

**HOUSE JOURNAL
58TH LEGISLATURE
THIRTEENTH LEGISLATIVE DAY**

Helena, Montana
January 22, 2003

House Chambers
State Capitol

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

Roll Call. All members present. Quorum present.

REPORTS OF STANDING COMMITTEES

BILLS (Bookout-Reinicke, Chairman): 1/22/2003
Correctly printed: **HB 112, HB 261, HB 309, HB 315, HJR 3, HJR 6.**
Correctly engrossed: **HB 51, HB 93, HB 109, HB 164, HB 170, HB 189, HB 279, HJR 5.**

BUSINESS AND LABOR (McKenney, Chairman): 1/21/2003
HB 196, introduced bill, be amended as follows:

1. Title, page 1, line 15.

Following: "HOURS;"

Insert: "PROVIDING RECIPROCITY FOR OUT-OF-STATE BARBERS;"

2. Title, page 1, line 22.

Following: "MCA;"

Insert: "AND"

3. Title, page 1, line 26.

Strike: "; AND PROVIDING AN EFFECTIVE DATE"

4. Page 2, line 6.

Following: "5 years"

Insert: "immediately"

5. Page 2, line 9.

Following: "5 years"

Insert: "immediately"

6. Page 2, line 16.

Following: "5 years"

Insert: "immediately"

7. Page 2, line 22.

Strike: "cosmetologist"

8. Page 2, line 23.

Following: "school"

Strike: "of cosmetology, electrology, esthetics, or manicuring"

9. Page 6, line 19.

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Following: " ½"

Insert: "Electrology may include the use of waxes for epilation and the use of chemical depilatories."

10. Page 6, line 23.

Strike: "face, neck, and hands"

Insert: "body"

11. Page 6, line 29.

Following: "includes"

Strike: "nail care of the hands and feet"

Insert: "care of the nails, the hands, the lower arms, the feet, and the lower legs"

12. Page 7, line 16 through line 17.

Following: "hair"

Strike: ", " on line 16 through "hands" on line 17

Insert: "and body"

13. Page 10, line 26.

Following: "barbering"

Insert: "at a school of cosmetology authorized to offer a course of study in barbering"

14. Page 10, following line 28.

Insert: "(c) The board shall issue a license to practice barbering, without examination, to a person licensed in another state if the board determines that:

(i) the other state's course of study hour requirement is equal to or greater than the hour requirement in this state;
and

(ii) the person's license from the other state is current and the person is not subject to pending or final disciplinary action for unprofessional conduct or impairment."

15. Page 11, line 12 through line 13.

Strike: "or" on line 12 through "program" on line 13

16. Page 11, line 14.

Strike: "or" through "program"

17. Page 11, line 22.

Strike: "or" through "program"

18. Page 12, line 4.

Strike: "or" through "program"

19. Page 12, line 9 through line 10.

Strike: "or" on line 9 through "program" on line 10

20. Page 13, following line 27.

Insert: "(8) To be eligible to take an examination for a license to teach electrology, a person must:

(a) be a high school graduate or possess an equivalent of a high school diploma recognized by the superintendent of public instruction;

(b) have a 100-hour teacher certificate; and

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(c) have been actively engaged as an electologist for 3 continuous years immediately preceding taking the teacher's examination."

21. Page 29, line 15.

Strike: section 26 in its entirety

And, as amended, do pass. Report adopted.

HB 285, introduced bill, be amended as follows:

1. Title, line 5.

Strike: "MAY NOT PROHIBIT"

Insert: "SHALL PROVIDE EQUAL ACCESS TO"

Following: "RECRUITERS"

Strike: "FROM"

2. Title, line 6.

Following: "CAMPUS"

Insert: "AS OTHER RECRUITERS"

3. Page 1, line 20 through 23.

Following: "(1)"

Strike: "A" on line 20 through "information." on line 23

Insert: "The access provided to recruiters for the United

States armed forces by a public high school must be equal to the access granted to other recruiting groups and organizations. The access must include any directory information that may be released about students pursuant to the Family Educational Rights and Privacy Act of 1974. Parents or legal guardians have the right to inform the high school that they do not wish to have an armed forces recruiter speak to their children."

And, as amended, do pass. Report adopted.

JUDICIARY (Shockley, Chairman):

1/21/2003

HB 171, introduced bill, be amended as follows:

1. Title, page 1, line 6.

Following: "CONTENDERE;"

Insert: "PROVIDING AN EXCEPTION;"

2. Page 1, line 18.

Following: "or"

Insert: ", except when a claim of innocence is supported by evidence of a fundamental miscarriage of justice,"

And, as amended, do pass. Report adopted.

HB 197, introduced bill, be amended as follows:

1. Page 16, line 18.

"NEW SECTION. Section 14. Coordination instruction. If a senate or house bill is passed and approved that amends

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61-8-406(1)(a) by substituting "0.08" for "0.10", then "0.08" is substituted for "0.10" in 61-5-205(2)(a) as amended by [this act]."

Renumber: subsequent section

And, as amended, do pass. Report adopted.

HB 209, introduced bill, be amended as follows:

1. Page 1, line 18.

Following: "years"

Insert: "from the date of the entry of the judgment"

And, as amended, do pass. Report adopted.

HB 210, introduced bill, be amended as follows:

1. Title, line 7.

Following: "JURISDICTION;"

Insert: "PROVIDING A TIME FOR AN APPEAL;"

2. Page 1, line 27.

Following: "may"

Insert: ", within 90 days of the denial of the motion,"

And, as amended, do pass. Report adopted.

HB 212, do pass. Report adopted.

NATURAL RESOURCES (Younkin, Chairman):

1/21/2003

HB 233, do pass. Report adopted.

TAXATION (Fuchs, Chairman):

1/21/2003

HB 125, introduced bill, be amended as follows:

1. Title, page 1, line 4.

Following: "ACT"

Insert: "PROVIDING THAT THE UNIFORM PENALTY ASSESSMENT FOR VIOLATION OF TAX PROVISIONS IS 1.5 PERCENT FOR EACH DESIGNATED PERIOD OR FRACTION OF A DESIGNATED PERIOD RATHER THAN 1.5 PERCENT FOR EACH MONTH OR FRACTION OF A MONTH;"

2. Title, page 1, line 6.

Following: "MONTH;"

Insert: "PROVIDING THAT THE LATE FILING PENALTY ASSESSMENT IMPOSED ON A PASS-THROUGH ENTITY FOR VIOLATION OF TAX PROVISIONS IS BASED ON THE DESIGNATED PERIOD OR FRACTION OF A DESIGNATED PERIOD RATHER THAN ON EACH MONTH OR FRACTION OF A MONTH;"

3. Title, page 1, line 7.

Strike: "A"

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Strike: "PERIOD"
Insert: "PERIODS"
Strike: "SECTION"
Insert: "SECTIONS"
Following: "15-1-216"
Insert: "AND 15-30-1102"
Strike: "AN"
Insert: "A DELAYED"

4. Title, page 1, line 8.

Following: "DATE"
Insert: "AND AN APPLICABILITY DATE"

5. Page 1, line 19.

Strike: "a month"
Insert: "for each designated period"

6. Page 1, line 20.

Strike: "month"
Insert: "designated period"

7. Page 2.

Following: line 7

Insert: "**Section 2.** Section 15-30-1102, MCA, is amended to read:

"15-30-1102. Income or license tax involving pass-through entities -- information returns required. (1)

Except as otherwise provided:

- (a) a partnership is not subject to taxes imposed in Title 15, chapter 30 or 31;
- (b) an S. corporation is not subject to the taxes imposed in Title 15, chapter 30 or 31; and
- (c) a disregarded entity is not subject to the taxes imposed in Title 15, chapter 30 or 31.

(2) Except as otherwise provided, each partner of a partnership described in subsection (1)(a), each shareholder of an S. corporation described in subsection (1)(b), and each partner, shareholder, ~~manager~~, member, or other owner of an entity described in subsection (1)(c) is subject to the taxes provided in this chapter, if an individual, and to the taxes provided in Title 15, chapter 31, if a C. corporation.

(3) Income realized for federal income tax purposes by a financial institution that has elected to be treated as an S. corporation under subchapter S. of Chapter 1 of the Internal Revenue Code and by its shareholders that is attributable to the financial institution's change from the bad debt reserve method of accounting provided in section 585 of the Internal Revenue Code, 26 U.S.C. 585, is not taxable under Title 15, chapter 30 or 31, to the extent that the aggregate deductions allowed for federal income tax purposes under 26 U.S.C. 585 exceeded the aggregate deductions that the financial institution is allowed under 15-31-114(1)(b)(i).

(4) (a) A partnership that has Montana source income shall on or before the 15th day of the 4th month following the close of its annual accounting period file an information return on forms prescribed by the department and a copy of its federal partnership return. The return must include:

- (i) the name, address, and social security or federal identification number of each partner;
- (ii) the partnership's Montana source income;
- (iii) each partner's distributive share of Montana source income, gain, loss, deduction, or credit or item of income, gain, loss, deduction, or credit;
- (iv) each partner's distributive share of income, gain, loss, deduction, or credit or item of income, gain, loss, deduction, or credit from all sources; and
- (v) any other information the department prescribes.

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(b) An S. corporation that has Montana source income shall on or before the 15th day of the 3rd month following the close of its annual accounting period file an information return on forms prescribed by the department and a copy of its federal S. corporation return. The return must include:

(i) the name, address, and social security or federal identification number of each shareholder;

(ii) the S. corporation's Montana source income and each shareholder's pro rata share of separately and nonseparately stated Montana source income, gain, loss, deduction, or credit or item of income, gain, loss, deduction, or credit;

(iii) each shareholder's pro rata share of separately and nonseparately stated income, gain, loss, deduction, or credit or item of income, gain, loss, deduction, or credit from all sources; and

(iv) any other information the department prescribes.

(c) A disregarded entity that has Montana source income shall furnish the information and file the returns the department prescribes. The return must include:

(i) the name, address, and social security or federal identification number of each ~~manager~~, member, or other owner during the tax year;

(ii) the entity's Montana source income; and

(iii) any other information the department prescribes.

(d) (i) Except as provided in subsection (4)(d)(ii), a pass-through entity that fails to file an information return required by this section by the due date, including any extension, must be assessed a late filing penalty of \$10 multiplied by the number of the entity's partners, shareholders, ~~managers~~, members, or other owners at the close of the tax year for each month designated period or fraction of a month designated period, not to exceed 5 months, that the entity fails to file the information return. The department may waive the penalty imposed by this subsection (4)(d)(i) as provided in 15-1-206.

(ii) The penalty imposed under subsection (4)(d)(i) may not be imposed on a pass-through entity that has 10 or fewer partners, shareholders, ~~managers~~, members, or other owners, each of whom:

(A) is an individual, an estate of a deceased individual, or a C. corporation;

(B) has filed any required return or other report with the department by the due date, including any extension of time, for the return or report; and

(C) has paid all taxes when due.

(5) As used in this section, "designated period" means the 1-month period that ends within each subsequent month on the day of the month that the information return was originally due. If the date on which the information return was originally due is the last day of a month, then the designated period is a calendar month."

Renumber: subsequent section

8. Page 2, line 8.

Strike: "July 1, 2003"

Insert: "January 1, 2005"

9. Page 2.

Following: line 9

Insert: "NEW SECTION. Section 4. Applicability. [This act] applies to tax years beginning after December 31, 2004."

And, as amended, do pass. Report adopted.

HB 231, introduced bill, be amended as follows:

1. Title, page 1, line 8.

Following: "PROVIDING"

Insert: "A DELAYED EFFECTIVE DATE AND"

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2. Page 5.

Following: line 2

Insert: "NEW SECTION. Section 3. Effective date. [This act] is effective January 1, 2005."

Renumber: subsequent section

3. Page 5, line 3.

Following: "applies to"

Strike: remainder of line 3

Insert: "penalties and interest assessed for tax periods beginning after December 31, 2004."

And, as amended, do pass. Report adopted.

TRANSPORTATION (Waitschies, Chairman):
HB 105, introduced bill, be amended as follows:

1/21/2003

1. Title, line 21.

Following: "FACILITY;"

Insert: "INCREASING THE FINE FOR THROWING CONTAINERS OF URINE OR FECES ON A HIGHWAY TO \$1,000;"

2. Page 25, line 29.

Strike: "\$500"

Insert: "\$1,000. The department shall make information about this subsection available at all weigh stations"

3. Page 31, line 12.

Following: "instruction."

Insert: "(1)"

Strike: "[LC 200]"

Insert: "House Bill No. 189"

4. Page 31.

Following: line 13

Insert: "(2) If [this act] is passed and approved and House Bill No. 189 is not passed and approved, then:

(a) 61-8-333 must read as follows:

Insert: "**Section 20.** Section 61-8-333, MCA, is amended to read:

"61-8-333. Required position and method of turning at intersections -- bicycle turn procedures -- signs.

(1) The driver operator of a vehicle intending to turn at an intersection shall do so as follows:

(a) ~~Right turns.~~ Both the approach for a right turn and a right turn ~~shall~~ must be made as close as practicable to the right-hand curb or edge of the roadway.

(b) ~~Left turn on two-way roadways.~~ At any an intersection where traffic is permitted to move in both directions on each roadway entering the intersection, an approach for a left turn ~~shall~~ must be made in that portion of the right half of the roadway nearest the center line ~~thereof of the roadway~~ and by passing to the right of ~~such the~~ center line where it enters the intersection, ~~and after~~ After entering the intersection, the left turn ~~shall~~ must be made so as to leave the intersection to the right of the center line of the roadway being entered. Whenever practicable the left turn ~~shall~~ must be made in that portion of the intersection to the left of the center of the intersection.

(c) ~~Left turns on other than two-way roadways.~~ At any an intersection where traffic is restricted to one direction on one or more of the roadways, the driver operator of a vehicle intending to turn left ~~at any such intersection~~ shall approach the intersection in the extreme left-hand lane lawfully available to traffic moving in the direction of travel of ~~such the~~ vehicle, ~~and after~~ After entering the intersection the left turn ~~shall~~ must be made so as to leave the intersection,

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as nearly as practicable, in the left-hand lane lawfully available to traffic moving in ~~such the~~ direction upon the roadway being entered.

(d) A person making a turn under ~~subsections~~ subsection (1)(a), (1)(b), or (1)(c) is entitled to the full use of the lane from which the turn may be legally made.

(2) (a) A person operating a bicycle who intends to turn left shall follow the course described in subsection (1) or in subsection (2)(b).

(b) A person operating a bicycle who intends to turn left shall approach the turn as close as practicable to the right curb or edge of the roadway. After proceeding across the intersecting roadway, the person shall make the turn as close as practicable to the curb or edge of the roadway on the far right side of the intersection. After turning, the person shall yield to through traffic and shall comply with any official traffic control device or police officer regulating traffic on the highway along which ~~he the person~~ intends to proceed.

(3) Local authorities in their respective jurisdictions may ~~cause markers, buttons, or signs to be placed~~ place official traffic control devices within or adjacent to intersections, ~~directing and thereby require and direct~~ that a different course from that specified in this section be traveled by vehicles turning at an intersection; ~~and when markers, buttons, or signs are so placed no driver~~ Where official traffic control devices that direct a different course are placed, the operator of a vehicle shall may not turn a the vehicle at an intersection other than as directed and required by such markers, buttons, or signs by the official traffic control devices.

(4) Where a special lane has been indicated by official traffic control devices allowing operators of vehicles proceeding in opposite directions to make left turns:

(a) a left turn may not be made from any other lane; and

(b) a vehicle may not be operated in the lane except when making a left turn from or onto the roadway or when making a U-turn when that movement is permitted by law."; and

(b) 61-8-338 must read as follows:"

Insert: "Section 23. Section 61-8-338, MCA, is amended to read:

"61-8-338. Method of giving hand-and-arm signals. (1) Except as provided in subsection (2), all signals ~~herein~~ required in this part that are given by hand and arm shall must be given from the left side of the vehicle by the operator of the vehicle in the following manner ~~and such signals shall indicate as follows:~~

(a) ~~Left~~ For a left turn; ~~Hand~~ the operator's hand and arm must be extended horizontally.

(b) ~~Right~~ For a right turn; ~~Hand~~ the operator's hand and arm forearm must be extended upward.

(c) ~~Stop~~ For a stop or a decrease in speed; ~~Hand~~ the operator's hand and arm must be extended downward.

(2) The person operating a bicycle may signal a right turn by extending the right hand and arm horizontally.""

And, as amended, do pass. Report adopted.

MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence:

1/21/2003

SB 105, introduced by Johnson

SB 114, introduced by Johnson

SB 133, introduced by Zook

SB 144, introduced by Barkus

SB 150, introduced by Johnson

FIRST READING AND COMMITMENT OF BILLS

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

HB 389, introduced by Gibson, referred to Judiciary.

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HB 390, introduced by Gallik, referred to Judiciary.
HB 391, introduced by Balyeat, referred to Taxation.
HB 392, introduced by Weiss, referred to Federal Relations, Energy, and Telecommunications.
HB 393, introduced by Noennig, referred to Judiciary.
HB 394, introduced by R. Brown, referred to State Administration.
HB 395, introduced by Gillan, Becker, Branae, R. Brown, Forrester, Fuchs, Gibson, Lange, Lindeen, Morgan, Schrupf, Weiss, referred to Local Government.
HB 396, introduced by Gibson, P. Clark, Golie, Weiss, referred to Fish, Wildlife and Parks.
HB 397, introduced by Facey, Haines, Harrington, Jacobson, Kitzenberg, Lambert, Lange, Lenhart, Shea, Wagman, referred to Appropriations.
HB 398, introduced by Balyeat, Brueggeman, Everett, Fuchs, Jackson, Keenan, Lake, Lange, Laszloffy, Maedje, Mahlum, Mendenhall, Mood, Morgan, Pattison, Rice, Rome, Sales, Sinrud, Wagman, Witt, referred to Taxation.
HB 399, introduced by Mendenhall, referred to Human Services.
HB 400, introduced by Gillan, Forrester, Galvin-Halcro, Golie, A. Olson, referred to Education.
HB 401, introduced by Carney, referred to Natural Resources.
HB 402, introduced by Parker, Ballantyne, Becker, Bergren, Branae, Carney, Cocchiarella, Cooney, Dickenson, Dowell, Everett, Facey, Franklin, Gallus, Galvin-Halcro, Gibson, Golie, Hansen, Harris, Jacobson, Jent, Keane, Lange, Laslovich, Lawson, Lehman, Lenhart, Maedje, Malcolm, Mangan, McKenney, Musgrove, Newman, A. Olson, Raser, Ripley, B. Ryan, Schmidt, Shea, Squires, Stoker, Tester, B. Thomas, Wanzenried, Weiss, Wilson, referred to Judiciary.
HB 403, introduced by Keane, referred to Business and Labor.
HB 404, introduced by D. Brown, referred to Business and Labor.
HB 405, introduced by Kaufmann, Butcher, Musgrove, Nelson, Pattison, Ripley, Shea, referred to Natural Resources.

SPECIAL ORDERS OF THE DAY

House welcomed and heard remarks from Director General Jack Chaing of the Taipei Economic & Cultural Office in Seattle, Washington.

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

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

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

HB 107 - Representative A. Olson moved **HB 107** do pass.

Representative Bitney present at this time.

Representative Carney moved for cloture. Motion carried as follows:

Ayes: Andersen, Ballantyne, Balyeat, Barrett, Becker, Bergren, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, E. Clark, P. Clark, Cohenour, Cyr, Devlin, Dickenson, Dowell, Erickson, Everett, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gibson, Gillan, Golie, Gutsche, Haines, Harris, Hawk, Hedges, Hurwitz, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Lake, Lambert, Lange, Laslovich, Laszloffy, Lawson, Lenhart, Lewis, Lindeen, Maedje, Malcolm, Matthews, McKenney, Mendenhall, Morgan, Musgrove, Newman, Noennig, A. Olson, B. Olson, Parker,

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Pattison, Peterson, Raser, Rice, Ripley, Roberts, Rome, Ross, Ryan, Sales, Schruppf, Shockley, Small-Eastman, Smith, Steinbeisser, Stoker, Thomas, Waitschies, Wanzenried, Weiss, Windy Boy, Witt, Younkin, Mr. Speaker.
Total 95

Noes: Franklin, Sinrud, Wagman, Wilson.
Total 4

Excused: None.
Total 0

Absent or not voting: Lehman.
Total 1

Motion that **HB 107** do pass carried as follows:

Ayes: Andersen, Ballantyne, Barrett, Becker, Bergren, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, E. Clark, P. Clark, Cohenour, Cyr, Devlin, Dickenson, Dowell, Erickson, Facey, Forrester, Franklin, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gibson, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Hurwitz, Jacobson, Jent, Juneau, Kaufmann, Keane, Lake, Lambert, Lange, Laslovich, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Lindeen, Maedje, Matthews, McKenney, Mendenhall, Morgan, Musgrove, Newman, Noennig, A. Olson, B. Olson, Parker, Peterson, Raser, Ripley, Roberts, Rome, Ross, Ryan, Schruppf, Small-Eastman, Smith, Steinbeisser, Stoker, Thomas, Waitschies, Wanzenried, Weiss, Wilson, Windy Boy, Witt, Younkin, Mr. Speaker.
Total 86

Noes: Balyeat, Everett, Fisher, Hawk, Jackson, Jayne, Kasten, Malcolm, Pattison, Rice, Sales, Shockley, Sinrud, Wagman.
Total 14

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 230 - Representative Erickson moved **HB 230** do pass. Motion carried as follows:

Ayes: Andersen, Ballantyne, Balyeat, Barrett, Becker, Bergren, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, E. Clark, P. Clark, Cohenour, Cyr, Devlin, Dickenson, Dowell, Everett, Facey, Fisher, Forrester, Franklin, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gibson, Gillan, Golie, Gutsche, Haines, Harris, Hawk, Hedges, Hurwitz, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Lake, Lambert, Lange, Laslovich, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Lindeen, Maedje, Malcolm, Matthews, McKenney, Mendenhall, Morgan, Musgrove, Newman, Noennig, A. Olson, B. Olson, Parker, Pattison, Peterson, Raser, Rice, Ripley, Roberts, Rome, Ross, Ryan, Sales, Schruppf, Shockley, Sinrud, Small-Eastman, Smith, Steinbeisser, Stoker, Thomas, Wagman, Waitschies, Wanzenried, Weiss, Wilson, Windy Boy, Witt, Younkin, Mr. Speaker.
Total 99

Noes: None.

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Total 0

Excused: None.

Total 0

Absent or not voting: Erickson.

Total 1

HB 98 - Representative McKenney moved **HB 98** do pass. Motion carried as follows:

Ayes: Andersen, Ballantyne, Balyeat, Barrett, Becker, Bergren, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, E. Clark, P. Clark, Cohenour, Cyr, Devlin, Dickenson, Dowell, Erickson, Everett, Facey, Fisher, Forrester, Franklin, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gibson, Gillan, Golie, Gutsche, Haines, Harris, Hawk, Hedges, Hurwitz, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Lake, Lambert, Lange, Laslovich, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Lindeen, Maedje, Malcolm, Matthews, McKenney, Mendenhall, Morgan, Musgrove, Newman, Noennig, A. Olson, B. Olson, Parker, Pattison, Peterson, Raser, Rice, Ripley, Roberts, Rome, Ross, Ryan, Sales, Schruppf, Shockley, Sinrud, Small-Eastman, Smith, Steinbeisser, Stoker, Thomas, Wagman, Waitschies, Wanzenried, Weiss, Wilson, Windy Boy, Witt, Younkin, Mr. Speaker.

Total 100

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 77 - Representative Jent moved **HB 77** do pass. Motion carried as follows:

Ayes: Andersen, Ballantyne, Balyeat, Barrett, Becker, Bergren, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, E. Clark, P. Clark, Cohenour, Cyr, Devlin, Dickenson, Dowell, Erickson, Everett, Facey, Fisher, Forrester, Franklin, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gibson, Gillan, Golie, Gutsche, Haines, Harris, Hawk, Hedges, Hurwitz, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Lake, Lambert, Lange, Laslovich, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Lindeen, Maedje, Malcolm, Matthews, McKenney, Mendenhall, Morgan, Musgrove, Newman, Noennig, A. Olson, B. Olson, Parker, Pattison, Peterson, Raser, Rice, Ripley, Roberts, Rome, Ross, Ryan, Sales, Schruppf, Shockley, Sinrud, Small-Eastman, Smith, Steinbeisser, Stoker, Thomas, Wagman, Waitschies, Wanzenried, Weiss, Wilson, Windy Boy, Witt, Younkin, Mr. Speaker.

Total 100

Noes: None.

Total 0

Excused: None.

Total 0

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Absent or not voting: None.
Total 0

HB 88 - Representative Kasten moved **HB 88** do pass. Motion carried as follows:

Ayes: Andersen, Ballantyne, Balyeat, Barrett, Becker, Bergren, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, E. Clark, P. Clark, Cohenour, Cyr, Devlin, Dickenson, Dowell, Erickson, Everett, Facey, Fisher, Forrester, Franklin, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gibson, Gillan, Golie, Gutsche, Haines, Harris, Hawk, Hedges, Hurwitz, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Lake, Lambert, Lange, Laslovich, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Lindeen, Maedje, Malcolm, Matthews, McKenney, Mendenhall, Morgan, Musgrove, Newman, Noennig, A. Olson, B. Olson, Parker, Pattison, Peterson, Raser, Rice, Ripley, Roberts, Rome, Ross, Ryan, Sales, Schruppf, Shockley, Sinrud, Small-Eastman, Smith, Steinbeisser, Stoker, Thomas, Wagman, Waitschies, Wanzenried, Weiss, Wilson, Windy Boy, Witt, Younkin, Mr. Speaker.
Total 100

Noes: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 96 - Representative Devlin moved **HB 96** do pass. Motion carried as follows:

Ayes: Andersen, Ballantyne, Barrett, Becker, Bergren, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Buzzas, Callahan, E. Clark, P. Clark, Cohenour, Cyr, Devlin, Dickenson, Dowell, Erickson, Everett, Facey, Fisher, Forrester, Franklin, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gibson, Gillan, Golie, Haines, Hawk, Hedges, Hurwitz, Jackson, Jacobson, Jent, Juneau, Kasten, Kaufmann, Keane, Lake, Lambert, Lange, Laslovich, Laszloffy, Lawson, Lehman, Lenhart, Lindeen, Maedje, Malcolm, Matthews, McKenney, Mendenhall, Morgan, Musgrove, Newman, Noennig, A. Olson, B. Olson, Parker, Pattison, Peterson, Raser, Rice, Ripley, Roberts, Rome, Ross, Ryan, Schruppf, Shockley, Sinrud, Small-Eastman, Smith, Steinbeisser, Stoker, Thomas, Wagman, Waitschies, Wanzenried, Weiss, Wilson, Windy Boy, Witt, Younkin, Mr. Speaker.
Total 92

Noes: Balyeat, Brueggeman, Carney, Jayne, Lewis, Sales.
Total 6

Excused: None.
Total 0

Absent or not voting: Gutsche, Harris.
Total 2

HB 136 - Representative Fisher moved **HB 136** do pass. Motion carried as follows:

Ayes: Andersen, Ballantyne, Balyeat, Barrett, Becker, Bergren, Bitney, Bixby, Bookout-Reinicke, Branae, D.

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Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, E. Clark, P. Clark, Cohenour, Cyr, Devlin, Dickenson, Dowell, Erickson, Everett, Facey, Fisher, Forrester, Franklin, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gibson, Gillan, Golie, Gutsche, Haines, Harris, Hawk, Hedges, Hurwitz, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Lake, Lambert, Lange, Laslovich, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Lindeen, Maedje, Malcolm, Matthews, McKenney, Mendenhall, Morgan, Musgrove, Newman, Noennig, A. Olson, B. Olson, Parker, Pattison, Peterson, Raser, Rice, Ripley, Roberts, Rome, Ross, Ryan, Sales, Schrupf, Shockley, Sinrud, Smith, Steinbeisser, Stoker, Thomas, Wagman, Waitschies, Wanzenried, Weiss, Wilson, Windy Boy, Witt, Younkin, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Small-Eastman.

Total 1

HB 174 - Representative B. Thomas moved **HB 174** do pass. Motion carried as follows:

Ayes: Andersen, Barrett, Becker, Bergren, Bitney, Bixby, Bookout-Reinicke, Branae, Buzzas, Callahan, Carney, E. Clark, P. Clark, Cohenour, Cyr, Devlin, Dickenson, Dowell, Erickson, Facey, Fisher, Forrester, Franklin, Fritz, Gallik, Gallus, Galvin-Halcro, Gibson, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Hurwitz, Jackson, Jacobson, Jent, Juneau, Kasten, Kaufmann, Keane, Lake, Lambert, Lange, Laslovich, Lawson, Lehman, Lenhart, Lewis, Lindeen, Maedje, Malcolm, Matthews, McKenney, Mendenhall, Morgan, Musgrove, Newman, Noennig, A. Olson, B. Olson, Parker, Peterson, Raser, Rice, Ripley, Rome, Ross, Ryan, Schrupf, Shockley, Small-Eastman, Smith, Steinbeisser, Stoker, Thomas, Wagman, Waitschies, Wanzenried, Weiss, Wilson, Windy Boy, Witt, Younkin, Mr. Speaker.

Total 86

Noes: Ballantyne, Balyeat, D. Brown, R. Brown, Brueggeman, Everett, Fuchs, Hawk, Jayne, Laszloffy, Pattison, Roberts, Sales, Sinrud.

Total 14

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 175 - Representative P. Clark moved **HB 175** do pass. Motion carried as follows:

Ayes: Andersen, Ballantyne, Balyeat, Barrett, Becker, Bergren, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, E. Clark, P. Clark, Cohenour, Cyr, Devlin, Dickenson, Dowell, Erickson, Everett, Facey, Fisher, Forrester, Franklin, Fritz, Fuchs, Gallik, Gallus, Gibson, Golie, Gutsche, Haines, Harris, Hawk, Hedges, Hurwitz, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Lake, Lambert, Lange, Laslovich, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Lindeen, Maedje, Malcolm, Matthews, McKenney, Mendenhall, Morgan, Musgrove, Newman, Noennig, A. Olson, B. Olson, Parker, Pattison, Peterson,

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Raser, Rice, Ripley, Roberts, Rome, Ross, Ryan, Sales, Schruppf, Shockley, Sinrud, Small-Eastman, Smith, Steinbeisser, Stoker, Thomas, Wagman, Waitschies, Wanzenried, Weiss, Wilson, Windy Boy, Witt, Younkin, Mr. Speaker.

Total 98

Noes: Galvin-Halcro, Gillan.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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

Ayes: Andersen, Ballantyne, Balyeat, Barrett, Becker, Bergren, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, E. Clark, P. Clark, Cohenour, Cyr, Devlin, Dickenson, Dowell, Erickson, Everett, Facey, Fisher, Forrester, Franklin, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gibson, Gillan, Golie, Gutsche, Haines, Harris, Hawk, Hedges, Hurwitz, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Lake, Lambert, Lange, Laslovich, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Lindeen, Maedje, Malcolm, Matthews, McKenney, Mendenhall, Morgan, Musgrove, Newman, Noennig, A. Olson, B. Olson, Parker, Pattison, Peterson, Raser, Rice, Ripley, Rome, Ross, Ryan, Sales, Schruppf, Shockley, Small-Eastman, Smith, Steinbeisser, Stoker, Thomas, Wagman, Waitschies, Wanzenried, Weiss, Wilson, Windy Boy, Witt, Younkin, Mr. Speaker.

Total 97

Noes: Keane.

Total 1

Excused: None.

Total 0

Absent or not voting: Roberts, Sinrud.

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 15 passed as follows:

Ayes: Andersen, Ballantyne, Balyeat, Barrett, Becker, Bergren, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, E. Clark, P. Clark, Cohenour, Cyr, Devlin, Dickenson, Dowell, Erickson, Everett, Facey, Fisher, Forrester, Franklin, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gibson, Gillan, Golie, Gutsche, Haines, Harris, Hawk, Hedges, Hurwitz, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Lake, Lambert, Lange, Laslovich, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Lindeen,

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Maedje, Malcolm, Matthews, McKenney, Mendenhall, Morgan, Musgrove, Newman, Noennig, A. Olson, B. Olson, Parker, Pattison, Peterson, Raser, Rice, Ripley, Roberts, Rome, Ross, Ryan, Sales, Schrupf, Shockley, Sinrud, Small-Eastman, Smith, Steinbeisser, Stoker, Thomas, Wagman, Waitschies, Wanzenried, Wilson, Windy Boy, Witt, Younkin, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Weiss.

Total 1

HB 89 passed as follows:

Ayes: Andersen, Ballantyne, Balyeat, Barrett, Bergren, Bitney, Bookout-Reinicke, D. Brown, R. Brown, Brueggeman, E. Clark, Cohenour, Devlin, Dowell, Everett, Fisher, Forrester, Fuchs, Gallus, Gillan, Haines, Hawk, Hedges, Hurwitz, Jackson, Jent, Kasten, Keane, Lake, Lambert, Lange, Laslovich, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Lindeen, Maedje, Malcolm, Matthews, McKenney, Mendenhall, Morgan, Noennig, A. Olson, B. Olson, Pattison, Peterson, Rice, Ripley, Roberts, Rome, Ross, Ryan, Sales, Schrupf, Shockley, Sinrud, Steinbeisser, Stoker, Thomas, Wagman, Waitschies, Witt, Younkin, Mr. Speaker.

Total 67

Noes: Becker, Bixby, Branae, Buzzas, Callahan, Carney, P. Clark, Cyr, Dickenson, Erickson, Facey, Franklin, Fritz, Gallik, Galvin-Halcro, Gibson, Golie, Gutsche, Harris, Jacobson, Jayne, Juneau, Kaufmann, Musgrove, Newman, Parker, Raser, Small-Eastman, Smith, Wanzenried, Weiss, Wilson, Windy Boy.

Total 33

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 108 passed as follows:

Ayes: Andersen, Ballantyne, Barrett, Bergren, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, Brueggeman, Buzzas, Callahan, E. Clark, P. Clark, Cohenour, Cyr, Devlin, Dowell, Everett, Facey, Fisher, Forrester, Franklin, Fritz, Fuchs, Gallik, Gallus, Gibson, Gillan, Golie, Gutsche, Haines, Harris, Hawk, Hedges, Hurwitz, Jackson, Jacobson, Jent, Kasten, Kaufmann, Keane, Lake, Lambert, Lange, Laslovich, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Lindeen, Maedje, Malcolm, Matthews, McKenney, Mendenhall, Morgan, Musgrove, Newman, Noennig, A. Olson, B. Olson, Parker, Pattison, Peterson, Rice, Ripley, Roberts, Rome, Ross, Ryan, Schrupf, Shockley, Sinrud, Small-Eastman, Smith, Steinbeisser, Stoker, Thomas, Wagman, Waitschies, Weiss, Wilson, Windy Boy, Witt, Younkin, Mr. Speaker.

Total 88

Noes: Balyeat, Becker, R. Brown, Carney, Dickenson, Erickson, Galvin-Halcro, Jayne, Juneau, Raser, Sales,

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Wanzenried.
Total 12

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 123 passed as follows:

Ayes: Andersen, Ballantyne, Balyeat, Barrett, Becker, Bergren, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, E. Clark, P. Clark, Cohenour, Cyr, Devlin, Dickenson, Dowell, Everett, Facey, Fisher, Forrester, Franklin, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gibson, Golie, Gutsche, Haines, Harris, Hawk, Hedges, Hurwitz, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Keane, Lake, Lange, Laslovich, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Lindeen, Maedje, Malcolm, Matthews, McKenney, Mendenhall, Morgan, Musgrove, Newman, Noennig, A. Olson, B. Olson, Parker, Pattison, Peterson, Raser, Rice, Ripley, Roberts, Rome, Ross, Ryan, Sales, Schruppf, Shockley, Sinrud, Small-Eastman, Smith, Steinbeisser, Stoker, Thomas, Wagman, Wanzenried, Weiss, Wilson, Windy Boy, Witt, Younkin, Mr. Speaker.
Total 95

Noes: Erickson, Gillan, Kaufmann, Waitschies.
Total 4

Excused: None.
Total 0

Absent or not voting: Lambert.
Total 1

HB 128 passed as follows:

Ayes: Andersen, Ballantyne, Balyeat, Barrett, Becker, Bergren, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, E. Clark, P. Clark, Cohenour, Cyr, Devlin, Dickenson, Dowell, Erickson, Everett, Facey, Fisher, Forrester, Franklin, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gibson, Gillan, Golie, Gutsche, Haines, Harris, Hawk, Hedges, Hurwitz, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Lake, Lambert, Lange, Laslovich, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Lindeen, Maedje, Malcolm, Matthews, McKenney, Mendenhall, Morgan, Musgrove, Newman, Noennig, A. Olson, B. Olson, Parker, Pattison, Peterson, Raser, Rice, Ripley, Roberts, Rome, Ross, Ryan, Sales, Schruppf, Shockley, Sinrud, Small-Eastman, Smith, Steinbeisser, Stoker, Thomas, Wagman, Waitschies, Wanzenried, Weiss, Wilson, Windy Boy, Witt, Younkin, Mr. Speaker.
Total 100

Noes: None.
Total 0

Excused: None.
Total 0

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Absent or not voting: None.
Total 0

HB 149 passed as follows:

Ayes: Andersen, Ballantyne, Balyeat, Barrett, Becker, Bergren, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, E. Clark, P. Clark, Cohenour, Cyr, Devlin, Dickenson, Dowell, Erickson, Everett, Facey, Fisher, Forrester, Franklin, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gibson, Gillan, Golie, Gutsche, Haines, Harris, Hawk, Hedges, Hurwitz, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Lake, Lambert, Lange, Laslovich, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Lindeen, Maedje, Malcolm, Matthews, McKenney, Mendenhall, Morgan, Musgrove, Newman, Noennig, A. Olson, B. Olson, Parker, Pattison, Peterson, Raser, Rice, Ripley, Roberts, Rome, Ross, Ryan, Sales, Schrumpf, Shockley, Sinrud, Small-Eastman, Smith, Steinbeisser, Stoker, Thomas, Wagman, Waitschies, Wanzenried, Weiss, Wilson, Windy Boy, Witt, Younkin, Mr. Speaker.
Total 100

Noes: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 153 passed as follows:

Ayes: Andersen, Ballantyne, Balyeat, Barrett, Becker, Bergren, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, E. Clark, P. Clark, Cohenour, Cyr, Devlin, Dickenson, Dowell, Erickson, Everett, Facey, Fisher, Forrester, Franklin, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gibson, Gillan, Golie, Gutsche, Haines, Harris, Hawk, Hedges, Hurwitz, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Lake, Lambert, Lange, Laslovich, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Lindeen, Maedje, Malcolm, Matthews, McKenney, Mendenhall, Morgan, Musgrove, Newman, Noennig, A. Olson, B. Olson, Parker, Pattison, Peterson, Raser, Rice, Ripley, Roberts, Rome, Ross, Ryan, Sales, Schrumpf, Shockley, Small-Eastman, Smith, Steinbeisser, Stoker, Thomas, Wagman, Waitschies, Wanzenried, Weiss, Wilson, Windy Boy, Witt, Younkin, Mr. Speaker.
Total 99

Noes: Sinrud.
Total 1

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 157 passed as follows:

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Ayes: Andersen, Ballantyne, Balyeat, Barrett, Becker, Bergren, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, E. Clark, P. Clark, Cohenour, Cyr, Devlin, Dickenson, Dowell, Erickson, Everett, Facey, Fisher, Forrester, Franklin, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gibson, Gillan, Golie, Gutsche, Haines, Harris, Hawk, Hedges, Hurwitz, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Lake, Lange, Laslovich, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Lindeen, Maedje, Malcolm, Matthews, McKenney, Mendenhall, Morgan, Musgrove, Newman, Noennig, A. Olson, B. Olson, Parker, Pattison, Peterson, Raser, Rice, Ripley, Roberts, Rome, Ross, Ryan, Sales, Schruppf, Shockley, Sinrud, Small-Eastman, Smith, Steinbeisser, Stoker, Thomas, Wagman, Waitschies, Wanzenried, Weiss, Wilson, Windy Boy, Witt, Younkin, Mr. Speaker.
Total 99

Noes: Lambert.
Total 1

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 159 passed as follows:

Ayes: Andersen, Ballantyne, Barrett, Becker, Bergren, Bitney, Bixby, Bookout-Reinicke, Branae, Brueggeman, Buzzas, Callahan, Carney, E. Clark, Cohenour, Cyr, Devlin, Dickenson, Dowell, Erickson, Facey, Forrester, Franklin, Fritz, Gallik, Gallus, Gibson, Gillan, Gutsche, Haines, Harris, Hawk, Hedges, Hurwitz, Jackson, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Lake, Lambert, Laslovich, Lawson, Lehman, Lenhart, Lewis, Lindeen, Maedje, Matthews, McKenney, Mendenhall, Morgan, Musgrove, Newman, Noennig, A. Olson, B. Olson, Parker, Pattison, Peterson, Raser, Roberts, Rome, Ryan, Schruppf, Shockley, Sinrud, Small-Eastman, Smith, Steinbeisser, Thomas, Wanzenried, Weiss, Wilson, Windy Boy, Witt, Mr. Speaker.
Total 79

Noes: Balyeat, D. Brown, R. Brown, P. Clark, Everett, Fisher, Fuchs, Galvin-Halcro, Golie, Kasten, Lange, Laszloffy, Malcolm, Rice, Ripley, Sales, Wagman, Waitschies, Younkin.
Total 19

Excused: None.
Total 0

Absent or not voting: Ross, Stoker.
Total 2

HB 161 passed as follows:

Ayes: Andersen, Ballantyne, Balyeat, Barrett, Becker, Bergren, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, E. Clark, P. Clark, Cohenour, Cyr, Devlin, Dickenson, Dowell, Erickson, Everett, Facey, Fisher, Forrester, Franklin, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gibson, Gillan, Golie, Gutsche, Haines, Harris, Hawk, Hedges, Hurwitz, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Lake, Lambert, Lange, Laslovich, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Lindeen, Maedje, Malcolm, Matthews, McKenney, Mendenhall, Morgan, Musgrove, Newman, Noennig, A. Olson, B. Olson,

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Parker, Pattison, Peterson, Raser, Rice, Ripley, Roberts, Rome, Ross, Ryan, Sales, Schruppf, Shockley, Sinrud, Small-Eastman, Smith, Steinbeisser, Stoker, Thomas, Wagman, Waitschies, Wanzenried, Weiss, Wilson, Windy Boy, Witt, Younkin, Mr. Speaker.

Total 100

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 169 passed as follows:

Ayes: Ballantyne, Becker, Bergren, Bitney, Bookout-Reinicke, Branae, Buzzas, Callahan, Carney, E. Clark, P. Clark, Cohenour, Cyr, Devlin, Dickenson, Dowell, Erickson, Facey, Forrester, Franklin, Fritz, Gallik, Galvin-Halcro, Gibson, Gillan, Gutsche, Haines, Harris, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Lake, Laslovich, Lawson, Lehman, Lenhart, Lindeen, Maedje, Matthews, McKenney, Morgan, Musgrove, Newman, Noennig, B. Olson, Parker, Peterson, Raser, Ryan, Shockley, Small-Eastman, Smith, Steinbeisser, Thomas, Wanzenried, Weiss, Wilson, Windy Boy, Witt, Mr. Speaker.

Total 63

Noes: Andersen, Balyeat, Barrett, Bixby, D. Brown, R. Brown, Brueggeman, Everett, Fuchs, Gallus, Golie, Hawk, Hedges, Hurwitz, Jackson, Kasten, Lambert, Lange, Laszloffy, Lewis, Malcolm, Mendenhall, A. Olson, Pattison, Rice, Ripley, Roberts, Rome, Ross, Sales, Schruppf, Sinrud, Stoker, Wagman, Waitschies, Younkin.

Total 36

Excused: None.

Total 0

Absent or not voting: Fisher.

Total 1

HB 188 passed as follows:

Ayes: Andersen, Ballantyne, Balyeat, Barrett, Becker, Bergren, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Buzzas, Callahan, Carney, E. Clark, Cohenour, Cyr, Devlin, Dickenson, Dowell, Erickson, Everett, Facey, Fisher, Forrester, Franklin, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gibson, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Hurwitz, Jackson, Jacobson, Jent, Juneau, Kasten, Kaufmann, Keane, Lake, Lambert, Lange, Laslovich, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Lindeen, Malcolm, Matthews, McKenney, Mendenhall, Morgan, Musgrove, Noennig, A. Olson, B. Olson, Parker, Pattison, Peterson, Raser, Ripley, Roberts, Rome, Ross, Ryan, Schruppf, Shockley, Small-Eastman, Smith, Steinbeisser, Stoker, Thomas, Wagman, Waitschies, Wanzenried, Weiss, Wilson, Windy Boy, Witt, Younkin, Mr. Speaker.

Total 91

Noes: Brueggeman, P. Clark, Hawk, Jayne, Maedje, Newman, Rice, Sales, Sinrud.

Total 9

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Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Representative R. Brown moved that **HB 331** be taken from the Committee on Business and Labor and be rereferred to the Committee on Judiciary. Motion carried.

Representative Laslovich moved that **HB 74** be taken from the Committee on Appropriations and be placed on second reading on Legislative Day 14.

Representative R. Brown moved previous question. Motion **failed** as follows:

Ayes: Andersen, Becker, Bergren, D. Brown, R. Brown, Brueggeman, Callahan, Devlin, Dowell, Fisher, Fuchs, Haines, Hawk, Hedges, Kasten, Lake, Lange, Lawson, Lehman, Lewis, Maedje, Malcolm, Matthews, Mendenhall, Morgan, Noennig, A. Olson, B. Olson, Pattison, Rice, Ripley, Ross, Schrumpf, Shockley, Smith, Steinbeisser, Stoker, Wagman, Wilson, Younkin, Mr. Speaker.
Total 41

Noes: Ballantyne, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, Buzzas, Carney, E. Clark, P. Clark, Cohenour, Cyr, Dickenson, Erickson, Everett, Facey, Franklin, Fritz, Gallik, Gallus, Galvin-Halcro, Gibson, Gillan, Golie, Gutsche, Harris, Hurwitz, Jackson, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Lambert, Laslovich, Laszloffy, Lenhart, Lindeen, McKenney, Musgrove, Newman, Parker, Peterson, Raser, Roberts, Rome, Ryan, Sales, Sinrud, Small-Eastman, Thomas, Waitschies, Wanzenried, Weiss, Windy Boy, Witt.
Total 58

Excused: None.
Total 0

Absent or not voting: Forrester.
Total 1

Motion that **HB 74** be taken from the Committee on Appropriations and be placed on second reading on Legislative Day 14, **failed** as follows:

Ayes: Ballantyne, Becker, Bergren, Bixby, Branae, Buzzas, Callahan, Carney, P. Clark, Cohenour, Cyr, Dickenson, Dowell, Erickson, Facey, Forrester, Franklin, Fritz, Gallik, Gallus, Galvin-Halcro, Gibson, Gillan, Golie, Gutsche, Harris, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Laslovich, Lenhart, Lindeen, Matthews, Musgrove, Newman, Parker, Raser, Ryan, Small-Eastman, Smith, Wanzenried, Weiss, Wilson, Windy Boy.
Total 47

Noes: Andersen, Balyeat, Barrett, Bitney, Bookout-Reinicke, D. Brown, R. Brown, Brueggeman, E. Clark, Devlin, Everett, Fisher, Fuchs, Haines, Hawk, Hedges, Hurwitz, Jackson, Kasten, Lake, Lambert, Lange, Laszloffy, Lawson, Lehman, Lewis, Maedje, Malcolm, McKenney, Mendenhall, Morgan, Noennig, A. Olson, B. Olson, Pattison, Peterson, Rice, Ripley, Roberts, Rome, Ross, Sales, Schrumpf, Shockley, Sinrud, Steinbeisser, Stoker, Thomas, Wagman, Waitschies, Witt, Younkin, Mr. Speaker.

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Total 53

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SPECIAL ORDERS OF THE DAY

The following cosponsors were added to **HB 274**: Bohlinger, Small-Eastman, and F. Smith.

The following cosponsors were added to **HJR 8**: Small-Eastman and Windy Boy

Mr. Speaker asked the House to join him in singing Happy Birthday to Representative Andersen and House Page Sarah Armstrong.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Brown moved that the House adjourn until 1:00 p.m., Thursday, January 23, 2003. Motion carried.

House adjourned at 3:30 p.m.

MARILYN MILLER
Chief Clerk of the House

DOUG MOOD
Speaker of the House