

**HOUSE JOURNAL  
57<sup>TH</sup> LEGISLATURE  
EIGHTY-SIXTH LEGISLATIVE DAY**

Helena, Montana  
April 17, 2001

House Chambers  
State Capitol

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

Roll Call. All members present, except Representative Erickson, excused. Quorum present.

The Speaker introduced the pages of the week:

Josh Richards, Lolo  
Dan Goss, Sidney  
Letty Powell, Harrison  
Sarah Henning, Hall  
Cara Stetson, Helena  
Austin Mapston, Denton  
Woodie Tatz-Morey, Helena  
Marisa Orser, Helena  
Ben Kovanda, Columbus  
Robert Brock, Butte

Mr. Speaker introduced the honorary pages of the week:

Even Derks, Denton  
Cole Derks, Denton  
Whitney Derks, Denton

**COMMUNICATIONS AND PETITIONS**

***A PROCLAMATION OF THE SENATE AND THE HOUSE OF  
REPRESENTATIVES OF THE STATE OF MONTANA***

***WHEREAS***, on November 17, 2000 the Capital High School Bruin football team claimed their second consecutive state football championship by prevailing over the Kalispell Braves 35-6; and

***WHEREAS***, the Capital High Bruins were again undefeated in the season for a total of 24 consecutive wins; and

***WHEREAS***, the group of seniors on the 2000 Bruin football team have not lost a game in four years; and

***WHEREAS***, the goal of the seniors on the 2000 football team was to win the state championship; and

***WHEREAS***, ten seniors will be playing college football next season on a scholarship; and

***WHEREAS***, 25 of 67 team members or 37 percent of the entire team made Academic All State honors; and

***WHEREAS***, two team members received All-American mention; and

***WHEREAS***, Coach Mark Samson received his second Coach of the Year award in AA football.

***NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES***

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**OF THE STATE OF MONTANA:** that the congratulations of all Montanans be extended to the Capital High School Bruins for their accomplishments.

The proclamation was signed by Senators Tom Beck and Ken Toole and Representatives Hal Jacobson and Dave Lewis.

Representative Lewis and Jacobson introduced Coach Samson and the Bruin football players.

**REPORTS OF STANDING COMMITTEES**

**BILLS** (Bookout-Reinicke, Chairman):

4/17/2001

Correctly enrolled: **HB 73, HB 116, HB 120, HB 121, HB 151, HB 165, HB 179, HB 256, HB 261, HB 273, HB 320, HB 334, HB 382, HB 395, HB 397, HB 399, HB 403, HB 409, HB 418, HB 437, HB 442, HB 452, HB 454, HB 463, HB 491, HB 492, HB 496, HB 499, HB 500, HB 502, HB 517, HB 526, HB 539, HB 552, HB 570, HB 623, HB 643.**

Examined by the sponsor and found to be correct: **HB 42, HB 73, HB 116, HB 120, HB 121, HB 144, HB 151, HB 165, HB 179, HB 230, HB 254, HB 256, HB 261, HB 295, HB 313, HB 319, HB 320, HB 334, HB 340, HB 345, HB 382, HB 395, HB 397, HB 399, HB 403, HB 409, HB 418, HB 437, HB 442, HB 452, HB 454, HB 463, HB 473, HB 491, HB 492, HB 496, HB 499, HB 500, HB 502, HB 517, HB 526, HB 539, HB 552, HB 560, HB 563, HB 569, HB 570, HB 578, HB 620, HB 623, HB 643, HJR 1, HJR 13, HJR 31.**

**REPORTS OF SELECT COMMITTEES**

CONFERENCE COMMITTEE  
on Senate Amendments to House Bill 559  
Report No. 2, April 13, 2001

Mr. Speaker and Mr. President:

We, your Conference Committee on **House Bill 559**, met April 12, 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

**Renumber:** subsequent subsections

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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:** "z"

**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."

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:** "7 calendar"

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 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

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FREE CONFERENCE COMMITTEE  
on House Bill 605  
Report No. 1, April 13, 2001

Mr. Speaker and Mr. President:

We, your Free Conference Committee on **House Bill 605**, met April 12, 2001, and considered:

1. Senate Committee on Natural Resources amendments to third reading copy, dated March 29, 2001.

We recommend that **House Bill 605** (reference copy – salmon) be amended as follows:

1. Title, line 15 through line 16.

**Strike:** "AND PROVIDING A DELAYED EFFECTIVE DATE"

2. Title, line 16.

**Following:** "AN"

**Insert:** "IMMEDIATE"

**Following:** "DATE"

**Insert:** "AND AN APPLICABILITY DATE"

3. Page 3, line 29.

**Following:** "by "

**Strike:** "ordinance"

**Insert:** "rule, ordinance,"

4. Page 4, line 9.

**Following:** "of"

**Strike:** "an ordinance"

**Insert:** "a rule, ordinance,"

5. Page 4, line 11.

**Following:** "(4)(a)"

**Strike:** "The board may approve and a"

**Insert:** "A"

**Following:** "may"

**Strike:** "adopt an ordinance"

**Insert:** ", subject to approval by the board, adopt a rule, ordinance,"

6. Page 4, line 12 through line 13.

**Strike:** "under" on line 12 through "law" on line 13

7. Page 4, line 28.

**Following:** "by"

**Strike:** "an ordinance"

**Insert:** "a rule, ordinance,"

8. Page 5, line 1.

**Following:** "the"

**Strike:** "ordinance"

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**Insert:** "rule, ordinance,"

9. Page 5, line 2.

**Following:** "that the"

**Strike:** "ordinance"

**Insert:** "rule, ordinance,"

10. Page 5, line 4.

**Following:** "the"

**Strike:** "ordinance"

**Insert:** "rule, ordinance,"

11. Page 6, line 16.

**Following:** "revised"

**Strike:** "ordinances"

**Insert:** "rules, ordinances,"

12. Page 6, line 20.

**Following:** "RELATED TO"

**Strike:** "ORDINANCES"

**Insert:** "rules, ordinances,"

13. Page 6, line 22.

**Following:** "OF"

**Strike:** "AN ORDINANCE"

**Insert:** "a rule, ordinance,"

14. Page 7, line 1.

**Strike:** "(13)(E)"

**Insert:** "(13)(f)"

15. Page 7, line 3 through line 4.

**Following:** "ACTION."

**Strike:** remainder of line 3 through "LANGUAGE." on line 4

**Insert:** "The rationale must:

(A) include an explanation of why the intended action is reasonably necessary to implement the goals and purposes of the local air pollution control program;

(B) specifically address those intended actions for which there are no similar state or federal regulations or guidelines; and

(C) be written in plain, easily understood language.

(d) For the purposes of subsection (13)(c)(v), a statement of authority to adopt a rule, ordinance, or local law does not, standing alone, constitute a showing of reasonable necessity for the intended action."

**Renumber:** subsequent subsections

16. Page 7, line 5.

**Following:** "PROPOSED"

**Strike:** "ORDINANCE"

**Insert:** "rule, ordinance,"

17. Page 7, line 8.

**Strike:** "25"

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**Insert:** "10"  
**Following:** "PROPOSED"  
**Strike:** "ORDINANCE"  
**Insert:** "rule, ordinance,"

18. Page 7, line 13.  
**Following:** "PROPOSED"  
**Strike:** "ORDINANCE"  
**Insert:** "rule, ordinance,"

19. Page 7.  
**Following:** line 15  
**Insert:** "NEW SECTION. Section 3. Applicability. [Section 2] does not apply to proposals for new rules, ordinances, or local laws that have been noticed to the public and submitted to the local air pollution control program governing body before [the effective date of this act]."  
**Renumber:** subsequent section

20. Page 7, line 17.  
**Strike:** "MAY 1, 2003"  
**Insert:** "on passage and approval"

For the House:

Mood, Chairman  
Clancy  
Matthews

For the Senate:

Crismore, Chairman  
Nelson  
Tash

**MESSAGES FROM THE SENATE**

House amendments to Senate bills concurred in:

4/13/2001

**SB 65**, introduced by Ellis  
**SB 129**, introduced by Berry  
**SB 134**, introduced by Miller  
**SB 258**, introduced by Bohlinger  
**SB 263**, introduced by Mahlum  
**SB 264**, introduced by Waterman  
**SB 281**, introduced by Mahlum  
**SB 303**, introduced by Hargrove  
**SB 346**, introduced by Cobb  
**SB 350**, introduced by Ellingson  
**SB 393**, introduced by Thomas  
**SB 429**, introduced by Sprague  
**SB 483**, introduced by Christiaens  
**SB 484**, introduced by Beck  
**SB 494**, introduced by Cobb  
**SB 510**, introduced by Stapleton

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

4/13/2001

**HJR 39**, introduced by Shockley

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Governor's amendments to House bills concurred in and returned to the House: 4/13/2001

**HB 399**, introduced by McKenney  
**HB 500**, introduced by Wanzenried

Free conference committee report #1 adopted: 4/13/2001

**HB 459**, introduced by Mood  
**HB 473**, introduced by Younkin  
**HB 543**, introduced by R. Brown  
**HB 572**, introduced by Bales  
**HJR 32**, introduced by Bixby  
**SB 327**, introduced by Doherty  
**SB 390**, introduced by Cobb  
**SB 437**, introduced by Cole

**HB 5** - 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 5**:  
4/13/2001

Senator Tash, Chairman  
Senator Stapleton  
Senator Tester

**HB 41** - 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 41**:  
4/13/2001

Senator Keenan, Chairman  
Senator Jergeson  
Senator Miller

**HB 474** - 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 474**:  
4/13/2001

Senator McNutt, Chairman  
Senator Ellis  
Senator Ryan

**HB 600** - 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 600**:  
4/13/2001

Senator Cole, Chairman  
Senator DePratu  
Senator Halligan

**HB 632** - 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 632**:  
4/13/2001

Senator McNutt, Chairman  
Senator Ellis  
Senator Ryan

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**HB 644** - 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 644**:  
4/13/2001

Senator DePratu, Chairman  
Senator Ekegren  
Senator Harrington

**HB 645** - 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 645**:  
4/13/2001

Senator McNutt, Chairman  
Senator Ellis  
Senator Ryan

**HB 646** - 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 646**:  
4/13/2001

Senator Cole, Chairman  
Senator DePratu  
Senator Halligan

**MESSAGES FROM THE GOVERNOR**

April 16, 2001

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

Dear Representative McGee:

Please be informed that I have signed **House Bill 10** sponsored by Representative Kasten, **House Bill 12** sponsored by Representative Haines, **House Bill 29** sponsored by Representative Noennig, **House Bill 38** sponsored by Representative Schmidt, **House Bill 195** sponsored by Representative Wolery et al., **House Bill 332** sponsored by Representative Dale et al., **House Bill 408** sponsored by Representative Schmidt, **House Bill 419** sponsored by Representative Shockley, **House Bill 444** sponsored by Representative Somerville et al., **House Bill 451** sponsored by Representative Golie et al., **House Bill 461** sponsored by Representative Shockley, **House Bill 468** sponsored by Representative Galvin-Halcro, **House Bill 477** sponsored by Representative Kasten et al., **House Bill 488** sponsored by Representative Wolery et al., **House Bill 505** sponsored by Representative Dell, **House Bill 529** sponsored by Representative Pattison et al., **House Bill 533** sponsored by Representative Vick et al., and **House Bill 626** sponsored by Representative McCann et al. on April 16, 2001.

Sincerely,

JUDY MARTZ  
Governor

**SPECIAL ORDERS OF THE DAY**



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The Flathead Valley Home School Senior Choir, directed by Alison Kuechmann, performed for the House. The choir was organized four years ago and has one hundred and ten students ranging in ages from five to eighteen. Thirty-one of these students sang today.

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

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

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

**HJR 2 - Senate Amendments** - Representative Somerville moved Senate amendments to **HJR 2** be concurred in. Motion carried as follows:

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

Total 63

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

Total 37

Voted Absentee: Erickson, No.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 4 - Senate Amendments** - Representative Witt moved Senate amendments to **HB 4** be concurred in. Motion carried as follows:

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

Total 91

Noes: Balyeat, Barrett, Esp, Kasten, Masolo, Newman, Pattison, Rome, Vick.

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Total 9

Voted Absentee: Erickson, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 6 - Senate Amendments** - Representative McCann moved Senate amendments to **HB 6** 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, 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, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, Schmidt, Schrupf, Shockley, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 97

Noes: Balyeat, Fuchs.

Total 2

Voted Absentee: Erickson, Aye.

Excused: None.

Total 0

Absent or not voting: Sliter.

Total 1

**HB 9 - Senate Amendments** - Representative Kasten moved Senate amendments to **HB 9** be concurred in. Motion carried as follows:

Ayes: Adams, Andersen, Bales, Barrett, Bitney, Bixby, Bookout-Reinicke, D. Brown, Buzzas, Clancy, E. Clark, Curtiss, Cyr, Dale, Davies, Devlin, Esp, Fisher, Fritz, Fuchs, Gallus, Galvin-Halcro, Haines, Hedges, Holden, Jackson, Jayne, Juneau, Kasten, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lewis, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Rice, Ripley, Rome, Schmidt, Schrupf, Shockley, Sliter, Somerville, Steinbeisser, Story, Thomas, Tropila, Vick, Waddill, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 71

Noes: Balyeat, Branae, R. Brown, Brueggeman, Callahan, Carney, P. Clark, Dell, Eggers, Erickson, Facey, Forrester, Gallik, Gillan, Golie, Gutsche, Harris, Himmelberger, Hurdle, Jacobson, Jent, Kaufmann, Lenhart, Lindeen, Mangan, Raser, Smith, Tramelli, Wanzenried.

Total 29

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Voted Absentee: Erickson, No.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 11 - Senate Amendments** - Representative Kasten moved Senate amendments to **HB 11** 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, Erickson, Esp, Facey, Fisher, Forrester, Fritz, Fuchs, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Jackson, Jayne, Jent, Juneau, Kasten, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Mangan, Masolo, Matthews, McCann, McKenney, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, Schmidt, Schrumpf, Shockley, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 92

Noes: Eggers, Gallik, Hurdle, Jacobson, Kaufmann.

Total 5

Voted Absentee: Erickson, Aye.

Excused: None.

Total 0

Absent or not voting: Lindeen, Mood, Sliter.

Total 3

**HB 47 - Governor's Amendments** - Representative Price moved Governor's amendments to **HB 47** be concurred in. Motion carried as follows:

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

Total 87

Noes: Bixby, Buzzas, P. Clark, Eggers, Gallik, Gillan, Golie, Hurdle, Juneau, Kaufmann, Schmidt.

Total 11

Voted Absentee: Erickson, Aye.

Excused: None.

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Total 0

Absent or not voting: Lindeen, Sliter.

Total 2

Representative Golie moved consideration of **HB 619** be placed at the bottom of the second reading board. Motion carried.

**HB 628 - Senate Amendments** - Representative Wolery moved Senate amendments to **HB 628** 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, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 99

Noes: None.

Total 0

Voted Absentee: Erickson, Aye.

Excused: None.

Total 0

Absent or not voting: Sliter.

Total 1

**HJR 19 - Senate Amendments** - Representative Curtiss moved Senate amendments to **HJR 19** be concurred in. Motion carried as follows:

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

Total 65

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

Total 34

Voted Absentee: Erickson, No.

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Excused: None.  
Total 0

Absent or not voting: Sliter.  
Total 1

Representative Sliter moved the committee rise, report progress, and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the chair. Chairman Younkin 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, Forrester, Fuchs, Gallus, Golie, 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, Tropila, Vick, Waddill, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.  
Total 65

Noes: Bixby, Branae, Buzzas, Callahan, Carney, P. Clark, Cyr, Eggers, Facey, Fritz, Gallik, Galvin-Halcro, Gutsche, Harris, Hurdle, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Laslovich, Lee, Lindeen, Mangan, Musgrove, Newman, Raser, Schmidt, Smith, Tramelli, Wanzenried.  
Total 32

Excused: Erickson.  
Total 1

Absent or not voting: Fisher, Gillan.  
Total 2

**THIRD READING OF BILLS**

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

**HB 495, as amended by the Senate**, passed as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Eggers, Erickson, Esp, Facey, Fisher, Forrester, Fritz, Fuchs, 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, 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 96

Noes: Bixby, Gallik, Raser, Smith.  
Total 4

Voted Absentee: Erickson, Aye.

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Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 521, as amended by the Senate**, passed as follows:

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

Noes: None.  
Total 0

Voted Absentee: Erickson, Aye.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 531, as amended by the Senate**, passed as follows:

Ayes: Adams, Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Erickson, Esp, Facey, Fisher, Forrester, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Haines, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Keane, Laible, Laslovich, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Lindeen, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, Schmidt, Schrupf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.  
Total 92

Noes: Buzzas, Eggers, Fritz, Gutsche, Harris, Kaufmann, Lee, Mangan.  
Total 8

Voted Absentee: Erickson, Aye.

Excused: None.  
Total 0

Absent or not voting: None.

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Total 0

**HB 583, as amended by the Senate**, passed as follows:

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

Total 99

Noes: None.

Total 0

Voted Absentee: Erickson, Aye.

Excused: None.

Total 0

Absent or not voting: P. Clark.

Total 1

**HB 589, as amended by the Senate**, passed as follows:

Ayes: Andersen, Bitney, Bixby, Bookout-Reinicke, Branae, Buzzas, Callahan, Carney, E. Clark, P. Clark, Curtiss, Cyr, Dale, Devlin, Eggers, Erickson, Esp, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Holden, Hurdle, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Laslovich, Laszloffy, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McKenney, Mood, Musgrove, Newman, Olson, A. Peterson, K. Peterson, Price, Raser, Rice, Schmidt, Schruppf, Shockley, Sliter, Story, Thomas, Tramelli, Tropila, Waddill, Waitschies, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 75

Noes: Adams, Bales, Balyeat, Barrett, D. Brown, R. Brown, Brueggeman, Clancy, Davies, Dell, Himmelberger, Jackson, Kasten, Laible, Lawson, McCann, Noennig, Pattison, Ripley, Rome, Smith, Somerville, Steinbeisser, Vick, Walters.

Total 25

Voted Absentee: Erickson, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**REPORTS OF SELECT COMMITTEES**

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CONFERENCE COMMITTEE  
on Senate Amendments to House Bill 119  
Report No. 1, April 17, 2001

Mr. Speaker and Mr. President:

We, your Conference Committee on **House Bill 119**, met April 17, 2001, and considered:

1. Senate Committee on Judiciary amendments to third reading copy, dated March 7, 2001.

We recommend that Senate amendments to **House Bill 119** (reference copy – salmon) be accepted by the House.

For the House:

Shockley, Chairman  
Newman  
Noennig

For the Senate:

Wells, Chairman  
Beck  
Shea

CONFERENCE COMMITTEE  
on Senate Amendments to House Bill 612  
Report No. 1, April 17, 2001

Mr. Speaker and Mr. President:

We, your Conference Committee on **House Bill 612**, met April 17, 2001, and considered:

1. Senate Committee on State Administration amendments to third reading copy, dated March 23, 2001; and
2. Senate Committee of the Whole amendments to second house, second reading copy, dated March 27, 2001.

We recommend that **House Bill 612** (reference copy – salmon) be amended as follows:

1. Title, line 18 through line 23.

**Strike:** "PROVIDING" on line 18 through "ELECTION;" on line 23

**Insert:** "AND"

2. Title, line 25 through line 26.

**Strike:** "; AND PROVIDING EFFECTIVE DATES"

3. Page 8, line 2.

**Strike:** "OR BUSINESS"

4. Page 9, line 2.

**Strike:** "OR BUSINESS"

5. Page 10, line 5.

**Strike:** "OR BUSINESS"

6. Page 11, line 8.



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**Strike:** "OR BUSINESS"

7. Page 13, line 26 through page 22, line 6.

**Strike:** section 15 through section 35 in their entirety

For the House:

R. Brown, Chairman  
Barrett  
Dell

For the Senate:

Ellis, Chairman  
Glaser  
Shea

**MOTIONS**

Representative R. Brown moved that the Speaker be authorized to appoint a free conference committee to meet with a like committee from the Senate to confer on **SB 322**. Motion carried.

The Speaker appointed the following members:

Representative Kasten, Chairman  
Representative Himmelberger  
Representative Lindeen

Representative Jayne requested on Senate amendments to **HJR 19**, second reading today, that her vote be changed from yes to no. There being no objections, so ordered.

Representative Gillan requested on Senate amendments to **HB 521**, third reading today, that her vote be shown as yes. There being no objections, so ordered.

Representative Tropila requested on Senate amendments to **HB 531**, third reading today, that his vote be shown as yes. There being no objections, so ordered.

Committee meetings were announced by committee chairmen.

Representative R. Brown moved that the House recess until 4:00 p.m. Motion carried.

House recessed at 12:57 p.m.

House reconvened at 4:00 p.m. All members present, except Representative Dale and Erickson, excused. Quorum present.

**REPORTS OF STANDING COMMITTEES**

**BILLS** (Bookout-Reinicke, Chairman):

4/17/2001

Signed by the Speaker at 3:58 p.m., April 17, 2001: **HB 261, HB 319**.

Delivered to the Governor for approval at 4:25 p.m., April 17, 2001: **HB 261, HB 319**.

**REPORTS OF SELECT COMMITTEES**

CONFERENCE COMMITTEE  
on House Amendments to Senate Bill 441  
Report No. 1, April 17, 2001

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Mr. President and Mr. Speaker:

We, your Conference Committee met and considered House amendments to **Senate Bill 441** (reference copy – salmon) and recommend this Conference Committee report be adopted.

And, recommend that **Senate Bill 441** (reference copy – salmon) be amended as follows:

1. Page 1, line 12 through line 26.

**Strike:** "WHEREAS" on line 12 through "MCHA." on line 26

2. Page 2, line 3.

**Following:** "directors"

**Insert:** "and the entities listed in subsection (2)"

3. Page 2.

**Following:** line 5

**Insert:** "(a) the need for alternative funding options;"

**Renumber:** subsequent subsections

4. Page 2, line 6.

**Following:** the first "the"

**Insert:** "adequacy of the"

5. Page 2, line 8.

**Following:** "association"

**Insert:** "and the individuals covered by the program"

6. Page 2.

**Following:** line 13

**Insert:** "(a) the association board of directors;"

**Renumber:** subsequent subsections

7. Page 2, line 14.

**Following:** "(a)"

**Insert:** "health-related"

8. Page 2, line 17.

**Strike:** line 17 in its entirety

**Renumber:** subsequent subsections

9. Page 2, line 21.

**Strike:** "and"

10. Page 2, line 22.

**Following:** "community"

**Insert:** "; (j) a representative from a multiple employer welfare arrangement; and  
(k) a member of the legislature"

11. Page 2, line 23.

**Following:** "association"

**Insert:** "and the entities listed in subsection (2)"

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**Strike:** "a proposal"

**Insert:** "alternative proposals and associated justification"

For the Senate:

Grimes, Chairman  
Christiaens

For the House:

Laible, Chairman  
Matthews  
Price

CONFERENCE COMMITTEE  
on House Amendments to Senate Bill 457  
Report No. 1, April 17, 2001

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered House amendments to **Senate Bill 457** (reference copy – salmon) and recommend this Conference Committee report be adopted.

And, recommend that **Senate Bill 457** (reference copy – salmon) be amended as follows:

1. Title, line 5.

**Strike:** "20"

**Insert:** "25"

2. Page 1, line 16.

**Strike:** "20%"

**Insert:** "25%"

For the Senate:

Glaser, Chairman  
Ryan  
Stapleton

For the House:

Olson, Chairman  
Branæ  
Walters

April 17, 2001

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

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

Dear President Beck and Speaker McGee:

In accordance with the powers vested in me as Governor by the Constitution and the laws of the State of Montana, I

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hereby return with amendments Senate Bill 82, "AN ACT REVISING THE LAWS RELATING TO THE PUBLIC MENTAL HEALTH SYSTEM AND MANAGED CARE; CONSOLIDATING MANAGED HEALTH CARE ENTITY FINANCIAL SOLVENCY PROVISIONS UNDER THE DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES; REDEFINING "MANAGED CARE COMMUNITY NETWORK"; REORGANIZING CERTAIN MENTAL HEALTH MANAGED CARE LAWS AND PUBLIC MENTAL HEALTH SYSTEM LAWS; PROVIDING A REQUIREMENT FOR A SYSTEM OF TRACKING CHILDREN WHO NEED MENTAL HEALTH SERVICES; REORGANIZING ELIGIBILITY FOR PUBLIC MENTAL HEALTH SERVICES; AMENDING sections 33-31-115, 53-6-116, 53-6-131, 53-6-701, 53-6-702, 53-6-703, 53-21-701 and 53-21-702, MCA; AND REPEALING SECTION 53-21-704, MCA," for the following reasons.

I have no concerns with the objectives of SB 82, nor with its specific measures. I recommend, however, that two of the sections relating to eligibility be modified from 150% to 160% of the federal poverty threshold to coordinate with my intentions with respect to eligibility for the CHIP program. I have enclosed my amendment to that effect.

As you know, SB 82 originally proposed a maximum eligibility threshold of 200%, which was subsequently amended to 150%. It is my intention, however, to seek additional funding in HB 2 for an adjustment of the CHIP eligibility measure from 150% to 160% of the poverty threshold. Accordingly, my proposed amendment to SB 82 is simply intended to coordinate that gesture with the eligibility requirements for managed and public mental health care. To the extent that the eligibility requirements must ultimately be established by the department to correspond with available funding, any adjustment of the eligibility "ceiling" by 10% will have no effect unless additional funding is secured in HB 2. If that additional funding is not secured, the department will still have to establish eligibility at or below 150% to conform to the funding level.

Accordingly, my recommendation is intended to simply provide the flexibility to address the possible increase in the CHIP eligibility standard. Senator Keenan, the sponsor of the bill, has been advised of my recommendation and has no objections.

Sincerely,

JUDY MARTZ  
Governor

GOVERNOR'S AMENDMENTS  
TO SENATE BILL 82

1. Page 8, line 1  
**Strike:** "150%"  
**Insert:** "160%"
2. Page 11, line 10  
**Strike:** "150%"  
**Insert:** "160%"

April 17, 2001

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

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

Dear President Beck and Speaker McGee:

In accordance with the powers vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return with amendments Senate Bill 274, "**AN ACT REQUIRING AN INSURANCE INSTITUTION, ~~INSURANCE PRODUCER, OR INSURANCE-SUPPORT ORGANIZATION TO DISCLOSE SPECIFIC UNDERWRITING INFORMATION TO CERTAIN ENTITIES THAT HAVE OBTAINED OR THAT ADMINISTER GROUP HEALTH PLANS PROVIDED BY THEM; AND PROVIDING THAT THE INFORMATION DISCLOSED MAY NOT INCLUDE ANY PERSONAL INFORMATION PERTAINING TO AN INDIVIDUAL COVERED BY AN ENTITY'S GROUP PLAN; AND PROVIDING THAT THE INFORMATION MAY BE REQUESTED ONCE PER YEAR,~~**" for the following reasons.

I have no concerns with the objectives of SB 274, or with its specific measures. I have, however, been asked by its sponsor, Senator Bob Keenan, to recommend an amendment to the bill that will conform it to what he understood was the intention of an amendment made to the bill in the House. I have enclosed my amendment to that effect.

As you know, SB 274 requires insurance institutions and insurance-support organizations to provide certain underwriting information to entities (i.e., associations sponsoring group health programs for members, self-insured groups, MEWA's, etc.) that secure coverage from the institutions/support-organizations. Senator Keenan has advised me that, when he agreed to the insertion of the language currently found in Section 1, ¶ 4 of the bill, he was under the impression that it would simply be added to the existing language in that provision. It was instead substituted for the existing language. Accordingly, I am recommending an amendment that will insert the original ¶ 4 language, with slight modification (substitution of the word "reasonable" for "enough"), as a new ¶ 5 in Section 1.

As noted above, the sponsor of this bill, Senator Keenan, has requested this amendatory recommendation. He has reviewed my proposal and agrees that it should be adopted by the Legislature.

Sincerely,

JUDY MARTZ  
Governor

GOVERNOR'S AMENDMENTS  
TO SENATE BILL 274

1. Page 2, line 9

**Insert:** "(5) An association provided for in subsection (2)(a) must be provided with reasonable information by its insurance institution or insurance support organization to enable the association to receive a bid or quote for coverage from other insurance entities."

April 17, 2001

The Honorable Tom Beck  
President of the Senate  
State Capitol

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Helena, MT 59620

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

Dear President Beck and Speaker McGee:

In accordance with the powers vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return with amendments Senate Bill 338, "**AN ACT REVISING THE ELIGIBILITY CAP FOR THE STATE CHILDREN'S HEALTH INSURANCE PROGRAM TO 150 PERCENT OF THE FEDERAL POVERTY LEVEL; PROVIDING THE DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES WITH THE ABILITY TO LIMIT THE AMOUNT, SCOPE, OR DURATION OF SERVICES; ALLOWING THE DEPARTMENT TO MAKE DIRECT PAYMENTS TO HEALTH CARE PROVIDERS AND CONTRACT ON A FEE-FOR-SERVICES BASIS; AMENDING SECTIONS 53-4-1002, 53-4-1004, 53-4-1005, 53-4-1007, AND 53-4-1009, MCA; AND PROVIDING AN EFFECTIVE DATE,**" for the following reasons.

I have no concerns with the objectives of SB 338, nor with its specific measures. I recommend, however, that the eligibility figure be modified from 150% to 160% of the federal poverty threshold to coordinate with my intentions with respect to securing additional funding for the CHIP program. I have enclosed my amendment to that effect.

As you know, SB 338 originally proposed a maximum eligibility threshold for the CHIP program of 200%, which was subsequently amended to 150%. It is my intention, however, to seek additional funding in HB 2 for an adjustment of the CHIP eligibility measure from 150% to 160% of the poverty threshold. Accordingly, my proposed amendment to SB 338 is simply intended to coordinate the eligibility requirements in the statutory provisions specifically dealing with CHIP. To the extent that the eligibility requirements must ultimately be established by the department to correspond with available funding, any adjustment of the eligibility "ceiling" by 10% will have no effect unless additional funding is secured in HB 2. If that additional funding is not secured, the department will still have to establish eligibility at or below 150% to conform to the funding level.

Accordingly, my recommendation is intended to simply provide the flexibility to address the possible increase in the CHIP eligibility standard. Senator Berry, the sponsor of the bill, has been advised of my recommendation and has no objections.

Sincerely,

JUDY MARTZ  
Governor

GOVERNOR'S AMENDMENTS  
TO SENATE BILL 338

1. Title, line 5

**Strike:** "150"

**Insert:** "160"

2. Page 2, line 6

**Strike:** "150%"

**Insert:** "160%"

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

Representative R. Brown moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative P. Clark in the chair.

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

**HB 619 - Senate Amendments** - Representative Harris moved Senate amendments to **HB 619** 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, Davies, Dell, Devlin, Eggers, Erickson, Esp, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, Schmidt, Schrumpf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 99

Noes: None.

Total 0

Voted Absentee: Erickson, Aye.

Excused: Dale.

Total 1

Absent or not voting: None.

Total 0

**HB 3 - Senate Amendments** - Representative Fisher moved Senate amendments to **HB 3** be concurred in. Motion carried as follows:

Ayes: Andersen, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Buzzas, Callahan, Carney, P. Clark, Cyr, Dale, Dell, Eggers, Erickson, Facey, Forrester, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Holden, Hurdle, Jacobson, Jayne, Jent, Kaufmann, Keane, Laslovich, Lawson, Lee, Lenhart, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Schmidt, Schrumpf, Shockley, Smith, Somerville, Thomas, Tramelli, Tropila, Waddill, Walters, Wanzenried, Whitaker, Wolery, Younkin.

Total 68

Noes: Adams, Bales, Balyeat, Barrett, Bitney, Brueggeman, Clancy, E. Clark, Curtiss, Davies, Devlin, Esp, Fisher, Fuchs, Himmelberger, Jackson, Juneau, Kasten, Laible, Laszloffy, Lehman, Lewis, Rice, Ripley, Rome, Sliter, Steinbeisser, Story, Vick, Waitschies, Witt, Mr. Speaker.

Total 32

Voted Absentee: Dale, Erickson, Ayes.

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Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 13 - Senate Amendments** - Representative Lewis moved Senate amendments to **HB 13** 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, Cyr, Dale, Dell, Devlin, Eggers, Erickson, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Holden, Hurdle, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Laslovich, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, A. Peterson, K. Peterson, Price, Raser, Ripley, Rome, Schmidt, Schrupf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Thomas, Tramelli, Tropila, Waddill, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.  
Total 85

Noes: Adams, Balyeat, Curtiss, Davies, Esp, Himmelberger, Jackson, Kasten, Laible, Laszloffy, Pattison, Rice, Story, Vick, Waitschies.  
Total 15

Voted Absentee: Dale, Erickson, Ayes.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 69 - Senate Amendments** - Representative McCann moved Senate amendments to **HB 69** be concurred in.

Representative McCann moved consideration of **HB 69** be placed at the bottom of the second reading board for the purpose of amendment. Motion carried.

**HB 516 - Senate Amendments** - Representative Jent moved Senate amendments to **HB 516** be concurred in. Motion carried as follows:

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

Noes: Adams, Davies, Himmelberger, Kasten, Laible, Masolo, Rice.  
Total 7



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Voted Absentee: Dale, Erickson, Ayes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 637 - Senate Amendments** - Representative Kaufmann moved Senate amendments to **HB 637** 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, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, Schmidt, Schrupf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 99

Noes: None.

Total 0

Voted Absentee: Dale, Erickson, Ayes.

Excused: None.

Total 0

Absent or not voting: Forrester.

Total 1

**HJR 39 - Senate Amendments** - Representative Shockley moved Senate amendments to **HJR 39** 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, Jent, Juneau, Kasten, Kaufmann, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Rice, Ripley, Rome, Schmidt, Schrupf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 97

Noes: Jayne, Mangan.

Total 2

Voted Absentee: Dale, Erickson, Ayes.

Excused: None.

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Total 0

Absent or not voting: Tramelli.

Total 1

**HB 348 - Governor's Amendments** - Representative Shockley moved Governor's amendments to **HB 348** be concurred in. Motion carried as follows:

Ayes: Andersen, Bitney, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Dale, Davies, Dell, Devlin, Erickson, Esp, Facey, Fisher, Forrester, Fritz, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jayne, Kasten, Kaufmann, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Mangan, Matthews, McKenney, Mood, Noennig, Olson, Pattison, A. Peterson, Price, Rome, Schmidt, Schrupf, Shockley, Smith, Steinbeisser, Story, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 74

Noes: Adams, Bales, Balyeat, Barrett, Bixby, Cyr, Eggers, Fuchs, Gallik, Gallus, Galvin-Halcro, Jent, Juneau, Keane, Lindeen, Masolo, McCann, Musgrove, Newman, K. Peterson, Raser, Rice, Ripley, Sliter, Somerville, Thomas.

Total 26

Voted Absentee: Dale, Erickson, Ayes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 456 - Governor's Amendments** - Representative Gutsche moved Governor's amendments to **HB 456** be concurred in. Motion carried as follows:

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

Total 98

Noes: Gallus.

Total 1

Voted Absentee: Dale, Erickson, Ayes.

Excused: None.

Total 0

Absent or not voting: Mr. Speaker.

Total 1

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**HB 609 - Governor's Amendments** - Representative Story moved Governor's amendments to **HB 609** be concurred in. Motion carried as follows:

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

Total 98

Noes: Gallus, Lee.

Total 2

Voted Absentee: Dale, Erickson, Ayes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Tropila assumed the chair.

**HB 142 - Free Conference Committee Report No. 1** - Representative Somerville moved the Free Conference Committee report to **HB 142** be adopted. Motion carried as follows:

Ayes: Andersen, Bixby, Bookout-Reinicke, Brueggeman, Buzzas, Callahan, Carney, Clancy, P. Clark, Cyr, Dale, Dell, Eggers, Erickson, Facey, Forrester, Gallik, Gallus, Gillan, Haines, Harris, Jacobson, Jayne, Juneau, Kasten, Kaufmann, Laslovich, Lawson, Lee, Lenhart, Lindeen, Mangan, Masolo, Musgrove, Newman, Olson, A. Peterson, Price, Raser, Schmidt, Schrupf, Shockley, Smith, Somerville, Story, Thomas, Tropila, Wanzenried, Wolery, Younkin.

Total 50

Noes: Adams, Bales, Balyeat, Barrett, Bitney, Branae, D. Brown, R. Brown, E. Clark, Curtiss, Davies, Devlin, Esp, Fisher, Fuchs, Galvin-Halcro, Golie, Gutsche, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jent, Keane, Laible, Laszloffy, Lehman, Lewis, Matthews, McKenney, Mood, Noennig, Pattison, K. Peterson, Rice, Ripley, Rome, Sliter, Steinbeisser, Tramelli, Vick, Waddill, Waitschies, Walters, Whitaker, Witt, Mr. Speaker.

Total 48

Voted Absentee: Dale, Erickson, Ayes.

Excused: None.

Total 0

Absent or not voting: Fritz, McCann.

Total 2

Representative P. Clark reassumed the chair.

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**HB 154 - Free Conference Committee Report No. 1** - Speaker McGee moved the Free Conference Committee report to **HB 154** be adopted. Motion carried as follows:

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

Total 97

Noes: Eggers, Newman, Sliter.

Total 3

Voted Absentee: Dale, Erickson, Ayes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 172 - Conference Committee Report No. 1** - Representative Matthews moved the Conference Committee report to **HB 172** be adopted. Motion carried as follows:

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

Total 92

Noes: R. Brown, Buzzas, Erickson, Galvin-Halcro, Golie, Mangan, Mr. Speaker.

Total 7

Voted Absentee: Dale, Aye; Erickson, No.

Excused: None.

Total 0

Absent or not voting: Sliter.

Total 1

**HB 69 - Senate Amendments** - Representative McCann moved Senate amendments to **HB 69** 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

Voted Absentee: Dale, Erickson, Ayes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SJR 20** - Representative Musgrove moved **SJR 20** be concurred in.

**SJR 20** - Representative Fritz moved **SJR 20**, second reading copy, be amended as follows :

1. Page 1, line 16 through page 2, line 7.

**Strike:** "WHEREAS" on page 1, line 16 through "PROSPER." on page 2, line 7

**Insert:** "WHEREAS, the State of Montana, cooperating with workers and businesses, must develop and fund sensible and effective workforce training and business development programs that meet the needs of workers and businesses in their efforts to compete in the global economy."

Amendment **adopted** as follows:

Ayes: Bales, Bookout-Reinicke, Branae, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, Dell, Devlin, Eggers, Erickson, Facey, Fisher, Forrester, Fritz, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jent, Kaufmann, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Noennig, Olson, Pattison, A. Peterson, K. Peterson, Price, Raser, Rice, Rome, Shockley, Sliter, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Vick, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Wolery, Younkin.

Total 73

Noes: Adams, Andersen, Balyeat, Barrett, Bitney, Bixby, D. Brown, R. Brown, P. Clark, Curtiss, Cyr, Davies, Esp, Fuchs, Gallik, Jayne, Juneau, Kasten, Lindeen, Newman, Ripley, Schmidt, Schrupf, Smith, Witt, Mr. Speaker.

Total 26

Voted Absentee: Erickson, Aye.

Excused: Dale.

Total 1

Absent or not voting: None.

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Total 0

Motion that **SJR 20**, as amended, be concurred in failed as follows:

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

Total 49

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

Total 50

Voted Absentee: Erickson, Aye.

Excused: Dale.

Total 1

Absent or not voting: None.

Total 0

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

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

Total 67

Noes: Bixby, Buzzas, Carney, Cyr, Eggers, Facey, Fritz, Galvin-Halcro, Golie, Gutsche, Harris, Hurdle, Jayne, Juneau, Kaufmann, Keane, Laslovich, Lawson, Lee, Lindeen, Mangan, Musgrove, Newman, Raser, Schmidt, Smith, Waddill, Wanzenried.

Total 28

Excused: Dale, Erickson.

Total 2

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

Total 3

**MOTIONS**

Representative Sliter moved that the conference committee on **SB 432** be dissolved and that the Speaker be authorized to appoint a free conference committee to meet with a like committee from the Senate on **SB 432**. Motion carried.

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The Speaker appointed the following members:

Representative McKenney, Chairman  
Representative Whitaker  
Representative Mangan

Representative Sliter moved that the conference committee on **SB 242** be dissolved and that the Speaker be authorized to appoint a free conference committee to meet with a like committee from the Senate on **SB 242**. Motion carried.

The Speaker appointed the following members:

Representative Haines, Chairman  
Representative Bookout-Reinicke  
Representative Tropila

Representative Sliter moved that the conference committee on **HB 5** be dissolved and that the Speaker be authorized to appoint a free conference committee to meet with a like committee from the Senate on **HB 5**. Motion carried.

The Speaker appointed the following members:

Representative Vick, Chairman  
Representative Brueggeman  
Representative McCann

Representative Sliter moved the Speaker be authorized to appoint a free conference committee to meet with a like committee from the Senate to confer on **HB 637**. Motion carried.

The Speaker appointed the following members:

Representative Younkin, Chairman  
Representative K. Peterson  
Representative Kaufmann

Representative Sliter moved the Speaker be authorized to appoint a free conference committee to meet with a like committee from the Senate to confer on **SB 386**. Motion carried.

The Speaker appointed the following members:

Representative Shockley, Chairman  
Representative Wolery  
Representative Callahan

Representative Sliter moved the Speaker be authorized to appoint a free conference committee to meet with a like committee from the Senate to confer on **SB 398**. Motion carried.

The Speaker appointed the following members:

Representative Mood, Chairman  
Representative R. Brown  
Representative Dell

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**ANNOUNCEMENTS**

Committee meetings were announced by committee chairmen.

Majority Leader Sliter moved that the House adjourn until 11:00 a.m., Wednesday, April 18, 2001. Motion carried.

House adjourned at 5:17 p.m.

MARILYN MILLER  
Chief Clerk of the House

DAN MCGEE  
Speaker of the House