

HOUSE JOURNAL  
THIRD LEGISLATIVE DAY - JANUARY 5, 2005

HOUSE JOURNAL  
59TH LEGISLATURE  
THIRD LEGISLATIVE DAY

Helena, Montana  
January 5, 2005

House Chambers  
State Capitol

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

Roll Call. All members present. Quorum present.

Speaker Matthews announced that the Committee Chairs would meet with him upon adjournment today.

**FIRST READING AND COMMITMENT OF BILLS**

The following House bills were referred to committees:

- HB 1**, introduced by Witt (by request of the Legislative Council), referred to Appropriations.
- HB 2**, introduced by Witt (by request of the Office of Budget and Program Planning), referred to Appropriations.
- HB 3**, introduced by Witt (by request of the Office of Budget and Program Planning), referred to Appropriations.
- HB 4**, introduced by Musgrove (by request of the Office of Budget and Program Planning), referred to Appropriations.
- HB 5**, introduced by Wells (by request of the Office of Budget and Program Planning), referred to Appropriations.
- HB 6**, introduced by Witt (by request of the Department of Natural Resources and Conservation and the Office of Budget and Program Planning), referred to Appropriations.
- HB 7**, introduced by Callahan (by request of the Department of Natural Resources and Conservation, the Office of Budget and Program Planning), referred to Appropriations.
- HB 8**, introduced by Witt (by request of the Department of Natural Resources and Conservation, the Office of Budget and Program Planning), referred to Appropriations.
- HB 9**, introduced by Witt (by request of the Office of Budget and Program Planning), referred to Appropriations.
- HB 11**, introduced by McNutt (by request of the Department of Commerce and the Office of Budget and Program Planning), referred to Appropriations.
- HB 12**, introduced by Sesso (by request of the Department of Environmental Quality and the Office of Budget and Program Planning), referred to Appropriations.
- HB 13**, introduced by Ripley (by request of the Department of Administration and the Office of Budget and Program Planning), referred to State Administration.
- HB 121**, introduced by Lambert, referred to Natural Resources.
- HB 122**, introduced by Small-Eastman, referred to Education.
- HB 123**, introduced by Facey, referred to State Administration.
- HB 124**, introduced by Facey (by request of the Education and Local Government Interim Committee), referred to State Administration.
- HB 125**, introduced by Raser (by request of the Office of Public Instruction), referred to Education.
- HB 126**, introduced by Mendenhall (by request of the Economic Affairs Interim Committee), referred to Business and Labor.
- HB 127**, introduced by Mendenhall (by request of the Department of Public Health and Human Services), referred to Human Services.
- HB 128**, introduced by Jent (by request of the Department of Military Affairs), referred to State Administration.
- HB 129**, introduced by Andersen, referred to Fish, Wildlife and Parks.
- HB 130**, introduced by B. Olson, referred to Education.
- HB 131**, introduced by Clark (by request of the Department of Justice), referred to Fish, Wildlife and Parks.
- HB 132**, introduced by Bixby, Small-Eastman (by request of the Department of Justice), referred to Judiciary.
- HB 133**, introduced by Barrett, referred to Local Government.
- HB 134**, introduced by Golie, Eaton, referred to Taxation.
- HB 135**, introduced by D. Brown (by request of the Legislative Audit Committee), referred to State Administration.
- HB 136**, introduced by A. Olson (by request of the Energy and Telecommunications Interim Committee), referred to Federal Relations, Energy, and Telecommunications.
- HB 137**, introduced by Juneau (by request of the State-Tribal Relations Committee), referred to Education.

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- HB 138**, introduced by Roberts, referred to Business and Labor.
- HB 139**, introduced by Gallik (by request of the Department of Military Affairs), referred to State Administration.
- HB 140**, introduced by Parker, referred to Business and Labor.
- HB 141**, introduced by A. Olson (by request of the Energy and Telecommunications Interim Committee), referred to Federal Relations, Energy, and Telecommunications.
- HB 142**, introduced by Ripley (by request of the Department of Natural Resources and Conservation), referred to Local Government.
- HB 143**, introduced by Clark (by request of the Department of Environmental Quality), referred to Natural Resources.
- HB 144**, introduced by Kaufmann (by request of the Department of Environmental Quality), referred to Natural Resources.
- HB 145**, introduced by Facey, referred to Business and Labor.
- HB 146**, introduced by Gallik, referred to Judiciary.
- HB 147**, introduced by Clark (by request of the Department of Environmental Quality), referred to Natural Resources.
- HB 148**, introduced by Lambert (by request of the Public Employees' Retirement Board), referred to State Administration.
- HB 149**, introduced by Gallik (by request of the State Auditor), referred to Business and Labor.
- HB 150**, introduced by Galvin-Halcro, referred to State Administration.
- HB 151**, introduced by Galvin-Halcro, referred to Education.
- HB 152**, introduced by Galvin-Halcro (by request of the State Administration and Veterans' Affairs Interim Committee), referred to State Administration.
- HB 153**, introduced by Noennig (by request of the Energy and Telecommunications Interim Committee), referred to Federal Relations, Energy, and Telecommunications.
- HB 154**, introduced by Jacobson (by request of the Department of Administration), referred to Business and Labor.
- HB 155**, introduced by Barrett (by request of the Secretary of State), referred to State Administration.
- HB 156**, introduced by Henry (by request of the State Auditor), referred to Business and Labor.
- HB 157**, introduced by McKenney (by request of the State Auditor), referred to Business and Labor.
- HB 158**, introduced by McKenney (by request of the Department of Revenue), referred to Taxation.
- HB 159**, introduced by McKenney (by request of the Department of Labor and Industry), referred to Business and Labor.
- HB 160**, introduced by Jacobson (by request of the Department of Labor and Industry), referred to Business and Labor.
- HB 161**, introduced by McNutt (by request of the Department of Labor and Industry), referred to Business and Labor.
- HB 162**, introduced by Henry (by request of the Office of Public Instruction), referred to Education.
- HB 163**, introduced by B. Olson (by request of the State Library Commission), referred to State Administration.
- HB 164**, introduced by McNutt (by request of the Montana Historical Society), referred to Transportation.
- HB 165**, introduced by Furey, referred to State Administration.
- HB 166**, introduced by Furey, referred to State Administration.
- HB 167**, introduced by MacLaren (by request of the Secretary of State), referred to State Administration.
- HB 168**, introduced by Becker (by request of the State Auditor), referred to Business and Labor.
- HB 169**, introduced by McAlpin (by request of the Department of Justice), referred to Judiciary.
- HB 170**, introduced by Wilson (by request of the Revenue and Transportation Interim Committee), referred to Transportation.
- HB 171**, introduced by Cohenour (by request of the Department of Revenue), referred to Taxation.
- HB 172**, introduced by Cohenour (by request of the Department of Fish, Wildlife, and Parks), referred to Fish, Wildlife and Parks.
- HB 173**, introduced by Heinert (by request of the Department of Fish, Wildlife, and Parks), referred to State Administration.
- HB 174**, introduced by Witt (by request of the Department of Fish, Wildlife, and Parks), referred to Fish, Wildlife and Parks.
- HB 175**, introduced by Cohenour (by request of the State Compensation Insurance Fund), referred to Business and Labor.
- HB 176**, introduced by Cohenour (by request of the Department of Fish, Wildlife, and Parks), referred to Fish, Wildlife and Parks.
- HB 177**, introduced by A. Olson (by request of the Secretary of State), referred to State Administration.
- HB 178**, introduced by Taylor (by request of the Department of Natural Resources and Conservation), referred to

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Natural Resources.

**HB 179**, introduced by Lake (by request of the Secretary of State), referred to Business and Labor.

**HB 180**, introduced by Lake (by request of the Secretary of State), referred to Business and Labor.

**HB 181**, introduced by Musgrove (by request of the Teachers' Retirement Board), referred to State Administration.

**HB 182**, introduced by Roberts (by request of the Department of Labor and Industry), referred to Business and Labor.

**HB 183**, introduced by Franklin (by request of the Department of Public Health and Human Services), referred to Human Services.

**HB 184**, introduced by McAlpin (by request of the State Library Commission), referred to State Administration.

**HB 185**, introduced by Harris (by request of the Department of Environmental Quality), referred to Natural Resources.

**HB 186**, introduced by Bergren (by request of the Department of Justice), referred to Transportation.

**HB 187**, introduced by Bergren, referred to Transportation.

**HB 188**, introduced by Bergren (by request of the State Auditor), referred to Business and Labor.

**HB 189**, introduced by Matthews, referred to Business and Labor.

**HB 190**, introduced by Becker (by request of the Department of Justice), referred to Judiciary.

**HB 191**, introduced by Becker (by request of the Department of Justice), referred to Judiciary.

**HB 192**, introduced by Waitschies (by request of the Department of Justice), referred to Transportation.

**HB 193**, introduced by Waitschies (by request of the Department of Revenue), referred to Taxation.

**HB 194**, introduced by Matthews (by request of the Department of Revenue), referred to Taxation.

**HB 195**, introduced by Matthews (by request of the Department of Labor and Industry), referred to Agriculture.

**HB 196**, introduced by Jayne (by request of the Department of Public Health and Human Services), referred to Judiciary.

**HB 197**, introduced by Jayne (by request of the Department of Public Health and Human Services), referred to Human Services.

**HB 198**, introduced by Villa (by request of the Department of Administration), referred to State Administration.

**HB 199**, introduced by A. Olson (by request of the Energy and Telecommunications Interim Committee), referred to Federal Relations, Energy, and Telecommunications.

**HB 200**, introduced by Wanzenried (by request of the State Auditor), referred to Taxation.

**HB 201**, introduced by Ripley (by request of the Department of Justice), referred to Natural Resources.

**HB 202**, introduced by Noonan (by request of the Department of Administration), referred to Business and Labor.

**HB 203**, introduced by Roberts (by request of the Department of Labor and Industry), referred to Business and Labor.

**HB 204**, introduced by Witt (by request of the Department of Justice), referred to Business and Labor.

**HB 205**, introduced by Parker (by request of the Supreme Court), referred to Judiciary.

**HB 206**, introduced by Noonan (by request of the Department of Natural Resources and Conservation), referred to Natural Resources.

**HB 207**, introduced by McKenney, referred to Business and Labor.

**HB 208**, introduced by Kaufmann (by request of the Department of Fish, Wildlife, and Parks), referred to Natural Resources.

**HB 209**, introduced by McKenney, referred to Business and Labor.

**HB 210**, introduced by Parker (by request of the Supreme Court), referred to Judiciary.

**HB 211**, introduced by Parker (by request of the Supreme Court), referred to State Administration.

**HB 212**, introduced by Sesso (by request of the Department of Environmental Quality), referred to Federal Relations, Energy, and Telecommunications.

**HB 213**, introduced by Gallik (by request of the Public Employees' Retirement Board), referred to State Administration.

**HB 214**, introduced by Sales (by request of the Department of Fish, Wildlife, and Parks), referred to Fish, Wildlife and Parks.

**HB 215**, introduced by Caferro (by request of the Department of Commerce), referred to Human Services.

**HB 216**, introduced by Caferro (by request of the Department of Public Health and Human Services), referred to Human Services.

**HB 217**, introduced by Roberts, referred to Judiciary.

**HB 218**, introduced by B. Olson, referred to Local Government.

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

**HB 219**, introduced by Eaton, referred to Taxation.

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**HB 220**, introduced by Lake, referred to Local Government.  
**HB 221**, introduced by W. Jones, referred to Taxation.  
**HB 222**, introduced by Roberts, referred to Judiciary.  
**HB 223**, introduced by Jent, referred to Business and Labor.  
**HB 224**, introduced by Ross, Facey, Glaser, Lake, referred to Transportation.  
**HB 225**, introduced by Maedje, Andersen, Arntzen, Butcher, Everett, W. Jones, Lambert, Malcolm, Esp, Ward, Heinert, Sonju, Taylor, Wagman, Stahl, referred to Fish, Wildlife and Parks.  
**HB 226**, introduced by McAlpin, referred to Local Government.  
**HB 227**, introduced by Galvin-Halcro, referred to Taxation.  
**HB 228**, introduced by Galvin-Halcro, referred to Business and Labor.

**UNFINISHED BUSINESS**

Chief Clerk Marilyn Miller read a letter from Speaker Matthews informing her that he has appointed a Select Committee on Education Funding. The members of the committee are as follows:

Rep. Monica Lindeen, Chair  
Rep. Bill Glaser, Vice-Chair  
Rep. Norma Bixby  
Rep. Tim Dowell  
Rep. Dave Gallik  
Rep. Verdell Jackson  
Rep. Bob Lake  
Rep. Holly Raser  
Rep. Jon Sonju  
Rep. Pat Wagman

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**ANNOUNCEMENTS**

Committee meetings were announced by the committee chairs.

Majority Leader Lange moved that the House adjourn until 1:00 p.m., Thursday, January 6, 2005. Motion carried.

House adjourned at 1:15 p.m.

MARILYN MILLER  
Chief Clerk of the House

GARY MATTHEWS  
Speaker of the House