

**HOUSE JOURNAL
58TH LEGISLATURE
TWENTY-FIRST LEGISLATIVE DAY**

Helena, Montana
January 31, 2003

House Chambers
State Capitol

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

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

REPORTS OF STANDING COMMITTEES

BILLS (Bookout-Reinicke, Chairman): 1/31/2003
Correctly printed: **HB 20, HB 99, HB 389, HB 403, HB 406.**
Correctly engrossed: **HB 32, HB 223, HB 246, HB 299, HB 376, HB 404.**
Correctly enrolled: **HB 1, HB 21.**
Examined by the sponsor and found to be correct: **HB 1.**
Signed by the Speaker at 3:30 p.m., January 30, 2003: **HB 1.**
Signed by the Chief Clerk of the House at 3:50 p.m., January 30, 2003: **HB 1.**
Signed by the President at 5:30 p.m., January 30, 2003: **HB 1.**
Delivered to the Governor for approval at 10:23 a.m., January 31, 2003: **HB 1.**

APPROPRIATIONS (Lewis, Chairman): 1/30/2003
HB 60, do pass. Report adopted.
HB 158, introduced bill, be amended as follows:

1. Title, page 1, line 6.

Strike: "TRANSFER"

Insert: "GRANT"

2. Title, page 1, line 8.

Strike: "TRANSFERS"

Insert: "GRANTS"

3. Title, page 1, line 9.

Following: "REPORTS;"

Insert: "PROVIDING AN APPROPRIATION;"

4. Page 2, line 10.

Strike: "transfer"

Insert: "grant"

5. Page 2, line 15.

Strike: "transfer"

Insert: "grant"

6. Page 2.

Following: line 23

Insert: "NEW SECTION. Section 2. Appropriation. (1) There is appropriated from the general fund to the department of public health and human services \$100,000 for fiscal year 2004 and \$100,000 for fiscal year 2005 for the

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purpose of funding only the grant to a tribe or combination of tribes that have implemented a tribal family assistance plan under the provisions of 53-4-210.

(2) Any funds that are appropriated in subsection (1) that are not expended in each fiscal year for the purpose specified must revert to the general fund."

Renumber: subsequent sections

And, as amended, do pass. Report adopted.

HB 176, introduced bill, be amended as follows:

1. Title, page 1, line 8.

Following: "PROGRAM;"

Insert: "MODIFYING THE RESPONSIBILITY FOR ADMINISTRATION OF THE FUNDS;"

2. Page 2, line 4.

Strike: "commerce"

Insert: "natural resources and conservation"

And, as amended, do pass. Report adopted.

BUSINESS AND LABOR (McKenney, Chairman):

1/30/2003

HB 410, introduced bill, be amended as follows:

1. Title, line 6.

Strike: "ALL OF"

2. Title, line 6 through line 7.

Strike: "THE EMPLOYER" on line 6 through "REIMBURSES" on line 7

3. Title, line 7.

Following: "EMPLOYEE"

Insert: "RECEIVES ACTUAL REIMBURSEMENT"

4. Page 1, line 24.

Following: "(3)"

Insert: "(a)"

5. Page 1, line 25.

Strike: "(a)"

6. Page 1, line 25.

Strike: "all of"

Strike: "full"

Insert: "actual"

7. Page 1, line 27.

Strike: ";"

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8. Page 1, line 28.

Strike: "(ii)"

9. Page 1, line 30.

Strike: "(b)"

Insert: "(ii)"

10. Page 1, following line 30.

Insert: "(b) As used in this subsection (3), "actual reimbursement" does not include payments or compensation made as an incentive to the employee to travel to and from a job site."

And, as amended, do pass. Report adopted.

HJR 14, introduced joint resolution, be amended as follows:

1. Page 2, line 10.

Strike: "professionalization"

Insert: "licensure"

And, as amended, be adopted. Report adopted.

FEDERAL RELATIONS, ENERGY, AND TELECOMMUNICATIONS (Bitney, Chairman): 1/30/2003
HB 131, introduced bill, be amended as follows:

1. Title, line 5.

Strike: "CLARIFYING" through "VALUE"

Insert: "REVISING THE DEFINITION OF "GIFT OF SUBSTANTIAL VALUE""

2. Title, line 6 through line 8.

Strike: "DOES" on line 6 through "CEREMONY" on line 8

Insert: "MEANS A GIFT WITH A VALUE OF \$100 OR MORE"

3. Page 1, line 19.

Strike: "\$50"

Insert: "\$100"

4. Page 1, line 28 through line 29.

Strike: "or gift" on line 28

Strike: ", including" on line 28 through "ceremony" on line 29

5. Page 3, line 7 through line 9.

Strike: section 2 in its entirety

Renumber: subsequent section

And, as amended, do pass. Report adopted.

HB 303, introduced bill, be amended as follows:

1. Page 2, line 12.

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Following: "and"

Insert: "and"

2. Page 2, line 13 through line 14.

Strike: "with" on line 13 through "kilovolts" on line 14

3. Page 2, line 16.

Strike: "; and"

Insert: "if:

(A) the line has a design capacity of more than 69 kilovolts but less than 230 kilovolts; or"

4. Page 2, line 17.

Strike: "(iii)" through "extending"

Insert: " (B) the line is less than 150 miles in length and extends"

And, as amended, do pass. Report adopted.

HB 304, introduced bill, be amended as follows:

1. Title, lines 4 through 7.

Strike: "ELIMINATING" on line 4 through "TAX;" on line 7

2. Title, line 8.

Following: "TAX"

Insert: "FOR CERTAIN ELECTRICAL GENERATION FACILITIES"

3. Title, line 10.

Strike: "CLARIFYING"

Insert: "PROVIDING"

4. Title, line 12.

Strike: "2008"

Insert: "2012"

5. Page 1, line 28.

Strike: "2008"

Insert: "2012"

6. Page 1, line 29.

Following: "sell"

Insert: "to Montana customers and distribution services providers"

7. Page 2, line 25.

Strike: "2008"

Insert: "2012"

8. Page 2, line 26.

Following: "sell"

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Insert: "to Montana customers and distribution services providers"

And, as amended, do pass. Report adopted.

HB 392, do pass. Report adopted.

HJR 12, introduced joint resolution, be amended as follows:

1. Title, line 6.

Strike: "PROPERLY" through "INDEPENDENTLY"

Insert: "TOGETHER WITH LAW ENFORCEMENT AGENCIES AND EMERGENCY PERSONNEL AND IN SUPPORT OF OUR MILITARY FORCES"

2. Page 1.

Following: line 18

Insert: "WHEREAS, our dedicated military personnel, law enforcement agencies, firefighters, and emergency medical personnel require the full support of individual citizens in order to be fully effective; and"

3. Page 1, line 27 through page 2, line 2.

Strike: line 27 on page 1 through line 2 on page 2

Insert: "WHEREAS, no amount of police and security forces will ever suffice to interdict all terrorist acts without the active support of a watchful, vigilant, and free citizenry; and"

And, as amended, be adopted. Report adopted.

LOCAL GOVERNMENT (Noennig, Chairman):

1/31/2003

HB 142, introduced bill, be amended as follows:

1. Title, line 6.

Following: "BE"

Insert: "DIRECTLY"

2. Page 1, line 16 through line 17.

Strike: "local" on line 16 through "government," on line 17

3. Page 1, line 17.

Strike: "agency,"

4. Page 3, line 26.

Following: "government"

Insert: ", as defined in 7-12-1103,"

Following: "be"

Insert: "directly"

And, as amended, do pass. Report adopted.

HB 152, do pass. Report adopted.

HB 272, do pass. Report adopted.

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STATE ADMINISTRATION (Barrett, Chairman): 1/23/2003
HB 151, do pass. Report adopted.
HB 198, do pass. Report adopted.

MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence: 1/30/2003

SB 34, introduced by Barkus
SB 86, introduced by Zook
SB 135, introduced by F. Thomas
SB 137, introduced by DePratu
SB 202, introduced by Johnson
SB 213, introduced by Nelson
SB 242, introduced by Perry

Senate joint resolution passed and transmitted to the House for concurrence: 1/30/2003

SJR 9, introduced by Nelson

FIRST READING AND COMMITMENT OF BILLS

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

HB 484, introduced by R. Brown, referred to Human Services.
HB 485, introduced by B. Ryan, Gallus, Lenhart, Parker, Wilson, referred to Fish, Wildlife and Parks.
HB 486, introduced by Kaufmann, Gutsche, Haines, Harris, Jacobson, Roberts, referred to Fish, Wildlife and Parks.
HB 487, introduced by Ballantyne, Branae, Callahan, Facey, Laslovich, Musgrove, referred to Taxation.
HB 488, introduced by Juneau, referred to Business and Labor.
HB 489, introduced by Lehman, referred to Judiciary.
HB 490, introduced by Buzzas, Bookout-Reinicke, Callahan, E. Clark, Cohenour, Erickson, Facey, Fisher, Franklin, Fritz, Gallik, Gallus, Gillan, Gutsche, Haines, Harris, Kaufmann, Lawson, Raser, Wilson, referred to Taxation.
HB 491, introduced by Hedges, referred to Appropriations.
HB 492, introduced by Hedges, referred to Appropriations.
HB 493, introduced by Branae, referred to Human Services.
HB 494, introduced by Wilson, Younkin, referred to Business and Labor.
HB 495, introduced by Bixby, referred to Appropriations.

**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 Noennig in the chair.

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

HB 338 - Representative Keane moved **HB 338** do pass. Motion carried as follows:

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Ayes: Ballantyne, Becker, Bergren, Bixby, Bookout-Reinicke, Branae, Buzzas, Callahan, Carney, P. Clark, Cohenour, Cyr, Dickenson, Dowell, Erickson, Facey, Fisher, Forrester, Franklin, Fritz, Gallik, Gallus, Galvin-Halcro, Gibson, Gillan, Golie, Gutsche, Haines, Harris, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Lambert, Lange, Laslovich, Lawson, Lenhart, Lewis, Lindeen, Maedje, Matthews, Musgrove, Newman, A. Olson, B. Olson, Parker, Raser, Rome, Ryan, Small-Eastman, Smith, Wanzenried, Weiss, Wilson, Windy Boy.
Total 58

Noes: Andersen, Balyeat, Barrett, Bitney, D. Brown, R. Brown, Brueggeman, E. Clark, Devlin, Everett, Fuchs, Hawk, Hedges, Hurwitz, Jackson, Kasten, Lake, Laszloffy, Lehman, Malcolm, McKenney, Mendenhall, Morgan, Noennig, Pattison, Peterson, Rice, Ripley, Roberts, Ross, Sales, Schruppf, Shockley, Sinrud, Steinbeisser, Stoker, Thomas, Wagman, Waitschies, Witt, Younkin, Mr. Speaker.
Total 42

Voted Absentee: Peterson, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 296 - Representative Jent moved **HB 296** do pass. Motion carried as follows:

Ayes: Ballantyne, Becker, Bergren, Bixby, Bookout-Reinicke, 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, Lambert, Lange, Laslovich, Lawson, Lenhart, Lindeen, Malcolm, Musgrove, Newman, Noennig, Parker, Raser, Ryan, Shockley, Small-Eastman, Smith, Wagman, Wanzenried, Weiss, Wilson, Windy Boy.
Total 54

Noes: Andersen, Balyeat, Barrett, Bitney, D. Brown, R. Brown, Brueggeman, E. Clark, Devlin, Everett, Fisher, Fuchs, Haines, Hawk, Hedges, Hurwitz, Jackson, Kasten, Lake, Laszloffy, Lehman, Lewis, Maedje, Matthews, McKenney, Mendenhall, Morgan, A. Olson, B. Olson, Pattison, Peterson, Rice, Ripley, Roberts, Rome, Ross, Sales, Schruppf, Sinrud, Steinbeisser, Stoker, Thomas, Waitschies, Witt, Younkin, Mr. Speaker.
Total 46

Voted Absentee: Peterson, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 76 - Representative McKenney moved **HB 76** do pass. Motion carried as follows:

Ayes: Andersen, Ballantyne, Barrett, Becker, Bergren, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, 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, Haines, Hawk, Hedges, Hurwitz,

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Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Keane, Lake, Lambert, Lange, Laslovich, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Lindeen, Maedje, Malcolm, Matthews, McKenney, Mendenhall, Morgan, Musgrove, Newman, Noennig, B. Olson, Parker, Pattison, Peterson, Raser, Rice, Ripley, Roberts, Rome, Ross, Ryan, Schruppf, Shockley, Sinrud, Smith, Steinbeisser, Stoker, Thomas, Wagman, Waitschies, Wanzenried, Weiss, Wilson, Windy Boy, Witt, Younkin, Mr. Speaker.

Total 91

Noes: Balyeat, Buzzas, Erickson, Gutsche, Harris, Kaufmann, Sales, Small-Eastman.

Total 8

Voted Absentee: Peterson, Aye.

Excused: None.

Total 0

Absent or not voting: A. Olson.

Total 1

HB 103 - Representative Jacobson moved **HB 103** do pass.

Representative R. Brown moved consideration of **HB 103** be passed for the day. Motion carried.

HB 121 - Representative E. Clark moved **HB 121** 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

Voted Absentee: Peterson, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 122 - Representative Forrester moved **HB 122** do pass. Motion carried as follows:

Ayes: Andersen, Ballantyne, Balyeat, Barrett, Becker, Bergren, Bitney, Bixby, Branae, D. Brown, R. Brown, Brueggeman, Callahan, Carney, E. Clark, P. Clark, Cohenour, Cyr, Devlin, Dickenson, Dowell, Erickson, Everett,

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Facey, Fisher, Forrester, Franklin, Fritz, Fuchs, 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, Younkin, Mr. Speaker.
Total 96

Noes: Buzzas, Gallik.
Total 2

Voted Absentee: Peterson, Aye.

Excused: None.
Total 0

Absent or not voting: Bookout-Reinicke, Witt.
Total 2

HB 181 - Representative B. Thomas moved **HB 181** 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, 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, 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: Hawk, Rome.
Total 2

Voted Absentee: Peterson, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 311 - Representative Stoker moved **HB 311** do pass. Motion carried as follows:

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

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

Total 92

Noes: Balyeat, Bitney, R. Brown, Fuchs, Golie, Hawk, Mendenhall, Sales.

Total 8

Voted Absentee: Peterson, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 317 - Representative Shockley moved **HB 317** do pass. Motion carried as follows:

Ayes: Andersen, Ballantyne, Balyeat, Barrett, Becker, Bergren, Bitney, Bixby, Bookout-Reinicke, Branae, R. Brown, Brueggeman, Buzzas, Callahan, Carney, E. Clark, P. Clark, Cohenour, Cyr, Devlin, Dickenson, Dowell, Erickson, Everett, Facey, Fisher, Forrester, Franklin, Fritz, Gallik, 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, Wanzenried, Weiss, Wilson, Windy Boy, Witt, Younkin, Mr. Speaker.

Total 96

Noes: D. Brown, Fuchs, Gallus, Waitschies.

Total 4

Voted Absentee: Peterson, Aye.

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. Chairman Noennig 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, 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, Raser, Rice,

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Ripley, Roberts, Rome, Ross, Ryan, Sales, Schrumpf, Shockley, Sinrud, Smith, Steinbeisser, Stoker, Thomas, Wagman, Waitschies, Wanzenried, Weiss, Wilson, Windy Boy, Witt, Younkin, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Peterson.

Total 1

Absent or not voting: Small-Eastman.

Total 1

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 18 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, 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 99

Noes: None.

Total 0

Excused: Peterson.

Total 1

Absent or not voting: None.

Total 0

HB 40 passed as follows:

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

Total 85

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Noes: Barrett, Bergren, E. Clark, Devlin, Fuchs, Gallik, Hurwitz, Juneau, Lehman, Rice, Ripley, Witt.
Total 12

Excused: Peterson.
Total 1

Absent or not voting: Everett, Laszloffy.
Total 2

HB 47 passed as follows:

Ayes: Ballantyne, Balyeat, Barrett, Becker, Bergren, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, P. Clark, Cohenour, Cyr, 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, Malcolm, Matthews, McKenney, Mendenhall, Morgan, Musgrove, Newman, Noennig, Parker, Pattison, Raser, Rice, Ripley, Roberts, Rome, Ryan, Sales, Schruppf, Shockley, Sinrud, Small-Eastman, Steinbeisser, Stoker, Thomas, Wagman, Waitschies, Wanzenried, Weiss, Wilson, Windy Boy, Younkin, Mr. Speaker.
Total 90

Noes: Andersen, E. Clark, Devlin, Maedje, A. Olson, B. Olson, Ross, Smith, Witt.
Total 9

Excused: Peterson.
Total 1

Absent or not voting: None.
Total 0

HB 66 passed as follows:

Ayes: Andersen, Ballantyne, Balyeat, Barrett, Becker, Bergren, Bitney, Bixby, Branae, Brueggeman, Buzzas, Callahan, Carney, E. Clark, P. Clark, Cohenour, Cyr, Devlin, Dickenson, Dowell, Erickson, Everett, Facey, Fisher, Forrester, Franklin, Fritz, Gallik, Gallus, Galvin-Halcro, Gibson, Gillan, Golie, Gutsche, Haines, Harris, Hawk, Hedges, Hurwitz, Jackson, Jacobson, Jayne, Jent, Juneau, 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, 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 94

Noes: Bookout-Reinicke, D. Brown, R. Brown, Fuchs, Kasten.
Total 5

Excused: Peterson.
Total 1

Absent or not voting: None.

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Total 0

HB 130 passed as follows:

Ayes: Andersen, Ballantyne, Balyeat, Barrett, Becker, Bergren, Bixby, Bookout-Reinicke, Branae, D. Brown, Brueggeman, Buzzas, Callahan, Carney, E. Clark, P. Clark, Cohenour, Dickenson, Dowell, Erickson, Everett, Facey, Fisher, Franklin, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gibson, Gillan, Golie, Gutsche, Haines, Harris, 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, Raser, Rice, Ripley, Roberts, Rome, Ross, Ryan, Shockley, Small-Eastman, Smith, Steinbeisser, Stoker, Thomas, Wagman, Waitschies, Wanzenried, Weiss, Wilson, Windy Boy, Mr. Speaker.

Total 88

Noes: Bitney, R. Brown, Cyr, Devlin, Forrester, Hawk, Sales, Schrupf, Sinrud, Witt, Younkin.

Total 11

Excused: Peterson.

Total 1

Absent or not voting: None.

Total 0

HB 166 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, Raser, Rice, Ripley, Roberts, Rome, Ross, Ryan, Sales, Schrupf, Shockley, Sinrud, Small-Eastman, Smith, Steinbeisser, Stoker, Thomas, Wagman, Waitschies, Wanzenried, Weiss, Windy Boy, Witt, Younkin, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Peterson.

Total 1

Absent or not voting: Wilson.

Total 1

HB 199 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, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gibson, Gillan, Golie, Gutsche,

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Haines, Harris, Hawk, Hedges, 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, 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 97

Noes: Franklin, Hurwitz.
Total 2

Excused: Peterson.
Total 1

Absent or not voting: None.
Total 0

HB 215 passed as follows:

Ayes: Andersen, Ballantyne, Becker, Bergren, Bitney, Branae, D. Brown, Brueggeman, Buzzas, Callahan, Carney, E. Clark, Cohenour, Cyr, Devlin, Dickenson, Dowell, Erickson, Facey, Fisher, Forrester, Franklin, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gibson, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Hurwitz, Jackson, Jacobson, Jent, Juneau, Kaufmann, Keane, Lake, Lambert, Lange, Laslovich, Laszloffy, Lawson, Lehman, Lenhart, Lindeen, Malcolm, Matthews, McKenney, Morgan, Musgrove, Newman, Noennig, A. Olson, B. Olson, Parker, Pattison, Raser, Ripley, Rome, Ross, Schrumpf, Shockley, Sinrud, Small-Eastman, Steinbeisser, Stoker, Thomas, Waitschies, Wanzenried, Weiss, Wilson, Windy Boy, Witt, Younkin, Mr. Speaker.
Total 80

Noes: Balyeat, Barrett, Bookout-Reinicke, R. Brown, P. Clark, Everett, Hawk, Jayne, Kasten, Lewis, Maedje, Mendenhall, Rice, Roberts, Ryan, Smith, Wagman.
Total 17

Excused: Peterson.
Total 1

Absent or not voting: Bixby, Sales.
Total 2

HB 224 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, 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 99

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Noes: None.
Total 0

Excused: Peterson.
Total 1

Absent or not voting: None.
Total 0

HB 256 passed as follows:

Ayes: Andersen, Ballantyne, Bergren, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, Brueggeman, Buzzas, Callahan, Carney, E. Clark, P. Clark, Cyr, Devlin, Dickenson, Everett, Facey, Fisher, Fritz, Gallus, Galvin-Halcro, Gibson, Gillan, Golie, Gutsche, Haines, Harris, Hawk, Hedges, Hurwitz, Jackson, Jacobson, Juneau, Kasten, Keane, Lake, Lambert, Laslovich, Lawson, Lenhart, Lewis, Lindeen, Maedje, Malcolm, Matthews, McKenney, Mendenhall, Musgrove, Newman, Noennig, A. Olson, B. Olson, Parker, Pattison, Raser, Ripley, Rome, Ross, Ryan, Sales, Schrumpf, Shockley, Small-Eastman, Smith, Steinbeisser, Stoker, Thomas, Wagman, Waitschies, Wanzenried, Weiss, Wilson, Windy Boy, Witt, Younkin, Mr. Speaker.
Total 78

Noes: Balyeat, Barrett, Becker, R. Brown, Cohenour, Dowell, Erickson, Forrester, Franklin, Fuchs, Gallik, Jayne, Jent, Kaufmann, Lange, Laszloffy, Lehman, Morgan, Rice, Roberts, Sinrud.
Total 21

Excused: Peterson.
Total 1

Absent or not voting: None.
Total 0

MOTIONS

Representative R. Brown moved **HB 103** be taken from second reading today and be rereferred to the Committee on Appropriations. There being no objection, so ordered.

Representative R. Brown moved **HB 133** be taken from the Committee of the Whole and be rereferred to the Committee on Appropriations. There being no objection, so ordered.

Representative Cohenour requested on **HB 40**, third reading today, her vote be changed from no to yes. There being no objection, so ordered.

SPECIAL ORDERS OF THE DAY

The following cosponsors were added to **HB 380**: Becker, Bixby, P. Clark, Dowell, Gibson, Harris, Parker, Pease, Small-Eastman, Stonington, Weiss, Wheat.

The following cosponsors were added to **HB 451**: Andersen, Anderson, Bales, Barkus, Barrett, Black, Juneau, Lake, Lehman, Lewis, A. Mangan, Olson, Rice, Roush, Story, Taylor, Tropila, Witt.

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ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Brown moved that the House adjourn until 9 a.m., Saturday, February 1, 2003. Motion carried.

House adjourned at 2:45 p.m.

MARILYN MILLER
Chief Clerk of the House

DOUG MOOD
Speaker of the House