

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

Helena, Montana
February 8, 2003

House Chambers
State Capitol

House convened at 8:00 a.m. Mr. Speaker in the Chair. Invocation by Representative Keane. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representatives Bixby, Forrester, Galvin-Halcro, Morgan, B. Ryan, Schrupf, and Small-Eastman, excused. Quorum present.

Representative Cohenour introduced her daughter, the honorary page for the day:

Taylor Cohenour, East Helena

REPORTS OF STANDING COMMITTEES

BILLS (Bookout-Reinicke, Chairman):

Correctly printed: **HB 339, HB 377.**

2/6/2003

Correctly engrossed: **HB 201, HB 206, HB 270, HB 448, HB 480.**

2/7/2003

Signed by the Speaker at 3:40 p.m., February 7, 2003: **HB 53.**

BUSINESS AND LABOR (McKenney, Chairman):

2/7/2003

HB 384, introduced bill, be amended as follows:

1. Title, line 8.

Strike: "33-30-102,"

2. Page 1, line 22.

Following: the first "project"

Insert: "-- criteria -- rulemaking"

3. Page 1, line 24.

Following: "plan."

Insert: "The criteria for approval of a 12-month demonstration project include but are not limited to the following:

(a) the plan must include significant outpatient services and may not consist of inpatient benefits only;

(b) the plan may be offered only to residents of Montana who have been uninsured for 90 days or longer; and

(c) the commissioner may adopt rules that describe additional criteria to be used to determine approval of demonstration projects. Additional criteria must relate to the purpose as stated in [section 1(2)]."

4. Page 1, line 27.

Following: "(3)."

Insert: "The limitations and exclusions of the plan must be prominently displayed on the application and on the outline of coverage required by 33-22-244."

5. Page 2, line 1.

Following: "33-31-301(3)(e)"

Insert: ", which may be subject only to the same extent of the limitations and exclusions contained in the parent's policy"

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6. Page 2, line 14.

Strike: "and"

7. Page 2, line 16.

Following: "assurance"

Insert: "; and"

(d) all other applicable provisions of Title 33, except those listed in subsection (3)"

8. Page 4, line 28 through page 5, line 6.

Strike: section 6 in its entirety

Renumber: subsequent sections

And, as amended, do pass. Report adopted.

HB 507, do pass. Report adopted.

FISH, WILDLIFE AND PARKS (Balyeat, Chairman):

2/7/2003

HB 97, introduced bill, be amended as follows:

1. Title, line 6.

Strike: "\$75"

Insert: "\$50"

2. Page 1, line 16.

Strike: "\$75"

Insert: "\$50"

And, as amended, do pass. Report adopted.

HB 129, do pass. Report adopted.

HB 372, do pass. Report adopted.

HB 396, introduced bill, be amended as follows:

1. Page 2.

Following: line 17

Insert: "(7) The department may develop an adult hunter education course."

Renumber: subsequent subsection

And, as amended, do pass. Report adopted.

JUDICIARY (Shockley, Chairman):

2/7/2003

HB 61, do pass. Report adopted.

HB 478, introduced bill, be amended as follows:

1. Page 3, line 22.

Following: "61-5-217"

Insert: ", except that a provisional, restricted, or probationary license may be issued"

2. Page 4, line 4.

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Strike: "(6)"

And, as amended, do pass. Report adopted.

STATE ADMINISTRATION (Barrett, Chairman):
HB 194, introduced bill, be amended as follows:

2/7/2003

1. Title, page 1, line 8.

Following: ";

Insert: "SPECIFYING THE REINSTATEMENT APPLICATION PROCESS FOR LIMITED PARTNERSHIPS;"

2. Title, page 1, line 19.

Strike: "AND"

Insert: "35-12-606, 35-12-611, 35-12-612,"

Following: "35-12-1302,"

Insert: "AND 35-12-1303,"

3. Page 1.

Following: line 26

Insert: "NEW SECTION. Section 2. Reinstatement following cancellation for failure to renew. (1) If a certificate of limited partnership was canceled under 35-12-610 for failure to renew, an application for reinstatement of the original certificate may be made to the secretary of state within 5 years after the effective date of the cancellation.

(2) The application must:

(a) state the name of the limited partnership and the date its certificate of limited partnership was canceled;

(b) state that the limited partnership's name satisfies the requirements of 35-12-505; and

(c) include the information required in 35-12-601.

(3) If the secretary of state determines that the information provided is sufficient and correct, the secretary of state shall reinstate the certificate of limited partnership and send confirmation to the limited partnership.

(4) When reinstated under this section, the certificate of limited partnership becomes effective as if it had not been canceled."

Renumber: subsequent sections

4. Page 2, line 28.

Following: "complete"

Insert: "business"

5. Page 9, line 26.

Following: ";

Insert: "the address of its current registered office;"

6. Page 9, line 27.

Following: "(c)"

Insert: "(c)"

Following: ";

Insert: "and"

7. Page 9, line 28.

Strike: "(c)" through ";

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8. Page 12, line 19.

Strike: "and"

9. Page 12, line 21.

Following: "paid"

Insert: "; and"

(e) include all annual reports not yet filed with the secretary of state"

10. Page 13.

Following: line 10

Insert: "**Section 18.** Section 35-12-606, MCA, is amended to read:

"35-12-606. Filing in the office of the secretary of state. (1) ~~One original and one copy of the~~ The certificate of limited partnership and of any certificates of amendment, restatement, or cancellation or of any judicial decree of amendment, restatement, or cancellation must be delivered to the secretary of state. A person who executes a certificate as an agent or fiduciary need not exhibit evidence of the person's authority as a prerequisite to filing. Unless the secretary of state finds that any certificate does not conform to law, upon receipt of all filing fees required by law the secretary of state shall:

- (a) endorse on the ~~original and the copy~~ document the word "filed" and the day, month, and year of the filing;
- (b) file the original in the secretary of state's office; and
- (c) return the copy to the person who filed it or the person's representative.

(2) Upon the filing of a certificate of amendment, restatement, or judicial decree of amendment in the office of the secretary of state, the certificate of limited partnership is amended or restated as set forth in the certificate. Upon the effective date of a certificate of cancellation or a judicial decree of cancellation, the certificate of limited partnership is canceled."

Insert: "**Section 19.** Section 35-12-611, MCA, is amended to read:

"35-12-611. Application for renewal of certification. ~~One original and one copy of an~~ The application for renewal of certification of a limited partnership must be executed and delivered to the secretary of state. The application must include but is not limited to the information required by 35-12-601."

Insert: "**Section 20.** Section 35-12-612, MCA, is amended to read:

"35-12-612. Filing of application for renewal of certification -- issuance of certificate. (1) If the secretary of state finds that the application for renewal of certification of a limited partnership complies with the provisions of this part, ~~he~~ the secretary of state shall, when all fees have been paid as provided by rule:

- (a) endorse on the ~~original and on the copy~~ application the word "filed" and the month, day, and year of filing;
- (b) file the original ~~in his office~~; and
- (c) issue a ~~certificate of renewal, to which he shall affix the copy~~ certification letter.

(2) The secretary of state shall return to the general partner or partners submitting the application the ~~certificate of renewal, together with an attached copy of the application for renewal of certification of a limited partnership certification letter~~."

Renumber: subsequent section

11. Page 14.

Following: line 2

Insert: "**Section 22.** Section 35-12-1303, MCA, is amended to read:

"35-12-1303. Issuance of registration. (1) If the secretary of state finds that an application for registration conforms to law and all requisite fees have been paid, ~~he~~ the secretary of state shall:

- (a) endorse on the application the word "filed" and the month, day, and year ~~of the filing thereof~~ of application was filed;

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- (b) file ~~in his office~~ the original of the application; and
- (c) issue a certificate of registration to transact business in this state.

(2) The certificate of registration, ~~together with a copy of the application,~~ must be returned to the person who filed the application or ~~his~~ the person's representative.""

12. Page 14, line 4.

Following: "instruction."

Insert: "(1)"

13. Page 14.

Following: line 5

Insert: "(2) [Section 2] is intended to be codified as an integral part of Title 35, chapter 12, part 6, and the provisions of Title 35, chapter 12, part 6, apply to [section 2]."

And, as amended, do pass. Report adopted.

HB 269, introduced bill, be amended as follows:

1. Title, page 1, line 4 through line 5.

Strike: "PROVIDING" on line 4 through ";" on line 5

2. Title, page 1, lines 6 through 7.

Strike: "ALLOWING" on line 6 through "AND" on line 7

Strike: "OTHER" on line 7

3. Title, page 1, line 10.

Strike: "ELIMINATING"

Insert: "REVISING"

4. Title, page 1, line 11.

Following: "PROTECTION"

Insert: "AND HAZARDOUS MATERIALS STORAGE"

Following: "BUILDINGS AND"

Insert: "ELIMINATING"

5. Title, page 1, line 12.

Following: "SECTIONS"

Insert: "2-17-112,"

6. Title, page 1, line 14.

Strike: "2-17-112,"

Following: "50-61-112"

Strike: ","

7. Page 1, line 18.

Insert: "**Section 1.** Section 2-17-112, MCA, is amended to read:

"2-17-112. Fire protection for state-owned buildings -- department of administration -- state fire prevention and investigation program. (†) The department of administration shall obtain information necessary to prepare a budget for each biennium for fire protection services for state-owned buildings that present particular

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firefighting and hazardous materials storage problems ~~as determined by the state fire prevention and investigation program of the department of justice~~. In preparing the budget, the state may consider providing protection directly or contracting for protection with a local fire service and making payments to local governments for fire services provided to state agencies, all of which are subject to appropriation by the legislature.

~~(2) The department of justice shall review provisions for protection of state-owned buildings in connection with inspections conducted under 50-3-102."~~

Renumber: subsequent sections

8. Page 1, line 22.

Strike: "its" through "investigation"

9. Page 2, line 2 through line 3.

Strike: "as often" on line 2 through "allow," on line 3

10. Page 3, line 11.

Strike: subsection (f) in its entirety

Renumber: subsequent subsections

11. Page 3, line 17.

Strike: subsection (h) in its entirety

Renumber: subsequent subsections

12. Page 8, line 24 through line 25.

Strike: "as budget" on line 24 through "allow and" on line 25

13. Page 9, line 12.

Strike: "2-17-112,"

Following: "50-61-112"

Strike: ", "

And, as amended, do pass. Report adopted.

HB 305, do pass. Report adopted.

HB 450, introduced bill, be amended as follows:

1. Title, line 5.

Strike: "SECTIONS 15-1-121 AND"

Insert: "SECTION"

2. Page 1, line 9 through page 7, line 21.

Strike: section 1 in its entirety

Renumber: subsequent sections

3. Page 8, line 14.

Strike: "\$34.75"

Insert: "\$30"

4. Page 9, line 14 through line 15.

Following: "(1)(j)"

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Strike: remainder of line 14 through "subsection (1)(l)" on line 15

And, as amended, do pass. Report adopted.

TAXATION (Fuchs, Chairman): 2/7/2003
HB 391, do pass. Report adopted.

MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence: 2/7/2003

SB 54, introduced by Bohlinger
SB 120, introduced by Glaser

House bills concurred in and returned to the House: 2/7/2003

HB 23, introduced by Matthews
HB 35, introduced by Jacobson
HB 44, introduced by Smith
HB 167, introduced by Schrupf

FIRST READING AND COMMITMENT OF BILLS

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

HB 550, introduced by B. Ryan, Bergren, Elliott, Erickson, Jacobson, Lambert, Lindeen, A. Olson, Squires, Tester, Wagman, referred to State Administration.

HB 551, introduced by B. Ryan, Bergren, Elliott, Erickson, Jacobson, Lambert, Lindeen, A. Olson, Squires, Tester, Wagman, referred to State Administration.

HB 552, introduced by B. Ryan, referred to State Administration.

HB 553, introduced by Gallik, Ballantyne, Becker, Branae, Buzzas, Callahan, Carney, Cohenour, Cooney, Cyr, Dowell, Ellingson, Erickson, Facey, Fritz, Gallus, Galvin-Halcro, Gibson, Golie, Gutsche, Harrington, Harris, Jacobson, Jent, Keane, Laslovich, Lawson, Mendenhall, Musgrove, Pease, Raser, D. Ryan, Schmidt, Small-Eastman, Tester, Toole, Wanzenried, Weiss, Wilson, referred to Judiciary.

HB 554, introduced by Kasten (by request of the House Joint Appropriations Subcommittee on Long Range Planning), referred to Appropriations.

HB 555, introduced by Bitney, referred to Business and Labor.

HB 556, introduced by Gallik, Cooney, referred to Transportation.

HB 557, introduced by Andersen, referred to Human Services.

HB 558, introduced by D. Brown, Keane, referred to Fish, Wildlife and Parks.

HB 559, introduced by Gallus, Bergren, R. Brown, Brueggeman, Franklin, Forrester, Gallik, Jacobson, Kaufmann, Keane, Lenhart, Newman, Parker, B. Ryan, Smith, Wilson, referred to Transportation.

HB 560, introduced by Kaufmann, Buzzas, Cooney, Franklin, Harrington, Tester, Toole, referred to Appropriations.

HB 561, introduced by Bitney, referred to Federal Relations, Energy, and Telecommunications.

Majority Leader Brown moved that the House recess until 8:30 a.m. for caucuses. Motion carried.

House recessed at 8:12 a.m.

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House reconvened at 8:30 a.m.

MOTIONS

Representative R. Brown moved **HB 379** be taken from third reading and be rereferred to the Committee on Agriculture. The motion carried as follows:

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

Total 51

Noes: Ballantyne, Becker, Branae, Callahan, Carney, P. Clark, Cohenour, Cyr, Dickenson, Dowell, Erickson, Facey, Fisher, Franklin, Fritz, Gallik, Gibson, Gillan, Golie, Gutsche, Harris, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Laslovich, Lenhart, Lindeen, Musgrove, Newman, Parker, Raser, Smith, Steinbeisser, Stoker, Wanzenried, Weiss, Wilson, Windy Boy.

Total 41

Excused: Bixby, Forrester, Galvin-Halcro, Morgan, Ryan, Schrumpf, Small-Eastman.

Total 7

Absent or not voting: Buzzas.

Total 1

Representative Jent stated that the vote on **HB 379** according to rule 40-80 (1) requires a 3/5 vote.

The Speaker said the vote was correct according to rule 50-150 (6). Representative Jent challenged this ruling.

The Speaker called for a meeting of the Rules Committee.

The Rules Committee upheld the ruling of the Chair. Motion carried.

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 198 passed as follows:

Ayes: Andersen, Ballantyne, Balyeat, Barrett, Becker, Bergren, Bitney, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, E. Clark, P. Clark, Cohenour, Cyr, Devlin, Dickenson, Dowell, Erickson, Everett, Facey, Fisher, Franklin, Fritz, Fuchs, Gallik, Gallus, 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, Musgrove, Newman, Noennig, A. Olson, B. Olson, Parker, Peterson, Raser, Rice, Ripley, Roberts, Rome, Ross, Sales, Shockley, Sinrud, Smith, Steinbeisser, Stoker, Thomas, Wagman, Waitschies, Wanzenried, Weiss, Wilson, Windy Boy, Witt, Younkin, Mr. Speaker.

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Total 92

Noes: None.

Total 0

Excused: Bixby, Forrester, Galvin-Halcro, Morgan, Ryan, Schrumpf, Small-Eastman.

Total 7

Absent or not voting: Pattison.

Total 1

HB 211 passed as follows:

Ayes: Andersen, Ballantyne, Balyeat, Barrett, Becker, Bergren, Bitney, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, E. Clark, P. Clark, Cohenour, Cyr, Devlin, Dickenson, Dowell, Erickson, Facey, Fisher, Franklin, Fritz, Fuchs, Gallik, Gallus, Gibson, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Hurwitz, Jackson, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Lake, Lambert, Lange, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Lindeen, Malcolm, Matthews, McKenney, Mendenhall, Musgrove, Newman, Noennig, A. Olson, B. Olson, Parker, Pattison, Raser, Roberts, Ross, Shockley, Sinrud, Smith, Steinbeisser, Stoker, Thomas, Waitschies, Wanzenried, Weiss, Wilson, Windy Boy, Younkin.

Total 80

Noes: Everett, Hawk, Kasten, Laslovich, Maedje, Peterson, Rice, Ripley, Rome, Sales, Wagman, Witt, Mr. Speaker.

Total 13

Excused: Bixby, Forrester, Galvin-Halcro, Morgan, Ryan, Schrumpf, Small-Eastman.

Total 7

Absent or not voting: None.

Total 0

HB 247 passed as follows:

Ayes: Andersen, Ballantyne, Balyeat, Barrett, Becker, Bergren, Bitney, Bookout-Reinicke, Branae, R. Brown, Brueggeman, Buzzas, Callahan, Carney, E. Clark, P. Clark, Cohenour, Cyr, Devlin, Dickenson, Dowell, Erickson, Everett, Facey, Franklin, Fritz, Gallik, Gallus, Gibson, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Hurwitz, Jackson, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Lake, Lambert, Lange, Laslovich, Laszloffy, Lehman, Lenhart, Lewis, Lindeen, Maedje, Matthews, Musgrove, Newman, Noennig, A. Olson, B. Olson, Parker, Pattison, Peterson, Raser, Ripley, Rome, Ross, Shockley, Sinrud, Smith, Steinbeisser, Stoker, Waitschies, Wanzenried, Weiss, Wilson, Windy Boy, Younkin.

Total 77

Noes: D. Brown, Fisher, Fuchs, Hawk, Kasten, Lawson, McKenney, Mendenhall, Rice, Roberts, Sales, Thomas, Wagman, Witt, Mr. Speaker.

Total 15

Excused: Bixby, Forrester, Galvin-Halcro, Morgan, Ryan, Schrumpf, Small-Eastman.

Total 7

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Absent or not voting: Malcolm.
Total 1

HB 252 passed as follows:

Ayes: Andersen, Ballantyne, Balyeat, Barrett, Becker, Bergren, Bitney, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, E. Clark, P. Clark, Cohenour, Cyr, Devlin, Dickenson, Dowell, Erickson, Everett, Facey, Fisher, Franklin, Fritz, Fuchs, Gallik, Gallus, 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, Musgrove, Newman, Noennig, A. Olson, B. Olson, Parker, Pattison, Peterson, Raser, Rice, Ripley, Roberts, Rome, Ross, Sales, Shockley, Sinrud, Smith, Steinbeisser, Stoker, Thomas, Wagman, Waitschies, Wanzenried, Weiss, Wilson, Windy Boy, Witt, Younkin, Mr. Speaker.
Total 93

Noes: None.
Total 0

Excused: Bixby, Forrester, Galvin-Halcro, Morgan, Ryan, Schrupf, Small-Eastman.
Total 7

Absent or not voting: None.
Total 0

HB 253 passed as follows:

Ayes: Andersen, Ballantyne, Balyeat, Barrett, Becker, Bergren, Bitney, Bookout-Reinicke, Branae, D. Brown, Brueggeman, Buzzas, Callahan, Carney, E. Clark, P. Clark, Cohenour, Cyr, Devlin, Dickenson, Dowell, Erickson, Everett, Facey, Fisher, Franklin, Fritz, Fuchs, Gallik, Gibson, Gillan, Golie, Gutsche, 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, Musgrove, Newman, Noennig, A. Olson, B. Olson, Parker, Pattison, Peterson, Raser, Rice, Ripley, Roberts, Rome, Ross, Sales, Shockley, Sinrud, Smith, Steinbeisser, Thomas, Wagman, Waitschies, Wanzenried, Weiss, Wilson, Windy Boy, Witt, Younkin, Mr. Speaker.
Total 89

Noes: R. Brown, Gallus.
Total 2

Excused: Bixby, Forrester, Galvin-Halcro, Morgan, Ryan, Schrupf, Small-Eastman.
Total 7

Absent or not voting: Haines, Stoker.
Total 2

HB 272 passed as follows:

Ayes: Ballantyne, Barrett, Becker, Bergren, Bitney, Bookout-Reinicke, Branae, Buzzas, Callahan, Carney, P. Clark, Cohenour, Cyr, Dickenson, Dowell, Erickson, Facey, Fisher, Franklin, Fritz, Gallik, Gallus, Gibson, Gillan, Golie,

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Gutsche, Haines, Harris, Hawk, Hurwitz, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Lake, Lambert, Laslovich, Lehman, Lenhart, Lindeen, Maedje, Matthews, Mendenhall, Musgrove, Newman, Noennig, A. Olson, Parker, Raser, Rice, Ripley, Roberts, Ross, Shockley, Smith, Wanzenried, Weiss, Wilson, Windy Boy, Younkin, Mr. Speaker.

Total 63

Noes: Andersen, Balyeat, D. Brown, R. Brown, Brueggeman, E. Clark, Devlin, Everett, Fuchs, Hedges, Jackson, Kasten, Lange, Laszloffy, Lawson, Lewis, Malcolm, McKenney, B. Olson, Pattison, Peterson, Rome, Sales, Sinrud, Steinbeisser, Stoker, Thomas, Wagman, Waitschies, Witt.

Total 30

Excused: Bixby, Forrester, Galvin-Halcro, Morgan, Ryan, Schruppf, Small-Eastman.

Total 7

Absent or not voting: None.

Total 0

HB 292 passed as follows:

Ayes: Andersen, Ballantyne, Balyeat, Barrett, Becker, Bergren, Bitney, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, E. Clark, P. Clark, Cohenour, Cyr, Devlin, Dickenson, Dowell, Erickson, Everett, Facey, Fisher, Franklin, Fritz, Fuchs, Gallik, Gallus, 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, Musgrove, Newman, Noennig, A. Olson, B. Olson, Parker, Pattison, Peterson, Raser, Rice, Ripley, Roberts, Rome, Ross, Sales, Shockley, Sinrud, Smith, Steinbeisser, Stoker, Thomas, Wagman, Waitschies, Wanzenried, Weiss, Wilson, Windy Boy, Witt, Younkin, Mr. Speaker.

Total 93

Noes: None.

Total 0

Excused: Bixby, Forrester, Galvin-Halcro, Morgan, Ryan, Schruppf, Small-Eastman.

Total 7

Absent or not voting: None.

Total 0

HB 308 passed as follows:

Ayes: Andersen, Ballantyne, Balyeat, Barrett, Becker, Bergren, Bitney, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, E. Clark, P. Clark, Cohenour, Cyr, Devlin, Dickenson, Dowell, Erickson, Everett, Facey, Fisher, Franklin, Fritz, Fuchs, Gallik, Gallus, 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, Musgrove, Newman, Noennig, A. Olson, B. Olson, Parker, Pattison, Peterson, Raser, Rice, Ripley, Roberts, Rome, Ross, Sales, Shockley, Sinrud, Smith, Steinbeisser, Stoker, Thomas, Wagman, Waitschies, Wanzenried, Weiss, Wilson, Windy Boy, Witt, Younkin, Mr. Speaker.

Total 92

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Noes: None.
Total 0

Excused: Bixby, Forrester, Galvin-Halcro, Morgan, Ryan, Schrumpf, Small-Eastman.
Total 7

Absent or not voting: Lambert.
Total 1

HB 364 passed as follows:

Ayes: Andersen, Ballantyne, Balyeat, Barrett, Becker, Bergren, Bitney, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, E. Clark, P. Clark, Cohenour, Cyr, Devlin, Dickenson, Dowell, Erickson, Everett, Facey, Fisher, Franklin, Fritz, Fuchs, Gallik, Gallus, 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, Musgrove, Newman, Noennig, A. Olson, B. Olson, Parker, Pattison, Peterson, Raser, Rice, Ripley, Roberts, Rome, Ross, Sales, Shockley, Sinrud, Smith, Steinbeisser, Stoker, Thomas, Wagman, Waitschies, Wanzenried, Weiss, Wilson, Windy Boy, Witt, Younkin, Mr. Speaker.
Total 93

Noes: None.
Total 0

Excused: Bixby, Forrester, Galvin-Halcro, Morgan, Ryan, Schrumpf, Small-Eastman.
Total 7

Absent or not voting: None.
Total 0

HB 392 passed as follows:

Ayes: Andersen, Ballantyne, Balyeat, Barrett, Becker, Bergren, Bitney, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, E. Clark, P. Clark, Cohenour, Cyr, Devlin, Dickenson, Dowell, Erickson, Everett, Facey, Fisher, Franklin, Fritz, Fuchs, Gallik, Gallus, 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, Musgrove, Newman, Noennig, A. Olson, B. Olson, Parker, Pattison, Peterson, Raser, Rice, Ripley, Roberts, Rome, Ross, Sales, Shockley, Sinrud, Smith, Steinbeisser, Stoker, Thomas, Wagman, Waitschies, Wanzenried, Weiss, Wilson, Windy Boy, Witt, Younkin, Mr. Speaker.
Total 93

Noes: None.
Total 0

Excused: Bixby, Forrester, Galvin-Halcro, Morgan, Ryan, Schrumpf, Small-Eastman.
Total 7

Absent or not voting: None.

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Total 0

HB 410 passed as follows:

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

Total 86

Noes: Callahan, Gallik, Golie, Jayne, Juneau, Lindeen.

Total 6

Excused: Bixby, Forrester, Galvin-Halcro, Morgan, Ryan, Schrupf, Small-Eastman.

Total 7

Absent or not voting: Stoker.

Total 1

HJR 9 adopted as follows:

Ayes: Andersen, Ballantyne, Balyeat, Barrett, Becker, Bergren, Bitney, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, E. Clark, P. Clark, Cohenour, Cyr, Devlin, Dickenson, Dowell, Erickson, Everett, Facey, Fisher, Franklin, Fritz, Gallik, Gallus, 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, Musgrove, Newman, Noennig, A. Olson, B. Olson, Parker, Pattison, Peterson, Raser, Rice, Ripley, Roberts, Rome, Ross, Sales, Shockley, Sinrud, Smith, Steinbeisser, Stoker, Thomas, Wagman, Waitschies, Wanzenried, Weiss, Wilson, Windy Boy, Witt, Younkin, Mr. Speaker.

Total 92

Noes: None.

Total 0

Excused: Bixby, Forrester, Galvin-Halcro, Morgan, Ryan, Schrupf, Small-Eastman.

Total 7

Absent or not voting: Fuchs.

Total 1

HJR 13 adopted as follows:

Ayes: Andersen, Ballantyne, Balyeat, Barrett, Becker, Bergren, Bitney, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, E. Clark, P. Clark, Cohenour, Cyr, Devlin, Dickenson, Dowell, Erickson, Everett, Facey, Fisher, Franklin, Fritz, Fuchs, Gallik, Gallus, Gibson, Gillan, Golie, Gutsche, Haines,

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

Total 93

Noes: None.

Total 0

Excused: Bixby, Forrester, Galvin-Halcro, Morgan, Ryan, Schrupf, Small-Eastman.

Total 7

Absent or not voting: None.

Total 0

**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 Lindeen in the chair.

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

HB 178 - Representative Fritz moved **HB 178** 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, 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, Small-Eastman, Smith, Steinbeisser, Stoker, Thomas, Wagman, Wanzenried, Weiss, Wilson, Windy Boy, Witt, Younkin, Mr. Speaker.

Total 97

Noes: Dowell, Sinrud, Waitschies.

Total 3

Voted Absentee: Bixby, Forrester, Galvin-Halcro, Morgan, Ryan, Schrupf, Small-Eastman, Ayes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 17 - Representative Newman moved **HB 17** 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, Waitschies, Wanzenried, Weiss, Wilson, Windy Boy, Witt, Younkin, Mr. Speaker.

Total 99

Noes: Wagman.

Total 1

Voted Absentee: Bixby, Forrester, Galvin-Halcro, Morgan, Ryan, Schruppf, Small-Eastman, Ayes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 55 - Representative Facey moved **HB 55** 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: Bixby, Forrester, Galvin-Halcro, Morgan, Ryan, Schruppf, Small-Eastman, Ayes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 101 - Representative Jent moved **HB 101** 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, Galvin-Halcro, 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, 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: None.

Total 0

Voted Absentee: Bixby, Forrester, Galvin-Halcro, Morgan, Ryan, Schruppf, Small-Eastman, Ayes.

Excused: None.

Total 0

Absent or not voting: Gallus, Gillan.

Total 2

HB 351 - Representative Lange moved **HB 351** do pass. Motion **failed** as follows:

Ayes: Andersen, Balyeat, Barrett, Bitney, Bookout-Reinicke, R. Brown, E. Clark, Devlin, Everett, Fisher, Fuchs, Hawk, Hedges, Hurwitz, Jackson, Kasten, Lake, Lambert, Lange, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Matthews, McKenney, Morgan, Noennig, A. Olson, B. Olson, Pattison, Peterson, Rice, Ripley, Rome, Ross, Sales, Schruppf, Sinrud, Steinbeisser, Stoker, Thomas, Waitschies, Witt, Younkin, Mr. Speaker.

Total 46

Noes: Ballantyne, Becker, Bergren, Bixby, Branae, D. Brown, Brueggeman, Buzzas, Callahan, Carney, P. Clark, Cohenour, Cyr, Dickenson, Dowell, Erickson, Facey, Forrester, Franklin, Fritz, Gallik, Gallus, Galvin-Halcro, Gibson, Gillan, Golie, Gutsche, Haines, Harris, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Laslovich, Lindeen, Maedje, Malcolm, Mendenhall, Musgrove, Newman, Parker, Raser, Roberts, Ryan, Shockley, Small-Eastman, Smith, Wagman, Wanzenried, Weiss, Wilson, Windy Boy.

Total 54

Voted Absentee: Morgan, Schruppf, Ayes; Bixby, Forrester, Galvin-Halcro, Ryan, Small-Eastman, Noes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Schruppf present at this time.

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HB 152 - Representative Fisher moved **HB 152** 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, Schrupf, 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: Bixby, Forrester, Galvin-Halcro, Morgan, Ryan, Small-Eastman, Ayes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 158 - Representative Haines moved **HB 158** 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, 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, Small-Eastman, Smith, Steinbeisser, Stoker, Thomas, Wagman, Waitschies, Wanzenried, Weiss, Wilson, Windy Boy, Witt, Younkin, Mr. Speaker.

Total 99

Noes: None.

Total 0

Voted Absentee: Bixby, Forrester, Galvin-Halcro, Morgan, Ryan, Small-Eastman, Ayes.

Excused: None.

Total 0

Absent or not voting: Gillan.

Total 1

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HB 203 - Representative A. Olson moved **HB 203** do pass. Motion carried as follows:

Ayes: Andersen, Ballantyne, Balyeat, Barrett, Becker, Bergren, Bitney, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, E. Clark, P. Clark, Cohenour, Cyr, Devlin, Dickenson, Dowell, Erickson, Everett, Fisher, Franklin, Fritz, Gallik, Gallus, Gibson, Gillan, Golie, Gutsche, Haines, 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, Rice, Ripley, Roberts, Rome, Ross, Sales, Schrupf, Shockley, Sinrud, Smith, Steinbeisser, Stoker, Thomas, Wagman, Waitschies, Wanzenried, Weiss, Wilson, Windy Boy, Witt, Younkin, Mr. Speaker.

Total 91

Noes: Bixby, Facey, Forrester, Galvin-Halcro, Raser, Ryan, Small-Eastman.

Total 7

Voted Absentee: Morgan, Aye; Bixby, Forrester, Galvin-Halcro, Ryan, Small-Eastman, Noes.

Excused: None.

Total 0

Absent or not voting: Fuchs, Harris.

Total 2

HB 226 - Representative R. Brown moved consideration of **HB 226** be passed for the day. Motion carried.

HB 264 - Representative Gibson moved **HB 264** do pass. Motion carried as follows:

Ayes: Andersen, Ballantyne, Barrett, Becker, Bergren, Bitney, Bixby, Branae, 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, Harris, Hawk, Hedges, Hurwitz, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Lake, Laslovich, Laszloffy, Lawson, Lehman, Lenhart, Lindeen, Matthews, McKenney, Mendenhall, Morgan, Musgrove, Newman, Noennig, A. Olson, Parker, Pattison, Raser, Ross, Ryan, Schrupf, Sinrud, Small-Eastman, Smith, Steinbeisser, Stoker, Wagman, Waitschies, Wanzenried, Weiss, Wilson, Windy Boy, Younkin, Mr. Speaker.

Total 76

Noes: Balyeat, Bookout-Reinicke, D. Brown, R. Brown, Everett, Fisher, Haines, Jackson, Kasten, Lambert, Lange, Lewis, Malcolm, B. Olson, Peterson, Rice, Ripley, Roberts, Rome, Sales, Shockley, Thomas, Witt.

Total 23

Voted Absentee: Bixby, Forrester, Galvin-Halcro, Morgan, Ryan, Small-Eastman, Ayes.

Excused: None.

Total 0

Absent or not voting: Maedje.

Total 1

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HB 284 - Representative Gillan moved **HB 284** do pass. Motion carried as follows:

Ayes: Andersen, Ballantyne, Balyeat, 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, Fuchs, Gallik, Gallus, Galvin-Halcro, Gibson, Gillan, Golie, Gutsche, Haines, Harris, Hawk, Hedges, Hurwitz, Jackson, Jacobson, Jent, Juneau, Kasten, 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, Pattison, Peterson, Raser, Ripley, Roberts, Rome, Ross, Ryan, Sales, Schrupf, Shockley, Sinrud, Small-Eastman, Smith, Steinbeisser, Stoker, Thomas, Wagman, Waitschies, Wanzenried, Weiss, Wilson, Windy Boy, Witt, Younkin, Mr. Speaker.
Total 95

Noes: Barrett, D. Brown, Jayne, Malcolm, Rice.
Total 5

Voted Absentee: Bixby, Forrester, Galvin-Halcro, Morgan, Ryan, Small-Eastman, Ayes.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 293 - Representative Smith moved **HB 293** 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, 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, Small-Eastman, Smith, Steinbeisser, Stoker, Thomas, Wagman, Waitschies, Wanzenried, Weiss, Wilson, Windy Boy, Witt, Younkin, Mr. Speaker.
Total 98

Noes: Sinrud.
Total 1

Voted Absentee: Bixby, Forrester, Galvin-Halcro, Morgan, Ryan, Small-Eastman, Ayes.

Excused: None.
Total 0

Absent or not voting: Gallus.
Total 1

Representative Laslovich assumed the chair.

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HB 304 - Representative A. Olson moved **HB 304** do pass.

Representative Gallus moved for cloture. Motion carried.

Motion that **HB 304** do pass carried as follows:

Ayes: Andersen, Barrett, Bergren, Bitney, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, E. Clark, Devlin, Everett, Fuchs, Gallus, Gibson, Gillan, Golie, Haines, Hawk, Hedges, Hurwitz, Jackson, Jent, Kasten, Lake, Lambert, Lange, Laslovich, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Maedje, Malcolm, Matthews, McKenney, Mendenhall, Morgan, Newman, Noennig, A. Olson, B. Olson, Pattison, Peterson, Rice, Ripley, Roberts, Rome, Ross, Schruppf, Shockley, Sinrud, Smith, Steinbeisser, Stoker, Thomas, Wagman, Waitschies, Wanzenried, Wilson, Witt, Younkin, Mr. Speaker.

Total 64

Noes: Ballantyne, Balyeat, Becker, Bixby, Buzzas, Callahan, Carney, P. Clark, Cohenour, Cyr, Dickenson, Dowell, Erickson, Facey, Fisher, Forrester, Franklin, Fritz, Gallik, Galvin-Halcro, Gutsche, Harris, Jacobson, Jayne, Juneau, Kaufmann, Keane, Lindeen, Musgrove, Parker, Raser, Ryan, Sales, Small-Eastman, Weiss, Windy Boy.

Total 36

Voted Absentee: Morgan, Aye; Bixby, Forrester, Galvin-Halcro, Ryan, Small-Eastman, Noes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Lindeen reassumed the chair.

HB 325 - Representative Witt moved **HB 325** 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: Bixby, Forrester, Galvin-Halcro, Morgan, Ryan, Small-Eastman, Ayes.

Excused: None.

Total 0

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Absent or not voting: None.
Total 0

HB 326 - Representative Newman moved **HB 326** do pass. Motion carried as follows:

Ayes: Andersen, Ballantyne, Balyeat, Barrett, Becker, Bergren, Bitney, Bixby, 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, Schrupf, 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

Voted Absentee: Bixby, Forrester, Galvin-Halcro, Morgan, Ryan, Small-Eastman, Ayes.

Excused: None.
Total 0

Absent or not voting: Bookout-Reinicke.
Total 1

HB 333 - Representative Waitschies moved **HB 333** 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, Schrupf, 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: Bixby, Forrester, Galvin-Halcro, Morgan, Ryan, Small-Eastman, Ayes.

Excused: None.
Total 0

Absent or not voting: None.

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Total 0

HB 350 - Representative Cohenour moved **HB 350** 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, Schrupf, 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: Bixby, Forrester, Galvin-Halcro, Morgan, Ryan, Small-Eastman, Ayes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 353 - Representative Laszloffy moved **HB 353** 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, Schrupf, 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: Bixby, Forrester, Galvin-Halcro, Morgan, Ryan, Small-Eastman, Ayes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 369 - Representative Younkin moved **HB 369** do pass. Motion carried as follows:

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

Total 78

Noes: Balyeat, R. Brown, Buzzas, Dowell, Fuchs, Gallus, Gutsche, Harris, Hawk, Jacobson, Jayne, Juneau, Kasten, Maedje, Malcolm, Mendenhall, Pattison, Rice, Ripley, Sales, Sinrud, Witt.

Total 22

Voted Absentee: Bixby, Forrester, Galvin-Halcro, Morgan, Ryan, Small-Eastman, Ayes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 385 - Representative Fritz moved **HB 385** 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, Schrupf, 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: Bixby, Forrester, Galvin-Halcro, Morgan, Ryan, Small-Eastman, Ayes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 414 - Representative Balyeat moved **HB 414** 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, Small-Eastman, Smith, Steinbeisser, Stoker, Thomas, Wagman, Waitschies, Wanzenried, Weiss, Wilson, Windy Boy, Witt, Younkin, Mr. Speaker.
Total 98

Noes: Erickson, Sinrud.
Total 2

Voted Absentee: Bixby, Forrester, Galvin-Halcro, Morgan, Ryan, Small-Eastman, Ayes.

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 Lindeen moved the Committee of the Whole report be adopted. Report adopted as follows:

Ayes: Andersen, Ballantyne, Balyeat, Barrett, Becker, Bergren, Bitney, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, E. Clark, P. Clark, Cohenour, Cyr, Devlin, Dickenson, Dowell, Erickson, Everett, Fisher, Franklin, Fritz, Gallik, Gallus, Haines, Hawk, Hedges, Hurwitz, Jackson, Jacobson, Jent, Juneau, Kasten, Kaufmann, Keane, Lake, Lambert, Lange, Laslovich, Laszloffy, Lawson, Lenhart, Lewis, Lindeen, Maedje, Malcolm, Matthews, McKenney, Mendenhall, Musgrove, Newman, Noennig, A. Olson, B. Olson, Parker, Pattison, Peterson, Raser, Rice, Ripley, Roberts, Rome, Ross, Sales, Schruppf, Shockley, Sinrud, Smith, Stoker, Thomas, Wagman, Waitschies, Wanzenried, Weiss, Wilson, Windy Boy, Witt, Younkin, Mr. Speaker.
Total 84

Noes: Facey, Fuchs, Golie, Gutsche, Jayne.
Total 5

Excused: Bixby, Forrester, Galvin-Halcro, Morgan, Ryan, Small-Eastman.
Total 6

Absent or not voting: Gibson, Gillan, Harris, Lehman, Steinbeisser.
Total 5

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SPECIAL ORDERS OF THE DAY

The Speaker asked Representative Jacobson to lead the House in singing Happy Birthday to Representative Callahan.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Brown moved that the House adjourn until 1:00 p.m., Monday, February 10, 2003. Motion carried.

House adjourned at 11:40 a.m.

MARILYN MILLER
Chief Clerk of the House

DOUG MOOD
Speaker of the House