Steinbeisser, Story, Thomas, Tramelli, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Younkin, Mr. Speaker.

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Total 85

Noes: Adams, Balyeat, Buzzas, Cyr, Davies, Esp, Fuchs, Holden, Hurdle, Lee, Schmidt, Somerville, Tropila, Witt, Wolery.

Total 15

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Motion that **SB 394**, as amended, be concurred in carried as follows:

Ayes: Andersen, Bales, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Dell, Devlin, Eggers, Erickson, Esp, Facey, Fisher, Forrester, Fritz, 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, Pattison, A. Peterson, Price, Raser, Ripley, Rome, Schmidt, Schrupf, Shockley, Sliter, Smith, Thomas, Tramelli, Tropila, Waddill, Wanzenried, Whitaker, Witt, Wolery, Younkin.

Total 84

Noes: Adams, Balyeat, Davies, Fuchs, Kasten, Laszloffy, K. Peterson, Rice, Somerville, Steinbeisser, Story, Vick, Waitschies, Walters, Mr. Speaker.

Total 15

Excused: None.

Total 0

Absent or not voting: R. Brown.

Total 1

SB 484 - Representative McCann moved **SB 484** be concurred in.

SB 484 - Representative Lewis moved **SB 484**, second reading copy, be amended as follows :

1. Page 1, line 21.

Following: "the"

Strike: "hard-rock mining reclamation"

Insert: "orphan share state"

Following: "account"

Strike: "created in [section 4]"

Insert: "established in 75-10-743"

2. Page 3, line 18.

Following: " ;"

Insert: "and"

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3. Page 3, line 19.

Following: "account"

Strike: "; and"

Insert: "."

4. Page 3, line 20 and line 21.

Strike: lines 20 and 21 in their entirety

5. Page 5, following line 14.

Insert: "(a) excess money transferred from the hard-rock mining reclamation debt service fund created in [section 1];"

Renumber: subsequent subsections

Amendment **not** adopted as follows:

Ayes: Balyeat, Bookout-Reinicke, Brueggeman, Buzzas, Callahan, E. Clark, Dale, Fisher, Fuchs, Gallus, Gillan, Golie, Haines, Jayne, Kaufmann, Keane, Lehman, Lewis, McKenney, A. Peterson, Rome, Smith, Somerville, Vick, Whitaker.
Total 25

Noes: Adams, Andersen, Bales, Barrett, Bitney, Bixby, Branae, D. Brown, R. Brown, Carney, Clancy, P. Clark, Curtiss, Cyr, Davies, Dell, Devlin, Eggers, Erickson, Esp, Facey, Forrester, Fritz, Gallik, Galvin-Halcro, Gutsche, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jent, Juneau, Kasten, Laible, Laslovich, Laszloffy, Lawson, Lee, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, Mood, Musgrove, Newman, Noennig, Olson, Pattison, K. Peterson, Raser, Rice, Ripley, Schmidt, Schrupf, Sliter, Steinbeisser, Story, Thomas, Tramelli, Tropila, Waddill, Waitschies, Walters, Wanzenried, Witt, Wolery, Younkin, Mr. Speaker.
Total 73

Excused: None.

Total 0

Absent or not voting: Price, Shockley.

Total 2

Motion that **SB 484** 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, Erickson, Esp, Facey, Fisher, Forrester, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Gutsche, Haines, 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, Musgrove, Newman, Noennig, Olson, A. Peterson, K. Peterson, Price, 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 91

Noes: Eggers, Fritz, Golie, Harris, Hurdle, Raser, Schmidt.

Total 7

Excused: None.

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Total 0

Absent or not voting: Mood, Pattison.

Total 2

SB 19 - Representative Sliter moved **SB 19** 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, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Jackson, Jacobson, Jayne, Juneau, Kasten, Kaufmann, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, 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: Forrester.

Total 1

Excused: None.

Total 0

Absent or not voting: Hurdle, Jent.

Total 2

SB 512 - Representative Sliter moved consideration of **SB 512** be placed at the top of the second reading board. Motion carried.

SB 512 - Representative Gallik moved **SB 512** be concurred in. Motion carried as follows:

Ayes: Andersen, Bixby, Bookout-Reinicke, Branae, Brueggeman, Buzzas, Carney, E. Clark, P. Clark, Curtiss, Cyr, Dale, Dell, Devlin, Eggers, Erickson, Esp, Facey, Fritz, Gallik, Gallus, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jent, Juneau, Kaufmann, Keane, Laible, Laslovich, Lawson, Lee, Lehman, Lenhart, Lewis, Masolo, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Ripley, Rome, Schrupf, Shockley, Sliter, Smith, Steinbeisser, Story, Thomas, Tramelli, Tropila, Waddill, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 69

Noes: Adams, Bales, Balyeat, Barrett, Bitney, D. Brown, R. Brown, Callahan, Clancy, Davies, Fisher, Forrester, Fuchs, Galvin-Halcro, Gillan, Golie, Gutsche, Jacobson, Jayne, Kasten, Laszloffy, Lindeen, Mangan, Matthews, Raser, Rice, Schmidt, Somerville, Vick, Waitschies, Walters.

Total 31

Excused: None.

Total 0

Absent or not voting: None.

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Total 0

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

Ayes: Adams, Andersen, Barrett, Bitney, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Clancy, E. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Esp, Facey, Forrester, Fritz, Gallik, Gallus, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jent, Kasten, Kaufmann, Keane, Laible, Laslovich, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Mangan, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Rice, Ripley, Rome, Schruppf, Shockley, Sliter, Somerville, Steinbeisser, Story, Thomas, Tropila, Vick, Waddill, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 76

Noes: Bales, Balyeat, Bixby, Callahan, Carney, P. Clark, Eggers, Erickson, Fuchs, Galvin-Halcro, Gillan, Golie, Gutsche, Jayne, Juneau, Lee, Lindeen, Masolo, Raser, Schmidt, Wanzenried.

Total 21

Excused: None.

Total 0

Absent or not voting: Fisher, Smith, Tramelli.

Total 3

REPORTS OF STANDING COMMITTEES

FISH, WILDLIFE AND PARKS (Fuchs, Chairman):

4/10/2001

HJR 43, introduced joint resolution, be amended as follows:

1. Title, line 5.

Following: the second "THE"

Insert: "DESIGNATION AND"

2. Page 1.

Strike: line 10 through line 28

3. Page 2, line 2 through line 9.

Following: "interests" on line 2

Strike: remainder of line 2 through "adjustment" on line 9

4. Page 2, line 15.

Following: "(1)"

Insert: "the designation of various types of hunting licenses and"

5. Page 2, line 17.

Following: "(2) the"

Strike: "loss"

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Insert: "status"

Following: "private land"

Insert: "and to and across public land"

Following: "and the"

Insert: "causes of any"

6. Page 2, line 17 through line 18.

Following: "loss of access" on line 17

Strike: remainder of line 17 through "land" on line 18

7. Page 2, line 20 through line 21.

Following: "(4)" on line 20

Strike: remainder of line 20 through "opportunity" on line 21

Insert: "evaluation of the criteria for selection of enrollees in the hunter management program and the hunting access enhancement program provided for in sections 87-1-265 through 87-1-267, MCA, and examination of the criteria for determining the effectiveness of those programs"

And, as amended, be adopted. Report adopted.

REPORTS OF SELECT COMMITTEES

CONFERENCE COMMITTEE
on Senate Amendments to House Bill 118
Report No. 1, April 10, 2001

Mr. Speaker and Mr. President:

We, your Conference Committee **on House Bill 118**, met April 10, 2001, and considered:

1. Senate Committee on Natural Resources amendments to third reading copy, dated March 5, 2001; and
2. Senate Committee of the Whole amendments to the second house, second reading copy, dated March 6, 2001.

We recommend that **House Bill 118** (reference copy – salmon) be amended as follows:

1. Title, line 7.

Following: "QUALITY;"

Insert: "LIMITING THE PURPOSES FOR WHICH THE DEPARTMENT MAY USE INFORMATION OBTAINED BY THE SMALL BUSINESS STATIONARY SOURCE REPRESENTATIVE;"

2. Page 2.

Following: line 20

Insert: "(3) Subject to Article II, section 9, of the Montana constitution, the small business stationary source representative may not provide information that the representative obtains from a small business stationary source to the department for use in any administrative or judicial action to enforce the requirements of this chapter, unless the information discloses a violation that constitutes an imminent and substantial danger to human health, safety, or the environment."

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For the House:

Laszloffy, Chairman
Clancy
Cyr

For the Senate:

Grosfield, Chairman
Cocchiarella
Crismore

CONFERENCE COMMITTEE
on Senate Amendments to House Bill 559
Report No. 1, April 10, 2001

Mr. Speaker and Mr. President:

We, your Conference Committee **on House Bill 559**, met April 10, 2001, and considered:

1. Senate Committee on Judiciary amendments to third reading copy, dated March 27, 2001.

We recommend that **House Bill 559** (reference copy – salmon) be amended as follows:

1. Page 1, line 15.

Strike: "-- MOBILE HOME SPACE RENTALS EXEMPTED"

2. Page 1, lines 15 and 17.

Strike: "70-24-436" on line 15 through "HOME" on line 17

Insert: "this chapter"

3. Page 1, line 25.

Strike: "WITHIN THE NOTICE PERIOD"

Insert: "before the date specified in the notice"

4. Page 2, line 6.

Strike: subsection (D) in its entirety

Re-number: subsequent subsections

5. Page 2, line 7.

Following: "(1)(b)"

Strike: "1"

Insert: "or"

Strike: "OR (1)(D),"

6. Page 2, following line 14.

Insert: "(f) This subsection (1) does not apply to a rental agreement involving a tenant who rents space for a mobile home but does not rent the mobile home."

7. Page 2, line 19.

Following: "1"

Insert: "This subsection does not apply to a rental agreement involving a tenant who rents space for a mobile home but does not rent the mobile home."

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8. Page 3, following line 1.

Insert: "(6) Subsections (3) through (5) apply to all rental agreements, including those involving a tenant who rents space for a mobile home but does not rent the mobile home."

Renumber: subsequent subsections

9. Page 3, following line 4.

Insert: "(a) the rental agreement does not involve a tenant who rents space for a mobile home but does not rent the mobile home; and"

10. Page 3, line 5.

Following: "~~(B)~~"

Insert: "(b)"

11. Page 3, lines 7 and 8.

Strike: subsection (7) in its entirety

12. Page 3, line 22.

Strike: "15"

Insert: "3"

13. Page 3, line 30.

Following: "park"

Insert: ", its manager, or its owner, the notice period is 24 hours;"

14. Page 4, lines 1 through 3.

Strike: "IF" on line 1 through "DAYS;" on line 3

15. Page 4, line 10.

Following: "z"

Insert: "In addition, if the termination was for a violation of subsection (1)(a), the tenant has the right to reinstate the tenancy, after termination, upon payment any time prior to judgment of all delinquent rent, together with costs and reasonable attorney fees incurred by the landlord in the enforcement of subsection (1)(a)."

16. Page 6, lines 3 through 10.

Strike: subsections (4) through (6) in their entirety

For the House:

Noennig, Chairman
Laible
Matthews

For the Senate:

Miller, Chairman
Christiaens
Grimes

FREE CONFERENCE COMMITTEE
on Senate Bill 151
Report No. 1, April 10, 2001

Mr. President and Mr. Speaker:

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We, your Free Conference Committee met and considered **Senate Bill 151** (reference copy – salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **Senate Bill 151** (reference copy – salmon) be amended further as follows:

1. Title, line 7.

Following: "TO"

Insert: "INDIVIDUAL MEMBERS OF"

2. Page 1, line 23.

Following: "fitness"

Strike: ", "

Insert: "or"

Following: "conditioning"

Strike: ", or well-being"

3. Page 2, line 2.

Following: "to"

Insert: "individual members of"

For the Senate:

Mahlum, Chairman
Berry
Jergeson

For the House:

R. Brown, Chairman
Barrett
Gallus

FREE CONFERENCE COMMITTEE
on Senate Bill 196
Report No. 1, April 9, 2001

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered **Senate Bill 196** (reference copy – salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **Senate Bill 196** (reference copy – salmon) be amended as follows:

1. Title, page 1, line 10 through 11.

Following: "DATE"

Insert: "AND A CONTINGENT TERMINATION PROVISION"

2. Page 1, line 28.

Following: "PLACARD"

Strike: "HAS THE MEANING PROVIDED IN 50-31-103"

Insert: "means a nonpermanent sign used to display or describe food items for sale"

3. Page 3.

Following: line 30

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Insert: "NEW SECTION. Section 8. Contingent termination. [This act] terminates on certification by the director of the department of commerce to the governor of the passage and approval of a similar program at the federal level. The director shall provide a copy of the certification to the secretary of state and the code commissioner."

For the Senate:

Holden, Chairman
Ekegren
Tester

For the House:

Hedges, Chairman
McCann
Waitschies

CONFERENCE COMMITTEE
on House Amendments to Senate Bill 427
Report No. 1, April 10, 2001

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered House amendments to **Senate Bill 427** (reference copy – salmon) and recommend this Conference Committee report be adopted.

And, recommend that **Senate Bill 427** (reference copy – salmon) be amended as follows:

1. Page 1, line 29.

Following: "~~section.~~"

Insert: "The bonds issued under this section are subject to any other statutory debt limitations."

For the Senate:

Mahlum, Chairman
Christiaens
Johnson

For the House:

Esp, Chairman
Mangan
Price

CONFERENCE COMMITTEE
on House Amendments to Senate Bill 432
Report No. 1, April 10, 2001

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered House amendments to **Senate Bill 432** (reference copy – salmon) and recommend this Conference Committee report be adopted.

And, recommend that House amendments to **Senate Bill 432** (reference copy – salmon) be accepted by the Senate.

For the Senate:

Stapleton, Chairman
Harrington
Taylor

For the House:

McKenney, Chairman
Mangan
Whitaker

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MOTIONS

Representative McCann moved that the House reconsider its action on **HB 14**. Motion carried as follows:

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

Total 90

Noes: Adams, Bales, Balyeat, Fuchs, Kasten, Laible, Pattison, Somerville, Waitschies, Walters.

Total 10

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative McCann moved that the House reconsider its action on **HB 14** and that it be placed on third reading this day. Motion carried as follows:

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

Total 90

Noes: Adams, Bales, Balyeat, Davies, Fuchs, Kasten, Laible, Pattison, Waitschies.

Total 9

Excused: None.

Total 0

Absent or not voting: Kaufmann.

Total 1

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:

HB 14 passed as follows:

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

Total 90

Noes: Adams, Bales, Balyeat, Dale, Davies, Kasten, Laible, Pattison, Somerville, Waitschies.

Total 10

Excused: None.

Total

0

Absent or not voting: None.

Total 0

ANNOUNCEMENTS

Committee meetings were announced by committee chairmen.

Majority Leader Sliter moved that the House adjourn until 10:00 a.m., Wednesday, April 11, 2001. Motion carried.

House adjourned at 6:55 p.m.

MARILYN MILLER
Chief Clerk of the House

DAN MCGEE
Speaker of the House