

HOUSE JOURNAL
FORTY-THIRD LEGISLATIVE DAY - FEBRUARY 22, 2005

HOUSE JOURNAL
59TH LEGISLATURE
FORTY-THIRD LEGISLATIVE DAY

Helena, Montana
February 22, 2005

House Chambers
State Capitol

House convened at 8:00 a.m. Mr. Speaker in the Chair. Invocation by a constituent of Rep. Kauffman, Loran Z Yonton. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representative Small-Eastman, excused. Quorum present.

COMMUNICATIONS AND PETITIONS

Chief Clerk Marilyn Miller read a letter from Speaker Matthews to Sen. President Tester informing him that he has appointed Rep. Eve Franklin and Rep. Gordon Hendrick to a Joint Select Committee on Mental Health.

REPORTS OF STANDING COMMITTEES

BILLS (Barrett, Chairman): 2/22/2005
Correctly engrossed: **HB 61, HB 69, HB 91, HB 332, HB 374, HB 435, HB 470, HB 502, HB 507, HB 628, HB 652, HB 661, HB 683, HB 688, HB 693, HB 698, HB 707, HJR 7, HJR, 30.**
Delivered to the Secretary of State at 8:25 a.m., February 22, 2005: **HR 2.**

MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence: 2/22/2005

SB 143, introduced by Laible
SB 285, introduced by Story
SB 289, introduced by Laible
SB 294, introduced by Hawks
SB 304, introduced by Kitzenberg
SB 317, introduced by Lind
SB 339, introduced by Joe Balyeat
SB 347, introduced by Lind
SB 349, introduced by Cocchiarella
SB 354, introduced by Gallus
SB 356, introduced by Essmann
SB 357, introduced by Squires
SB 377, introduced by Wheat
SB 381, introduced by Moss
SB 410, introduced by Gallus
SB 411, introduced by Keenan
SB 412, introduced by Cocchiarella
SB 418, introduced by Hawks
SB 434, introduced by Lewis
SB 456, introduced by Laible
SB 466, introduced by Esp
SB 470, introduced by Harrington
SB 472, introduced by Perry

Senate joint resolutions passed and transmitted to the House for concurrence: 2/22/2005

SJR 17, introduced by Lind
SJR 18, introduced by Toole

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SJR 19, introduced by Elliott
SJR 21, introduced by Roush
SJR 22, introduced by Pease
SJR 23, introduced by Elliott

FIRST READING AND COMMITMENT OF BILLS

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

HB 758, introduced by McNutt, Maedje, L. Jones, Larson, Roush, Curtiss, A. Olson, Peterson, Matthews, Steinbeisser, Witt, Klock, O'Neil, Story, referred to Taxation.
HB 759, introduced by Koopman, referred to Transportation.

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

SB 50, introduced by McGee, referred to Federal Relations, Energy, and Telecommunications.
SB 51, introduced by Hansen, referred to Agriculture.
SB 53, introduced by Squires, referred to State Administration.
SB 54, introduced by Squires, referred to State Administration.
SB 55, introduced by Tash, referred to Fish, Wildlife and Parks.
SB 56, introduced by McGee, referred to State Administration.
SB 57, introduced by Laible, referred to Education.
SB 58, introduced by Barkus, referred to Appropriations.
SB 61, introduced by Cocchiarella, referred to Business and Labor.
SB 62, introduced by Perry, referred to State Administration.
SB 64, introduced by Brueggeman, referred to Business and Labor.
SB 67, introduced by Cromley, referred to Judiciary.
SB 68, introduced by Joe Balyeat, referred to Taxation.
SB 69, introduced by Cobb, referred to State Administration.
SB 70, introduced by Cocchiarella, referred to Taxation.
SB 73, introduced by Mangan, referred to State Administration.
SB 74, introduced by Story, referred to Taxation.
SB 75, introduced by Harrington, referred to Taxation.
SB 76, introduced by Laslovich, referred to Fish, Wildlife and Parks.
SB 77, introduced by Hansen, referred to Fish, Wildlife and Parks.
SB 78, introduced by Harrington, referred to Business and Labor.
SB 79, introduced by Tropila, referred to Transportation.
SB 80, introduced by Perry, referred to Judiciary.
SB 81, introduced by Stapleton, referred to State Administration.
SB 82, introduced by Cobb, referred to Human Services.
SB 83, introduced by Roush, referred to Federal Relations, Energy, and Telecommunications.
SB 84, introduced by Squires, referred to Business and Labor.
SB 85, introduced by Squires, referred to Taxation.
SB 86, introduced by Smith, referred to Human Services.
SB 87, introduced by Elliott, referred to Taxation.
SB 91, introduced by Smith, referred to Fish, Wildlife and Parks.
SB 92, introduced by Toole, referred to Taxation.
SB 93, introduced by Cobb, referred to Appropriations.
SB 94, introduced by Cromley, referred to Judiciary.
SB 95, introduced by Roush, referred to Natural Resources.
SB 96, introduced by Gebhardt, referred to Natural Resources.
SB 97, introduced by Barkus, referred to Natural Resources.
SB 98, introduced by Tropila, referred to State Administration.
SB 99, introduced by Mangan, referred to Business and Labor.

Rep. Bergren announced the House Democrats will caucus.
Rep. Lange announced the House Republicans will caucus.

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Speaker Matthews stated the House will stand at ease until 8:30 a.m.

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

Dem. Leader Wanzenried moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Himmelberger in the chair.

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

HB 555 - Representative Caferro moved **HB 555** do pass. Motion carried as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, Becker, Bergren, Bixby, Branae, D. Brown, R. Brown, Butcher, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Glaser, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Heinert, Hendrick, Henry, Himmelberger, Hiner, Jacobson, Jayne, Jent, L. Jones, Jopek, Juneau, Kaufmann, Keane, Klock, Lambert, Lange, Lenhart, Lindeen, Malcolm, McAlpin, McGillvray, McKenney, McNutt, Milburn, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Peterson, Raser, Ripley, Roberts, Sesso, Sinrud, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Villa, Wagman, Waitschies, Wanzenried, Ward, Warden, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.

Total 86

Noes: Everett, Hawk, Jackson, W. Jones, Koopman, Lake, MacLaren, Maedje, Mendenhall, Morgan, Rice, Ross, Sales, Wells.

Total 14

Voted Absentee: Small-Eastman, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Parker moved consideration of **HB 342** be placed below **HB 507** on the second reading board. Motion carried.

Representative Parker moved consideration of **HB 552** be placed below **HB 456** on the second reading board. Motion carried.

Rep. Wanzenried moved consideration of **HB 585** be moved to the bottom of the board. Motion carried.

Representative R. Brown moved consideration of **HB 61** be placed below **HB 581** on the second reading board. Motion carried.

HB 69 - Representative Barrett moved **HB 69** do pass.

HB 69 - Representative Barrett moved **HB 69**, second reading copy, be amended as follows:

1. Title, page 1, line 5 through line 8.

Strike: "PROVIDING" on line 5 through "CONSERVATION;" on line 8

2. Page 2, line 1 through line 22.

Strike: section 2 in its entirety

Renumber: subsequent sections

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3. Page 7, line 27.

Strike: "4"

Insert: "3"

4. Page 7, line 29.

Strike: "4"

Insert: "3"

Amendment adopted as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, Becker, Bergren, Bixby, Branae, D. Brown, R. Brown, Butcher, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Everett, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Glaser, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Hawk, Heinert, Hendrick, Henry, Himmelberger, Hiner, Jackson, Jacobson, Jayne, Jent, L. Jones, W. Jones, Jopek, Juneau, Kaufmann, Keane, Klock, Koopman, Lake, Lambert, Lange, Lenhart, Lindeen, MacLaren, Maedje, Malcolm, McAlpin, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Peterson, Raser, Rice, Ripley, Roberts, Ross, Sales, Sesso, Sinrud, Small-Eastman, Sonju, Stoker, Taylor, Villa, Wagman, Waitschies, Wanzenried, Ward, Warden, Wells, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.
Total 99

Noes: None.

Total 0

Voted Absentee: Small-Eastman, Aye.

Excused: None.

Total 0

Absent or not voting: Stahl.

Total 1

HB 69 - Representative Barrett moved **HB 69**, as amended, do pass. Motion carried as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, Becker, Bergren, Bixby, Branae, D. Brown, R. Brown, Butcher, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Everett, Facey, Franklin, Galvin-Halcro, Glaser, Golie, Grinde, Groesbeck, Gutsche, Harris, Hawk, Heinert, Hendrick, Henry, Himmelberger, Hiner, Jackson, Jacobson, Jayne, Jent, L. Jones, W. Jones, Jopek, Juneau, Kaufmann, Keane, Klock, Koopman, Lake, Lambert, Lenhart, Lindeen, MacLaren, Maedje, Malcolm, McAlpin, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Peterson, Raser, Rice, Ripley, Roberts, Ross, Sales, Sesso, Sinrud, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Villa, Wagman, Waitschies, Wanzenried, Ward, Wells, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.
Total 95

Noes: Gallik, Hamilton.

Total 2

Voted Absentee: Small-Eastman, Aye.

Excused: None.

Total 0

Absent or not voting: Furey, Lange, Warden.

Total 3

HB 141 - Representative A. Olson moved **HB 141** do pass.

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HB 141 - Representative Gallik moved **HB 141**, second reading copy, be amended.

Amendment **not** adopted as follows:

Ayes: Becker, Bergren, Bixby, Branae, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Henry, Hiner, Jacobson, Jayne, Jopek, Juneau, Kaufmann, Lenhart, Lindeen, McAlpin, Musgrove, Noonan, Parker, Raser, Sesso, Small-Eastman, Villa, Wanzenried, Wilson, Windham, Windy Boy, Wiseman.
Total 47

Noes: Andersen, Arntzen, Balyeat, Barrett, D. Brown, R. Brown, Butcher, Everett, Glaser, Hawk, Heinert, Hendrick, Himmelberger, Jackson, Jent, L. Jones, W. Jones, Keane, Klock, Koopman, Lake, Lambert, Lange, MacLaren, Maedje, Malcolm, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Noennig, A. Olson, B. Olson, Peterson, Rice, Ripley, Roberts, Ross, Sales, Sinrud, Sonju, Stahl, Stoker, Taylor, Wagman, Waitschies, Ward, Warden, Wells, Witt, Mr. Speaker.
Total 53

Voted Absentee: Small-Eastman, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 141 - Representative A. Olson moved **HB 141** do pass. Motion carried as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, R. Brown, Butcher, Campbell, Glaser, Hawk, Heinert, Hendrick, Himmelberger, Jackson, Jent, L. Jones, W. Jones, Keane, Klock, Lake, Lambert, Lange, Lenhart, Lindeen, MacLaren, Maedje, McKenney, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noennig, A. Olson, B. Olson, Peterson, Rice, Ripley, Roberts, Ross, Sinrud, Sonju, Stahl, Stoker, Taylor, Wagman, Waitschies, Ward, Warden, Windy Boy, Witt, Mr. Speaker.
Total 51

Noes: Bergren, Bixby, Branae, D. Brown, Buzzas, Caferro, Callahan, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Everett, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Henry, Hiner, Jacobson, Jayne, Jopek, Juneau, Kaufmann, Koopman, Malcolm, McAlpin, McGillvray, Noonan, Parker, Raser, Sales, Sesso, Small-Eastman, Villa, Wanzenried, Wells, Wilson, Windham, Wiseman.
Total 48

Voted Absentee: Small-Eastman, No.

Excused: None.
Total 0

Absent or not voting: Becker.
Total 1

HB 642 - Representative Golie moved **HB 642** do pass.

HB 642 - Representative Golie moved **HB 642**, second reading copy, be amended as follows:

1. Page 17, line 26.

Strike: "MAY"
Insert: "shall"

Amendment adopted as follows:

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Ayes: Andersen, Arntzen, Becker, Bergren, Bixby, Branae, D. Brown, R. Brown, Butcher, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Glaser, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Heinert, Hendrick, Henry, Himmelberger, Hiner, Jackson, Jacobson, Jayne, Jent, L. Jones, W. Jones, Jopek, Juneau, Kaufmann, Keane, Klock, Lake, Lambert, Lange, Lenhart, Lindeen, MacLaren, Maedje, McAlpin, McGillvray, McKenney, Milburn, Morgan, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Peterson, Raser, Roberts, Ross, Sesso, Sinrud, Sonju, Stahl, Stoker, Taylor, Villa, Wagman, Wanzenried, Warden, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.
Total 85

Noes: Balyeat, Barrett, Everett, Hawk, Koopman, Malcolm, McNutt, Mendenhall, Rice, Ripley, Sales, Waitschies, Ward, Wells.
Total 14

Excused: Small-Eastman.
Total 1

Absent or not voting: None.
Total 0

HB 642 - Representative Lange moved **HB 642**, second reading copy, be amended as follows:

1. Page 2, line 19.

Strike: "A"

Insert: "Except as provided in [section 12], a"

2. Page 19, line 6.

Following: "~~(1)~~"

Insert: "(1)"

3. Page 19, line 9.

Strike: "~~(1)~~"

Insert: "(a)"

4. Page 19, line 11.

Strike: "~~(2)~~"

Insert: "(b)"

5. Page 19, line 13.

Strike: "~~(3)~~"

Insert: "(c)"

6. Page 19, line 14.

Strike: "~~(4)~~"

Insert: "(d)"

7. Page 19, line 16.

Strike: "~~(5)~~"

Insert: "(e)"

8. Page 19, line 18.

Strike: "~~(6)~~"

Insert: "(f)"

9. Page 19, line 20.

Strike: "~~(7)~~"

Insert: "(g)"

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10. Page 19, line 22.

Strike: "(8)"
Insert: "(h)"

11. Page 19.

Following: line 25

Insert: "(2) A local supply entity shall establish electricity rates that:

(a) are just and reasonable;

(b) may not be higher than current default supply rates established by the public service commission under

Title 69, chapter 8; and

(c) may not be augmented by taxes or fees."

Amendment adopted as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, D. Brown, R. Brown, Butcher, Buzzas, Caferro, Campbell, Cohenour, Dowell, Everett, Facey, Furey, Gallik, Glaser, Gutsche, Harris, Hawk, Heinert, Hendrick, Himmelberger, Jayne, Jent, L. Jones, Juneau, Kaufmann, Keane, Klock, Koopman, Lake, Lambert, Lange, MacLaren, Maedje, Malcolm, McAlpin, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Noennig, A. Olson, B. Olson, Peterson, Rice, Ripley, Roberts, Ross, Sales, Sinrud, Sonju, Stahl, Stoker, Taylor, Wagman, Waitschies, Wanzenried, Ward, Warden, Wells, Windham, Windy Boy, Witt, Mr. Speaker.

Total 68

Noes: Becker, Bergren, Bixby, Branae, Callahan, Clark, Dickenson, Driscoll, Eaton, Franklin, Galvin-Halcro, Golie, Grinde, Groesbeck, Hamilton, Henry, Hiner, Jackson, Jacobson, W. Jones, Jopek, Lenhart, Lindeen, Musgrove, Noonan, Parker, Raser, Sesso, Small-Eastman, Villa, Wilson, Wiseman.

Total 32

Voted Absentee: Small-Eastman, No.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 642 - Representative Golie moved **HB 642**, as amended, do pass. Motion **failed** as follows:

Ayes: Andersen, Balyeat, Becker, Bergren, Bixby, Branae, Butcher, Callahan, Campbell, Clark, Dickenson, Dowell, Driscoll, Eaton, Franklin, Galvin-Halcro, Glaser, Golie, Grinde, Himmelberger, Jackson, Jayne, L. Jones, W. Jones, Jopek, Juneau, Klock, Lambert, Lenhart, Lindeen, McKenney, Milburn, Musgrove, Noonan, Parker, Peterson, Ross, Small-Eastman, Stahl, Villa, Wilson, Wiseman.

Total 42

Noes: Arntzen, Barrett, D. Brown, R. Brown, Buzzas, Caferro, Cohenour, Everett, Facey, Furey, Gallik, Groesbeck, Gutsche, Hamilton, Harris, Hawk, Heinert, Hendrick, Henry, Hiner, Jacobson, Jent, Kaufmann, Keane, Koopman, Lake, Lange, MacLaren, Maedje, Malcolm, McAlpin, McGillvray, McNutt, Mendenhall, Morgan, Noennig, A. Olson, B. Olson, Raser, Rice, Ripley, Roberts, Sales, Sesso, Sinrud, Sonju, Stoker, Taylor, Wagman, Waitschies, Wanzenried, Ward, Warden, Wells, Windham, Windy Boy, Witt, Mr. Speaker.

Total 58

Voted Absentee: Small-Eastman, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 151 - Representative Galvin-Halcro moved **HB 151** do pass. Motion carried as follows:

Ayes: Arntzen, Becker, Bergren, Bixby, Branae, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Henry, Hiner, Jacobson, Jayne, Jent, W. Jones, Jopek, Juneau, Kaufmann, Keane, Klock, Lambert, Lange, Lenhart, Lindeen, McAlpin, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Raser, Sesso, Small-Eastman, Sonju, Villa, Wanzenried, Warden, Wilson, Windham, Windy Boy, Wiseman, Mr. Speaker.
Total 60

Noes: Andersen, Balyeat, Barrett, D. Brown, R. Brown, Butcher, Everett, Glaser, Hawk, Hendrick, Himmelberger, Jackson, L. Jones, Koopman, Lake, MacLaren, Maedje, Malcolm, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Peterson, Rice, Ripley, Roberts, Ross, Sales, Sinrud, Stahl, Stoker, Wagman, Waitschies, Ward, Wells, Witt.
Total 38

Voted Absentee: Small-Eastman, Aye.

Excused: None.
Total 0

Absent or not voting: Heinert, Taylor.
Total 2

HB 387 - Representative Juneau moved **HB 387** do pass. Motion **failed** as follows:

Ayes: Becker, Bergren, Bixby, Branae, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Henry, Hiner, Jacobson, Jayne, Jent, Jopek, Juneau, Kaufmann, Keane, Lenhart, McAlpin, Musgrove, Noonan, Parker, Raser, Sesso, Small-Eastman, Villa, Wanzenried, Windham, Wiseman.
Total 46

Noes: Andersen, Arntzen, Balyeat, Barrett, D. Brown, R. Brown, Butcher, Everett, Glaser, Hawk, Heinert, Hendrick, Himmelberger, Jackson, L. Jones, W. Jones, Klock, Koopman, Lake, Lambert, Lange, MacLaren, Maedje, Malcolm, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Noennig, A. Olson, B. Olson, Peterson, Rice, Ripley, Roberts, Ross, Sales, Sinrud, Sonju, Stahl, Stoker, Taylor, Wagman, Waitschies, Ward, Warden, Wells, Windy Boy, Witt, Mr. Speaker.
Total 52

Voted Absentee: Small-Eastman, Aye.

Excused: None.
Total 0

Absent or not voting: Lindeen, Wilson.
Total 2

HB 389 - Representative A. Olson moved **HB 389** do pass. Motion carried as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, D. Brown, Butcher, Everett, Glaser, Groesbeck, Hawk, Hendrick, Himmelberger, Jackson, Jent, L. Jones, W. Jones, Keane, Klock, Lake, Lenhart, Lindeen, MacLaren, Maedje, Malcolm, McGillvray, McNutt, Mendenhall, Morgan, Noennig, Noonan, A. Olson, B. Olson, Peterson, Rice, Ripley, Roberts, Ross, Sesso, Sonju, Stahl, Stoker, Taylor, Villa, Wagman, Waitschies, Ward, Wells, Windy Boy, Witt, Mr. Speaker.
Total 50

Noes: Becker, Bergren, Bixby, Branae, R. Brown, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Golie, Grinde, Gutsche, Hamilton, Harris, Heinert, Henry, Hiner, Jayne, Jopek, Juneau, Kaufmann, Koopman, Lambert, Lange, McAlpin, McKenney, Milburn, Musgrove, Parker, Raser, Sales, Sinrud, Small-Eastman, Wanzenried, Warden, Wilson,

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Windham, Wiseman.
Total 49

Voted Absentee: Small-Eastman, No.

Excused: None.
Total 0

Absent or not voting: Jacobson.
Total 1

HB 470 - Representative Clark moved **HB 470** do pass. Motion carried as follows:

Ayes: Arntzen, Becker, Bergren, Bixby, Branae, D. Brown, R. Brown, Butcher, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Everett, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Glaser, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Heinert, Hendrick, Henry, Himmelberger, Hiner, Jacobson, Jayne, Jent, L. Jones, W. Jones, Jopek, Juneau, Kaufmann, Keane, Klock, Lambert, Lange, Lenhart, Lindeen, MacLaren, McAlpin, McGillvray, McNutt, Musgrove, Noennig, Noonan, Parker, Peterson, Raser, Sales, Sesso, Small-Eastman, Sonju, Stahl, Stoker, Villa, Wanzenried, Ward, Warden, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.
Total 76

Noes: Andersen, Balyeat, Barrett, Hawk, Jackson, Koopman, Lake, Maedje, Malcolm, McKenney, Mendenhall, Milburn, Morgan, A. Olson, B. Olson, Rice, Ripley, Roberts, Ross, Sinrud, Taylor, Wagman, Waitschies, Wells.
Total 24

Voted Absentee: Small-Eastman, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 490 - Representative Stoker moved **HB 490** do pass. Motion **failed** as follows:

Ayes: Andersen, Balyeat, Barrett, Everett, Gallik, Groesbeck, Hawk, Hendrick, Henry, Himmelberger, Jackson, L. Jones, W. Jones, Koopman, Lake, Lange, MacLaren, McAlpin, Rice, Ripley, Sales, Sinrud, Sonju, Stahl, Stoker, Wagman, Ward, Warden, Wells, Witt.
Total 30

Noes: Arntzen, Becker, Bergren, Bixby, Branae, D. Brown, R. Brown, Butcher, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Facey, Franklin, Furey, Galvin-Halcro, Glaser, Golie, Grinde, Gutsche, Hamilton, Harris, Heinert, Hiner, Jacobson, Jayne, Jent, Jopek, Juneau, Kaufmann, Keane, Klock, Lambert, Lenhart, Lindeen, Maedje, Malcolm, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Peterson, Raser, Roberts, Ross, Sesso, Small-Eastman, Taylor, Villa, Waitschies, Wanzenried, Wilson, Windham, Windy Boy, Wiseman, Mr. Speaker.
Total 70

Voted Absentee: Small-Eastman, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 507 - Representative L. Jones moved **HB 507** do pass.

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HB 507 - Representative L. Jones moved **HB 507**, second reading copy, be amended as follows:

1. Page 2, line 3.

Strike: "the sum of at least"

Insert: "up to"

Amendment adopted as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, Becker, Bergren, Bixby, Branae, D. Brown, R. Brown, Butcher, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Eaton, Everett, Facey, Franklin, Gallik, Galvin-Halcro, Glaser, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Hawk, Heinert, Hendrick, Henry, Hiner, Jackson, Jacobson, Jayne, Jent, L. Jones, W. Jones, Jopek, Juneau, Kaufmann, Keane, Klock, Koopman, Lake, Lambert, Lange, Lenhart, Lindeen, MacLaren, Maedje, Malcolm, McAlpin, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Peterson, Raser, Rice, Ripley, Roberts, Ross, Sales, Sesso, Sinrud, Sonju, Stahl, Stoker, Taylor, Villa, Wagman, Waitschies, Wanzenried, Ward, Warden, Wells, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Driscoll, Furey, Himmelberger, Small-Eastman.

Total 4

HB 507 - Representative L. Jones moved **HB 507**, as amended, do pass. Motion carried as follows:

Ayes: Andersen, Arntzen, Barrett, Becker, Bergren, Bixby, Branae, D. Brown, R. Brown, Butcher, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Everett, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Glaser, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Hawk, Heinert, Hendrick, Henry, Himmelberger, Hiner, Jackson, Jacobson, Jayne, Jent, L. Jones, W. Jones, Jopek, Juneau, Kaufmann, Keane, Klock, Koopman, Lake, Lambert, Lange, Lenhart, Lindeen, MacLaren, Maedje, Malcolm, McAlpin, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Peterson, Raser, Rice, Ripley, Roberts, Ross, Sales, Sesso, Sinrud, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Villa, Wagman, Waitschies, Wanzenried, Ward, Warden, Wells, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.

Total 99

Noes: Balyeat.

Total 1

Voted Absentee: Small-Eastman, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 342 - Representative Wanzenried moved **HB 342** do pass. Motion carried as follows:

Ayes: Andersen, Arntzen, Balyeat, D. Brown, R. Brown, Butcher, Campbell, Eaton, Everett, Glaser, Hamilton, Hawk, Heinert, Hendrick, Henry, Himmelberger, Jackson, Jayne, L. Jones, W. Jones, Juneau, Klock, Koopman, Lake, Lambert, Lange, MacLaren, Maedje, Malcolm, McGillvray, McKenney, Mendenhall, Milburn, Morgan, A. Olson, Peterson, Raser, Rice, Ripley, Roberts, Ross, Sales, Sinrud, Small-Eastman, Sonju, Stahl, Taylor, Wagman, Waitschies, Wanzenried, Ward, Warden, Wells, Windham, Witt.

Total 55

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Noes: Barrett, Becker, Bergren, Bixby, Branae, Buzzas, Caferro, Callahan, Clark, Cohenour, Dickenson, Dowell, Driscoll, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Golie, Grinde, Groesbeck, Gutsche, Harris, Hiner, Jacobson, Jent, Jopek, Kaufmann, Keane, Lenhart, Lindeen, McAlpin, McNutt, Musgrove, Noennig, Noonan, B. Olson, Parker, Sesso, Villa, Wilson, Windy Boy, Wiseman, Mr. Speaker.
Total 44

Voted Absentee: Small-Eastman, Aye.

Excused: None.
Total 0

Absent or not voting: Stoker.
Total 1

HB 581 - Representative Gutsche moved **HB 581** do pass. Motion carried as follows:

Ayes: Becker, Bergren, Bixby, Branae, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Heinert, Henry, Hiner, Jacobson, Jayne, Jent, Jopek, Juneau, Kaufmann, Keane, Lambert, Lenhart, Lindeen, MacLaren, McAlpin, Milburn, Musgrove, Noennig, Noonan, Parker, Raser, Sales, Sesso, Sinrud, Small-Eastman, Villa, Wanzenried, Wilson, Windham, Windy Boy, Wiseman, Mr. Speaker.
Total 57

Noes: Andersen, Arntzen, Balyeat, Barrett, D. Brown, R. Brown, Butcher, Everett, Glaser, Hawk, Hendrick, Himmelberger, Jackson, L. Jones, W. Jones, Klock, Koopman, Lake, Lange, Maedje, Malcolm, McGillvray, McKenney, McNutt, Mendenhall, Morgan, A. Olson, B. Olson, Peterson, Rice, Ripley, Roberts, Ross, Sonju, Stahl, Stoker, Taylor, Wagman, Waitschies, Ward, Warden, Wells, Witt.
Total 43

Voted Absentee: Small-Eastman, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 61 - Representative D. Brown moved **HB 61** do pass.

HB 61 - Representative D. Brown moved **HB 61**, second reading copy, be amended as follows:

1. Title, page 1, line 6 through line 13.

Strike: "ACKNOWLEDGES" on line 6 through "PARTICIPANT" on line 13

Insert: "ASSUMES THE INHERENT RISKS IN THAT SPORT OR RECREATIONAL OPPORTUNITY AND IS RESPONSIBLE FOR INJURIES AND DAMAGES RESULTING FROM THOSE INHERENT RISKS; LIMITING THE LIABILITY OF THE PROVIDERS OF A SPORT OR RECREATIONAL OPPORTUNITY; CLARIFYING THAT A PROVIDER IS NOT REQUIRED TO ELIMINATE, ALTER, OR CONTROL THE INHERENT RISKS WITHIN A PARTICULAR SPORT OR RECREATIONAL OPPORTUNITY"

2. Page 1, line 18 through line 19.

Strike: line 18 through line 19

3. Page 1, line 20.

Strike: "KNOWINGLY"

4. Page 1, line 23 through page 24.

Strike: "ENSURING" on line 23 through "THE" on line 24

Insert: "discouraging claims based on damages resulting from"

Strike: "AND THUS DISCOURAGING CLAIMS" on line 24

5. Page 1, line 26.

Strike: "ELIMINATING"

Insert: "controlling"

Following: " ; and"

Insert: " ; and"

WHEREAS, the liability of providers of recreational opportunities should be limited to negligence that is not associated with the inherent risks of a sport or recreational activity

6. Page 2, line 1 through page 5, line 17.

Strike: everything after the enacting clause

Insert: "NEW SECTION. Section 1. Short title -- purpose. (1) [Sections 1 through 4] may be cited as the "Montana Recreation Responsibility Act".

(2) The legislature finds that sports and recreational activities are major industries in Montana and that among the attractions of sports and recreation are risks, inherent and otherwise. The state has a legitimate interest in maintaining the economic viability of the sports and recreational industries by discouraging claims based on damages resulting from risks inherent in sports and recreation.

(3) The purpose of [sections 1 through 4] is to limit or eliminate the liability of a provider of a sport or recreational opportunity to a sport or recreational participant when an injury or damage caused by or to the participant is the result of risks inherent in the sport or recreational opportunity.

(4) The legislature intends that [sections 1 through 4] be broadly construed to effectuate the purpose of [sections 1 through 4] to shield providers of a sport or recreational opportunity from liability for injuries and damages caused by the inherent risks of a recreational activity."

Insert: "NEW SECTION. Section 2. Definitions. As used in [sections 1 through 4], the following definitions apply:

(1) "Inherent risks" means those dangers or conditions that are characteristic of, intrinsic to, or an integral part of any sport or recreational activity.

(2) "Provider" means a person or governmental entity that promotes, offers, or conducts a sport or recreational opportunity, for profit or otherwise.

(3) "Sport or recreational opportunity" means any commonly understood sporting activity, whether undertaken with or without permission, including but not limited to baseball, softball, football, soccer, basketball, bicycling, hiking, swimming, boating, hockey, dude ranching, nordic or alpine skiing, snow boarding, snow sliding, mountain climbing, river floating, whitewater rafting, canoeing, kayaking, target shooting, hunting, fishing, backcountry trips, horseback riding and other equine activity, snowmobiling, off-highway vehicle use, and any similar recreational activity."

Insert: "NEW SECTION. Section 3. Limitation on liability in sport or recreational opportunity. (1) A person who participates in any sport or recreational opportunity assumes the inherent risks in that sport or recreational opportunity, whether those risks are known or unknown, and is legally responsible for all injury or death to the person and for all damage to the person's property that result from the inherent risks in that sport or recreational opportunity.

(2) A provider is not required to eliminate, alter, or control the inherent risks within the particular sport or recreational opportunity that is provided.

(3) [Sections 1 through 4] do not preclude an action based on the negligence of the provider if the injury, death, or damage is not the result of an inherent risk of the sport or recreational opportunity.

(4) [Sections 1 through 4] do not apply to a cause of action based on the design or manufacture of sports or recreational equipment or products or safety equipment used incidental to or required by the sport or recreational activity."

Insert: "NEW SECTION. Section 4. Recreational activity -- applicability exceptions. [Sections 1 through 3] do not apply to duties, responsibilities, liability, or immunity related to:

(1) recreational use of waters or land, as provided in 23-2-321;

(2) snowmobiling, as provided in 23-2-653 and 23-2-654;

(3) skiing, as provided in 23-2-733 through 23-2-736;

(4) off-highway vehicle operation, as provided in 23-2-822;

(5) instruction in firearms and hunter safety or hunter education, as provided in 27-1-721;

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- (6) equine activity, as provided in 27-1-727;
- (7) sponsored rodeo and similar events, as provided in 27-1-733;
- (8) amusement rides, as provided in 27-1-743 and 27-1-744;
- (9) recreational use of land, as provided in 23-2-907, 70-16-302, 77-1-805, 87-1-266, 87-1-267, and 87-1-286;
- (10) wildcrafting, as provided in 76-10-106; and
- (11) placement of a sign or marker warning of a hazard in water legally accessible to the public, as provided in 87-1-287."

Insert: "NEW SECTION. Section 5. Codification instruction. [Sections 1 through 4] are intended to be codified as an integral part of Title 27, chapter 1, part 7, and the provisions of Title 27, chapter 1, part 7, apply to [sections 1 through 4]."

Insert: "NEW SECTION. Section 6. Severability. If a part of [this act] is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of [this act] is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications."

Insert: "NEW SECTION. Section 7. Two-thirds vote required. Because [section 3] limits governmental liability, Article II, section 18, of the Montana constitution requires a vote of two-thirds of the members of each house of the legislature for passage."

Insert: "NEW SECTION. Section 8. Effective date. [This act] is effective on passage and approval."

Insert: "NEW SECTION. Section 9. Applicability. [This act] applies to injuries and deaths that occur on or after [the effective date of this act]."

Amendment adopted as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, D. Brown, R. Brown, Butcher, Everett, Glaser, Hawk, Heinert, Hendrick, Himmelberger, Jackson, L. Jones, W. Jones, Jopek, Klock, Koopman, Lake, Lambert, Lange, MacLaren, Maedje, Malcolm, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Noennig, A. Olson, B. Olson, Peterson, Rice, Ripley, Roberts, Ross, Sales, Sinrud, Sonju, Stahl, Stoker, Taylor, Wagman, Waitschies, Ward, Warden, Wells, Witt, Mr. Speaker.
Total 52

Noes: Becker, Bergren, Bixby, Branae, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Henry, Hiner, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Lenhart, Lindeen, McAlpin, Musgrove, Noonan, Parker, Raser, Sesso, Small-Eastman, Villa, Wanzenried, Wilson, Windham, Windy Boy, Wiseman.
Total 48

Voted Absentee: Small-Eastman, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 61 - Representative D. Brown moved **HB 61**, as amended, do pass. Motion carried as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, D. Brown, R. Brown, Butcher, Everett, Glaser, Hawk, Heinert, Hendrick, Himmelberger, Jackson, L. Jones, W. Jones, Jopek, Klock, Koopman, Lake, Lambert, Lange, MacLaren, Maedje, Malcolm, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Noennig, A. Olson, B. Olson, Peterson, Rice, Ripley, Roberts, Ross, Sales, Sinrud, Sonju, Stahl, Stoker, Taylor, Wagman, Waitschies, Ward, Warden, Wells, Witt, Mr. Speaker.
Total 52

Noes: Becker, Bergren, Bixby, Branae, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell,

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Driscoll, Eaton, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Henry, Hiner, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Lenhart, Lindeen, McAlpin, Musgrove, Noonan, Parker, Raser, Sesso, Small-Eastman, Villa, Wanzenried, Wilson, Windham, Windy Boy, Wiseman.
Total 48

Voted Absentee: Small-Eastman, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Dem. Leader Wanzenried moved the committee rise, report progress, and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the chair. Chairman Himmelberger moved the Committee of the Whole report be adopted.

Representative Parker made a **substitute motion** that **HB 387** be segregated from the Committee of the Whole report and the remainder of the report be adopted. Motion **failed** as follows:

Ayes: Becker, Bergren, Bixby, Branae, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Henry, Hiner, Jacobson, Jayne, Jent, Jopek, Juneau, Kaufmann, Keane, Lenhart, Lindeen, McAlpin, Musgrove, Noennig, Noonan, Parker, Raser, Sesso, Villa, Wanzenried, Wilson, Windham, Wiseman, Mr. Speaker.
Total 49

Noes: Andersen, Arntzen, Balyeat, Barrett, D. Brown, R. Brown, Butcher, Everett, Glaser, Hawk, Heinert, Hendrick, Himmelberger, Jackson, L. Jones, W. Jones, Klock, Koopman, Lake, Lambert, Lange, MacLaren, Maedje, Malcolm, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, B. Olson, Peterson, Rice, Ripley, Roberts, Ross, Sales, Sinrud, Sonju, Stahl, Stoker, Taylor, Wagman, Waitschies, Ward, Warden, Wells, Windy Boy, Witt.
Total 49

Excused: Small-Eastman.
Total 1

Absent or not voting: A. Olson.
Total 1

Dem. Leader Wanzenried moved the committee rise, report progress, and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the chair. Chairman Himmelberger moved the Committee of the Whole report be adopted. Report adopted as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, D. Brown, R. Brown, Butcher, Everett, Glaser, Hawk, Heinert, Hendrick, Himmelberger, Jackson, Jent, L. Jones, W. Jones, Klock, Koopman, Lake, Lambert, Lange, MacLaren, Maedje, Malcolm, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Noennig, B. Olson, Peterson, Rice, Ripley, Roberts, Ross, Sinrud, Sonju, Stahl, Stoker, Taylor, Wagman, Waitschies, Ward, Warden, Wells, Windy Boy, Witt, Mr. Speaker.
Total 51

Noes: Becker, Bergren, Bixby, Branae, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Henry, Hiner, Jacobson, Jayne, Jopek, Juneau, Kaufmann, Keane, Lenhart, Lindeen, McAlpin, Musgrove, Noonan, Parker, Raser, Sesso, Villa, Wanzenried, Wilson, Windham, Wiseman.
Total 46

Excused: Small-Eastman.
Total 1

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Absent or not voting: A. Olson, Sales.
Total 2

ANNOUNCEMENTS

Announcement of Committee meetings.

Dem. Floor Leader Parker moved the House stand in recess until 1:00 p.m. Motion carried.

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Buzzas, Chairman):
HB 332, introduced bill, be amended as follows:

2/22/2005

1. Page 1, line 10.
Strike: "\$1.75 million"
Insert: "\$1,185,504"

2. Page 1, line 11.
Following: "fund"
Insert: "for fiscal year 2005"

And, as amended, do pass. Report adopted.

FIRST READING AND COMMITMENT OF BILLS

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

SB 150, introduced by Keenan, referred to Human Services.
SB 151, introduced by Weinberg, referred to Taxation.
SB 153, introduced by Cobb, referred to Human Services.
SB 154, introduced by Cobb, referred to Human Services.
SB 156, introduced by Cooney, referred to Human Services.
SB 160, introduced by Wheat, referred to State Administration.
SB 162, introduced by Mangan, referred to Local Government.
SB 164, introduced by Gillan, Grinde, Himmelberger, referred to Transportation.
SB 165, introduced by Mangan, referred to Business and Labor.
SB 166, introduced by Black, L. Jones, Arntzen, Witt, Juneau, Roush, referred to Judiciary.
SB 168, introduced by Mangan, referred to Business and Labor.
SB 169, introduced by Gallus, Cooney, referred to Federal Relations, Energy, and Telecommunications.
SB 170, introduced by Mangan, referred to Education.
SB 171, introduced by Gallus, Facey, referred to Education.
SB 172, introduced by Gebhardt, referred to Judiciary.
SB 175, introduced by Cromley, referred to Local Government.
SB 177, introduced by Ryan, referred to Select Committee on Education.
SB 178, introduced by Barkus, Klock, Lewis, Perry, Brueggeman, referred to Agriculture.
SB 180, introduced by Cooney, referred to State Administration.
SB 181, introduced by Steinbeisser, referred to Judiciary.
SB 182, introduced by Gillan, Becker, Branae, Buzzas, Driscoll, Eaton, Golie, Grinde, Keane, Kitzenberg, Lindeen, Matthews, Raser, Schmidt, Wilson, referred to State Administration.
SB 183, introduced by Laible, referred to Business and Labor.
SB 184, introduced by Mangan, referred to Taxation.
SB 185, introduced by Mangan, referred to Local Government.
SB 186, introduced by Joe Balyeat, John Balyeat, Barkus, Black, Curtiss, Gebhardt, Golie, Jackson, Laslovich, Lewis, Maedje, O'Neil, A. Olson, B. Olson, Roush, Shockley, Sinrud, Sonju, Tash, Tester, Tropila, Villa,

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Waitschies, Mendenhall, Facey, Sinrud, Laible, Brueggeman, referred to Fish, Wildlife and Parks.
SB 187, introduced by Shockley, referred to Federal Relations, Energy, and Telecommunications.
SB 188, introduced by Cocchiarella, referred to Business and Labor.
SB 189, introduced by Cocchiarella, referred to Business and Labor.
SB 191, introduced by Grimes, referred to State Administration.
SB 194, introduced by Laible, referred to Transportation.
SB 195, introduced by Wheat, referred to Local Government.
SB 196, introduced by Wheat, referred to Judiciary.
SB 197, introduced by Gebhardt, referred to State Administration.
SB 198, introduced by Kitzenberg, Cooney, Pease, Schmidt, referred to Education.
SB 199, introduced by Toole, Schmidt, Laslovich, referred to Judiciary.

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 310 passed as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, Becker, Bergren, Branae, D. Brown, R. Brown, Callahan, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Facey, Franklin, Furey, Gallik, Glaser, Golie, Grinde, Gutsche, Hamilton, Harris, Hawk, Heinert, Hendrick, Henry, Hiner, Jacobson, Jent, L. Jones, Jopek, Keane, Klock, Lake, Lambert, Lange, Lindeen, MacLaren, Maedje, Malcolm, McAlpin, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Peterson, Raser, Ripley, Roberts, Ross, Sesso, Sonju, Stoker, Taylor, Villa, Wagman, Waitschies, Wanzenried, Ward, Warden, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.
Total 77

Noes: Bixby, Butcher, Buzzas, Caferro, Campbell, Clark, Everett, Galvin-Halcro, Himmelberger, Jackson, Jayne, W. Jones, Juneau, Kaufmann, Koopman, Lenhart, Rice, Sales, Sinrud, Stahl, Wells.
Total 21

Excused: Small-Eastman.
Total 1

Absent or not voting: Groesbeck.
Total 1

HB 420 passed as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, Becker, Bergren, Branae, D. Brown, R. Brown, Butcher, Buzzas, Caferro, Callahan, Campbell, Cohenour, Dickenson, Dowell, Driscoll, Everett, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Glaser, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Hawk, Heinert, Hendrick, Henry, Himmelberger, Hiner, Jackson, Jacobson, Jayne, Jent, L. Jones, W. Jones, Jopek, Kaufmann, Keane, Klock, Koopman, Lake, Lambert, Lange, Lenhart, Lindeen, MacLaren, Maedje, Malcolm, McAlpin, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Peterson, Raser, Rice, Ripley, Roberts, Ross, Sales, Sesso, Sinrud, Sonju, Stahl, Stoker, Taylor, Villa, Wagman, Waitschies, Wanzenried, Ward, Warden, Wells, Wilson, Windham, Wiseman, Witt, Mr. Speaker.
Total 94

Noes: Bixby, Eaton, Juneau.
Total 3

Excused: Small-Eastman.
Total 1

Absent or not voting: Clark, Windy Boy.
Total 2

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HB 454 passed as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, Bergren, Bixby, Branae, D. Brown, R. Brown, Butcher, Caferro, Campbell, Driscoll, Everett, Facey, Franklin, Furey, Glaser, Grinde, Gutsche, Harris, Hawk, Heinert, Hendrick, Henry, Himmelberger, Hiner, Jackson, Jent, L. Jones, W. Jones, Klock, Koopman, Lake, Lambert, Lange, Lenhart, MacLaren, Maedje, Malcolm, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Noennig, A. Olson, Peterson, Rice, Ripley, Roberts, Ross, Sales, Sinrud, Sonju, Stahl, Stoker, Taylor, Wagman, Waitschies, Ward, Warden, Wells, Witt, Mr. Speaker.
Total 66

Noes: Becker, Buzzas, Callahan, Clark, Cohenour, Dickenson, Dowell, Eaton, Gallik, Galvin-Halcro, Golie, Groesbeck, Hamilton, Jacobson, Jayne, Jopek, Juneau, Kaufmann, Keane, Lindeen, McAlpin, Musgrove, Noonan, B. Olson, Parker, Raser, Sesso, Villa, Wanzenried, Wilson, Windham, Wiseman.
Total 32

Excused: Small-Eastman.
Total 1

Absent or not voting: Windy Boy.
Total 1

HB 474 passed as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, Becker, Bergren, Bixby, Branae, D. Brown, R. Brown, Butcher, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Heinert, Henry, Himmelberger, Hiner, Jackson, Jacobson, Jayne, Jent, L. Jones, W. Jones, Jopek, Juneau, Kaufmann, Keane, Klock, Lambert, Lange, Lenhart, Lindeen, MacLaren, Malcolm, McAlpin, McGillvray, McKenney, McNutt, Milburn, Morgan, Musgrove, Noonan, A. Olson, Parker, Peterson, Raser, Ripley, Roberts, Ross, Sesso, Sinrud, Sonju, Stahl, Taylor, Villa, Wagman, Waitschies, Wanzenried, Ward, Warden, Wilson, Windham, Wiseman, Witt, Mr. Speaker.
Total 84

Noes: Everett, Glaser, Hawk, Hendrick, Koopman, Lake, Maedje, Mendenhall, Noennig, B. Olson, Rice, Sales, Stoker, Wells.
Total 14

Excused: Small-Eastman.
Total 1

Absent or not voting: Windy Boy.
Total 1

HB 538 failed as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, R. Brown, Butcher, Everett, Glaser, Hawk, Heinert, Hendrick, Himmelberger, Jackson, L. Jones, W. Jones, Klock, Koopman, Lake, Lambert, MacLaren, Maedje, McGillvray, McKenney, McNutt, Milburn, Morgan, Noennig, A. Olson, B. Olson, Peterson, Rice, Ripley, Ross, Sinrud, Stahl, Stoker, Taylor, Wagman, Waitschies, Wells, Witt, Mr. Speaker.
Total 42

Noes: Becker, Bergren, Bixby, Branae, D. Brown, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Henry, Hiner, Jacobson, Jayne, Jent, Jopek, Juneau, Kaufmann, Keane, Lange, Lenhart, Lindeen, Malcolm, McAlpin, Mendenhall, Musgrove, Noonan, Parker, Raser, Roberts, Sales, Sesso, Sonju, Villa, Wanzenried, Ward, Warden, Wilson, Windham, Wiseman.
Total 56

Excused: Small-Eastman.

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Total 1

Absent or not voting: Windy Boy.

Total 1

HB 630 passed as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, Becker, Bergren, Bixby, Branae, D. Brown, R. Brown, Butcher, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Everett, Facey, Franklin, Furey, Galvin-Halcro, Glaser, Grinde, Gutsche, Hamilton, Harris, Hawk, Heinert, Hendrick, Himmelberger, Hiner, Jackson, Jacobson, Jayne, Jent, L. Jones, W. Jones, Jopek, Juneau, Klock, Koopman, Lake, Lambert, Lange, Lenhart, Lindeen, MacLaren, Maedje, Malcolm, McAlpin, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Peterson, Raser, Rice, Ripley, Roberts, Ross, Sales, Sinrud, Sonju, Stahl, Stoker, Taylor, Villa, Wagman, Waitschies, Wanzenried, Ward, Warden, Windham, Wiseman, Witt, Mr. Speaker.

Total 87

Noes: Buzzas, Caferro, Gallik, Golie, Groesbeck, Henry, Kaufmann, Keane, Sesso, Wells, Wilson.

Total 11

Excused: Small-Eastman.

Total 1

Absent or not voting: Windy Boy.

Total 1

HB 653 passed as follows:

Ayes: Andersen, Arntzen, Barrett, Becker, Bergren, Bixby, Branae, D. Brown, R. Brown, Butcher, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Everett, Facey, Franklin, Furey, Galvin-Halcro, Glaser, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Hawk, Heinert, Hendrick, Henry, Himmelberger, Hiner, Jackson, Jacobson, Jayne, Jent, L. Jones, W. Jones, Jopek, Juneau, Keane, Klock, Koopman, Lake, Lambert, Lange, Lenhart, Lindeen, MacLaren, Maedje, Malcolm, McAlpin, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Peterson, Raser, Rice, Ripley, Roberts, Ross, Sales, Sesso, Sonju, Stahl, Stoker, Taylor, Villa, Wagman, Waitschies, Wanzenried, Ward, Warden, Wells, Wilson, Windham, Wiseman, Witt, Mr. Speaker.

Total 93

Noes: Balyeat, Buzzas, Gallik, Kaufmann, Sinrud.

Total 5

Excused: Small-Eastman.

Total 1

Absent or not voting: Windy Boy.

Total 1

HB 668 passed as follows:

Ayes: Andersen, Becker, Bergren, Bixby, Branae, R. Brown, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Glaser, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Heinert, Hendrick, Henry, Himmelberger, Hiner, Jackson, Jacobson, Jayne, Jent, L. Jones, Jopek, Juneau, Kaufmann, Keane, Klock, Lambert, Lange, Lenhart, Lindeen, MacLaren, Maedje, McAlpin, McGillvray, Mendenhall, Milburn, Morgan, Musgrove, Noennig, Noonan, A. Olson, Parker, Raser, Roberts, Ross, Sales, Sesso, Sinrud, Stahl, Taylor, Villa, Wagman, Wanzenried, Warden, Wells, Wilson, Windham, Wiseman, Mr. Speaker.

Total 75

Noes: Arntzen, Balyeat, Barrett, D. Brown, Butcher, Buzzas, Everett, Hawk, W. Jones, Koopman, Lake,

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Malcolm, McKenney, McNutt, B. Olson, Peterson, Rice, Ripley, Sonju, Stoker, Waitschies, Ward, Witt.
Total 23

Excused: Small-Eastman.
Total 1

Absent or not voting: Windy Boy.
Total 1

HB 678 passed as follows:

Ayes: Arntzen, Balyeat, Barrett, Becker, Bergren, Bixby, Branae, D. Brown, R. Brown, Butcher, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Everett, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Glaser, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Hawk, Heinert, Hendrick, Henry, Himmelberger, Hiner, Jackson, Jacobson, Jayne, Jent, L. Jones, W. Jones, Jopek, Juneau, Kaufmann, Keane, Klock, Koopman, Lake, Lambert, Lange, Lenhart, Lindeen, MacLaren, Maedje, Malcolm, McAlpin, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Peterson, Raser, Rice, Ripley, Roberts, Ross, Sales, Sesso, Sinrud, Sonju, Stahl, Stoker, Villa, Wagman, Waitschies, Wanzenried, Ward, Warden, Wells, Wilson, Windham, Wiseman, Witt, Mr. Speaker.
Total 96

Noes: Andersen, Taylor.
Total 2

Excused: Small-Eastman.
Total 1

Absent or not voting: Windy Boy.
Total 1

HB 681 passed as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, Becker, Bergren, Bixby, Branae, D. Brown, R. Brown, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Everett, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Glaser, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Hawk, Heinert, Hendrick, Henry, Himmelberger, Hiner, Jackson, Jacobson, Jayne, Jent, L. Jones, W. Jones, Jopek, Juneau, Kaufmann, Keane, Klock, Koopman, Lake, Lambert, Lange, Lenhart, Lindeen, MacLaren, Maedje, Malcolm, McAlpin, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Peterson, Raser, Rice, Ripley, Roberts, Ross, Sales, Sesso, Sinrud, Sonju, Stoker, Taylor, Villa, Wagman, Waitschies, Wanzenried, Ward, Warden, Wells, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.
Total 97

Noes: Butcher, Stahl.
Total 2

Excused: Small-Eastman.
Total 1

Absent or not voting: None.
Total 0

HB 712 passed as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, Becker, Bixby, Branae, R. Brown, Butcher, Buzzas, Campbell, Clark, Driscoll, Everett, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Glaser, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Hawk, Heinert, Hendrick, Henry, Himmelberger, Hiner, Jackson, Jacobson, Jent, L. Jones, W. Jones, Keane, Klock, Koopman, Lake, Lambert, Lange, Lenhart, Lindeen, MacLaren, Maedje,

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Malcolm, McAlpin, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Noennig, Noonan, A. Olson, B. Olson, Parker, Peterson, Raser, Rice, Ripley, Roberts, Ross, Sales, Sesso, Sinrud, Sonju, Stahl, Taylor, Wagman, Waitschies, Wanzenried, Ward, Warden, Wells, Wilson, Windham, Witt, Mr. Speaker.
Total 82

Noes: Bergren, D. Brown, Caferro, Callahan, Cohenour, Dickenson, Dowell, Eaton, Jayne, Jopek, Juneau, Kaufmann, Musgrove, Stoker, Villa, Windy Boy, Wiseman.
Total 17

Excused: Small-Eastman.
Total 1

Absent or not voting: None.
Total 0

HB 726 passed as follows:

Ayes: Andersen, Becker, Bergren, Bixby, Branae, D. Brown, Butcher, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Everett, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Glaser, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Hawk, Heinert, Hendrick, Henry, Hiner, Jackson, Jacobson, Jent, L. Jones, W. Jones, Jopek, Juneau, Kaufmann, Keane, Klock, Lake, Lambert, Lange, Lenhart, Lindeen, MacLaren, Malcolm, McAlpin, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Peterson, Raser, Roberts, Ross, Sesso, Sonju, Taylor, Villa, Waitschies, Wanzenried, Ward, Warden, Wilson, Windham, Windy Boy, Wiseman, Mr. Speaker.
Total 82

Noes: Arntzen, Balyeat, Barrett, R. Brown, Himmelberger, Jayne, Koopman, Maedje, Rice, Ripley, Sales, Sinrud, Stahl, Stoker, Wagman, Wells, Witt.
Total 17

Excused: Small-Eastman.
Total 1

Absent or not voting: None.
Total 0

HB 730 passed as follows:

Ayes: Andersen, Arntzen, Barrett, D. Brown, R. Brown, Butcher, Everett, Glaser, Hawk, Heinert, Hendrick, Himmelberger, Jackson, L. Jones, W. Jones, Klock, Koopman, Lake, Lambert, Lange, MacLaren, Maedje, Malcolm, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Noennig, A. Olson, B. Olson, Peterson, Rice, Ripley, Roberts, Ross, Sales, Sinrud, Sonju, Stahl, Stoker, Taylor, Wagman, Waitschies, Ward, Warden, Wells, Windham, Witt.
Total 50

Noes: Balyeat, Becker, Bergren, Bixby, Branae, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Henry, Hiner, Jacobson, Jayne, Jent, Jopek, Juneau, Kaufmann, Keane, Lenhart, Lindeen, McAlpin, Musgrove, Noonan, Parker, Raser, Sesso, Villa, Wanzenried, Wilson, Windy Boy, Wiseman, Mr. Speaker.
Total 49

Excused: Small-Eastman.
Total 1

Absent or not voting: None.
Total 0

HB 746 passed as follows:

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Ayes: Andersen, Arntzen, Balyeat, Barrett, Becker, Bergren, Bixby, Branae, D. Brown, R. Brown, Butcher, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Everett, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Glaser, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Hawk, Heinert, Hendrick, Henry, Himmelberger, Hiner, Jackson, Jacobson, Jayne, Jent, L. Jones, Jopek, Juneau, Kaufmann, Keane, Klock, Koopman, Lake, Lambert, Lange, Lenhart, Lindeen, MacLaren, Maedje, Malcolm, McAlpin, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Peterson, Raser, Rice, Ripley, Roberts, Ross, Sales, Sesso, Sinrud, Sonju, Stahl, Stoker, Taylor, Villa, Wagman, Waitschies, Wanzenried, Ward, Warden, Wells, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.
Total 98

Noes: W. Jones.
Total 1

Excused: Small-Eastman.
Total 1

Absent or not voting: None.
Total 0

HB 747 passed as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, Becker, Bergren, Bixby, Branae, D. Brown, R. Brown, Butcher, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Everett, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Glaser, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Hawk, Heinert, Hendrick, Henry, Himmelberger, Hiner, Jackson, Jacobson, Jent, L. Jones, W. Jones, Jopek, Juneau, Kaufmann, Klock, Koopman, Lake, Lambert, Lenhart, Lindeen, MacLaren, Maedje, Malcolm, McAlpin, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Peterson, Raser, Rice, Ripley, Roberts, Ross, Sales, Sesso, Sinrud, Sonju, Stoker, Taylor, Villa, Wagman, Waitschies, Wanzenried, Ward, Warden, Wells, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.
Total 95

Noes: Jayne, Keane.
Total 2

Excused: Small-Eastman.
Total 1

Absent or not voting: Lange, Stahl.
Total 2

HJR 11 adopted as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, Becker, Bergren, Bixby, Branae, D. Brown, R. Brown, Butcher, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Everett, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Glaser, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Hawk, Heinert, Hendrick, Henry, Himmelberger, Hiner, Jackson, Jacobson, Jayne, Jent, L. Jones, W. Jones, Jopek, Kaufmann, Keane, Klock, Lake, Lambert, Lange, Lenhart, Lindeen, MacLaren, Maedje, Malcolm, McAlpin, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Peterson, Raser, Rice, Ripley, Roberts, Ross, Sesso, Sinrud, Sonju, Stahl, Stoker, Taylor, Villa, Wagman, Waitschies, Wanzenried, Ward, Warden, Wells, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.
Total 96

Noes: Juneau, Koopman, Sales.
Total 3

Excused: Small-Eastman.

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Total 1

Absent or not voting: None.

Total 0

HJR 22 adopted as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, Becker, Bergren, Branae, R. Brown, Butcher, Callahan, Campbell, Cohenour, Driscoll, Everett, Facey, Franklin, Furey, Glaser, Golie, Hawk, Heinert, Hendrick, Henry, Himmelberger, Hiner, Jackson, Jent, L. Jones, W. Jones, Keane, Klock, Koopman, Lake, Lambert, Lange, Lenhart, Lindeen, MacLaren, Maedje, Malcolm, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Peterson, Rice, Ripley, Roberts, Ross, Sales, Sesso, Sinrud, Sonju, Stahl, Stoker, Taylor, Villa, Wagman, Waitschies, Ward, Warden, Wells, Wilson, Witt, Mr. Speaker.

Total 72

Noes: Bixby, D. Brown, Buzzas, Caferro, Clark, Dickenson, Dowell, Eaton, Gallik, Galvin-Halcro, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Jacobson, Jayne, Jopek, Juneau, Kaufmann, McAlpin, Parker, Raser, Wanzenried, Windham, Windy Boy, Wiseman.

Total 27

Excused: Small-Eastman.

Total 1

Absent or not voting: None.

Total 0

HJR 29 adopted as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, Bergren, D. Brown, R. Brown, Butcher, Campbell, Clark, Cohenour, Everett, Franklin, Glaser, Golie, Hawk, Heinert, Hendrick, Himmelberger, Hiner, Jackson, L. Jones, W. Jones, Keane, Klock, Koopman, Lake, Lambert, Lange, Lenhart, Lindeen, MacLaren, Maedje, Malcolm, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noennig, A. Olson, B. Olson, Peterson, Rice, Ripley, Roberts, Ross, Sales, Sesso, Sinrud, Sonju, Stahl, Stoker, Taylor, Villa, Wagman, Waitschies, Wanzenried, Ward, Warden, Wells, Wilson, Windham, Witt, Mr. Speaker.

Total 67

Noes: Becker, Bixby, Branae, Buzzas, Caferro, Callahan, Dickenson, Dowell, Driscoll, Eaton, Facey, Furey, Gallik, Galvin-Halcro, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Henry, Jacobson, Jayne, Jent, Jopek, Juneau, Kaufmann, McAlpin, Noonan, Parker, Raser, Windy Boy, Wiseman.

Total 32

Excused: Small-Eastman.

Total 1

Absent or not voting: None.

Total 0

HB 702 passed as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, Becker, Bergren, Branae, D. Brown, R. Brown, Butcher, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Everett, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Glaser, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Hawk, Heinert, Hendrick, Henry, Himmelberger, Hiner, Jackson, Jacobson, Jent, L. Jones, W. Jones, Jopek, Kaufmann, Keane, Klock, Koopman, Lake, Lambert, Lange, Lenhart, Lindeen, MacLaren, Maedje, Malcolm, McAlpin, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Peterson, Raser, Rice, Ripley, Roberts, Ross, Sales, Sesso, Sinrud, Sonju, Taylor, Villa, Wagman, Waitschies, Wanzenried, Ward, Warden, Wells, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.

Total 93

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Noes: Bixby, Eaton, Jayne, Juneau, Stahl, Stoker.
Total 6

Excused: Small-Eastman.
Total 1

Absent or not voting: None.
Total 0

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

Dem. Leader Wanzenried moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Maedje in the chair.

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

HB 591 - Representative Jopek moved **HB 591** do pass. Motion carried as follows:

Ayes: Arntzen, Balyeat, Becker, Bergren, Bixby, Branae, D. Brown, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Everett, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Glaser, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Heinert, Hendrick, Henry, Hiner, Jackson, Jacobson, Jayne, Jent, L. Jones, W. Jones, Jopek, Juneau, Kaufmann, Keane, Klock, Lake, Lenhart, Lindeen, MacLaren, Malcolm, McAlpin, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noennig, Noonan, Parker, Peterson, Raser, Ripley, Roberts, Ross, Sales, Sesso, Sinrud, Small-Eastman, Sonju, Taylor, Wagman, Wanzenried, Ward, Warden, Wells, Wilson, Windham, Windy Boy, Wiseman, Mr. Speaker.
Total 80

Noes: Andersen, Barrett, R. Brown, Butcher, Hawk, Himmelberger, Koopman, Lambert, Lange, McGillvray, McKenney, A. Olson, B. Olson, Rice, Stahl, Stoker, Villa, Waitschies, Witt.
Total 19

Voted Absentee: Small-Eastman, Aye.

Excused: None.
Total 0

Absent or not voting: Maedje.
Total 1

HB 609 - Representative Taylor moved **HB 609** do pass. Motion carried as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, Becker, Bergren, Branae, D. Brown, R. Brown, Butcher, Buzzas, Caferro, Callahan, Clark, Dickenson, Dowell, Driscoll, Eaton, Everett, Facey, Furey, Galvin-Halcro, Glaser, Golie, Grinde, Groesbeck, Gutsche, Harris, Hawk, Heinert, Hendrick, Henry, Himmelberger, Hiner, Jackson, Jent, L. Jones, W. Jones, Jopek, Kaufmann, Keane, Klock, Koopman, Lake, Lambert, Lange, Lenhart, Lindeen, MacLaren, Maedje, Malcolm, McAlpin, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noonan, A. Olson, B. Olson, Parker, Peterson, Rice, Ripley, Roberts, Ross, Sales, Sesso, Sinrud, Sonju, Stahl, Taylor, Waitschies, Wanzenried, Ward, Warden, Wells, Wilson, Windham, Windy Boy, Wiseman, Witt.
Total 84

Noes: Bixby, Campbell, Cohenour, Franklin, Gallik, Hamilton, Jacobson, Jayne, Juneau, Noennig, Raser, Small-Eastman, Stoker, Villa.
Total 14

Voted Absentee: Small-Eastman, No.

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Excused: None.
Total 0

Absent or not voting: Wagman, Mr. Speaker.
Total 2

HB 624 - Representative Villa moved **HB 624** do pass. Motion carried as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, Becker, Bergren, Bixby, Branae, D. Brown, R. Brown, Butcher, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Glaser, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Heinert, Hendrick, Henry, Hiner, Jackson, Jacobson, Jayne, Jent, L. Jones, W. Jones, Jopek, Juneau, Kaufmann, Keane, Klock, Koopman, Lambert, Lange, Lenhart, Lindeen, MacLaren, Maedje, McAlpin, McGillvray, McNutt, Milburn, Morgan, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Peterson, Raser, Ripley, Roberts, Ross, Sesso, Sinrud, Small-Eastman, Sonju, Stahl, Taylor, Villa, Wagman, Wanzenried, Warden, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.
Total 87

Noes: Everett, Hawk, Himmelberger, Lake, Malcolm, McKenney, Mendenhall, Rice, Sales, Stoker, Waitschies, Ward, Wells.
Total 13

Voted Absentee: Small-Eastman, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 666 - Representative Bergren moved **HB 666** do pass. Motion carried as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, Becker, Bergren, Bixby, Branae, D. Brown, R. Brown, Butcher, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Everett, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Hawk, Heinert, Hendrick, Henry, Himmelberger, Hiner, Jackson, Jacobson, Jayne, Jent, L. Jones, W. Jones, Jopek, Juneau, Kaufmann, Keane, Klock, Koopman, Lake, Lambert, Lange, Lenhart, MacLaren, Maedje, Malcolm, McAlpin, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Peterson, Raser, Rice, Ripley, Roberts, Ross, Sales, Sesso, Sinrud, Small-Eastman, Sonju, Stahl, Taylor, Villa, Wagman, Waitschies, Wanzenried, Ward, Warden, Wells, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.
Total 97

Noes: Stoker.
Total 1

Voted Absentee: Small-Eastman, Aye.

Excused: None.
Total 0

Absent or not voting: Glaser, Lindeen.
Total 2

Representative R. Brown moved consideration of **HB 683** be placed at the bottom of the second reading board for the purpose of amendment. Motion carried.

HB 685 - Representative R. Brown moved **HB 685** do pass. Motion carried as follows:

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Ayes: Andersen, Arntzen, Balyeat, Barrett, D. Brown, R. Brown, Butcher, Everett, Glaser, Hawk, Heinert, Hendrick, Himmelberger, Jackson, L. Jones, W. Jones, Klock, Koopman, Lake, Lambert, Lange, MacLaren, Maedje, Malcolm, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Noennig, A. Olson, B. Olson, Peterson, Rice, Ripley, Roberts, Ross, Sales, Sinrud, Sonju, Stahl, Stoker, Taylor, Wagman, Waitschies, Ward, Warden, Wells, Witt, Mr. Speaker.
Total 51

Noes: Becker, Bergren, Bixby, Branae, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Henry, Hiner, Jacobson, Jayne, Jent, Jopek, Juneau, Kaufmann, Keane, Lenhart, Lindeen, McAlpin, Musgrove, Noonan, Parker, Raser, Sesso, Small-Eastman, Villa, Wanzenried, Wilson, Windham, Windy Boy, Wiseman.
Total 49

Voted Absentee: Small-Eastman, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Representative Golie moved consideration of **HB 688** be placed at the bottom of the second reading board for the purpose of amendment. Motion carried.

HB 696 - Representative Jayne moved **HB 696** do pass. Motion carried as follows:

Ayes: Balyeat, Barrett, Becker, Bergren, Bixby, Branae, R. Brown, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Glaser, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Hendrick, Henry, Hiner, Jacobson, Jayne, Jent, L. Jones, Jopek, Juneau, Kaufmann, Keane, Klock, Lambert, Lenhart, Lindeen, MacLaren, Maedje, McAlpin, McGillvray, McNutt, Mendenhall, Morgan, Musgrove, Noennig, Noonan, Parker, Raser, Rice, Ripley, Roberts, Sesso, Sinrud, Small-Eastman, Taylor, Villa, Wagman, Wanzenried, Wilson, Windham, Windy Boy, Wiseman, Mr. Speaker.
Total 71

Noes: Andersen, Arntzen, D. Brown, Butcher, Everett, Hawk, Heinert, Himmelberger, Jackson, W. Jones, Koopman, Lake, Lange, Malcolm, McKenney, Milburn, B. Olson, Peterson, Ross, Sales, Sonju, Stahl, Stoker, Waitschies, Ward, Warden, Wells, Witt.
Total 28

Voted Absentee: Small-Eastman, Aye.

Excused: None.
Total 0

Absent or not voting: A. Olson.
Total 1

HB 700 - Representative Mendenhall moved **HB 700** do pass. Motion carried as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, Becker, Bergren, Bixby, Branae, D. Brown, R. Brown, Butcher, Buzzas, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Everett, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Glaser, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Hawk, Heinert, Hendrick, Henry, Himmelberger, Hiner, Jackson, Jacobson, Jayne, Jent, L. Jones, W. Jones, Jopek, Juneau, Kaufmann, Keane, Klock, Koopman, Lake, Lambert, Lange, Lenhart, Lindeen, MacLaren, Maedje, Malcolm, McAlpin, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Peterson, Raser, Rice, Ripley, Roberts, Ross, Sales, Sesso, Sinrud, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Villa, Wagman, Waitschies, Wanzenried, Ward, Warden, Wells, Wilson,

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Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.
Total 99

Noes: Caferro.
Total 1

Voted Absentee: Small-Eastman, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 725 - Representative Klock moved **HB 725** do pass. Motion **failed** as follows:

Ayes: Arntzen, Barrett, Everett, Gallik, Heinert, Jackson, Jent, W. Jones, Klock, Lenhart, MacLaren, McGillvray, A. Olson, Rice, Ripley, Roberts, Waitschies, Wells, Windy Boy, Mr. Speaker.
Total 20

Noes: Andersen, Balyeat, Becker, Bergren, Bixby, Branae, D. Brown, R. Brown, Butcher, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Facey, Franklin, Furey, Galvin-Halacro, Glaser, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Hawk, Hendrick, Henry, Himmelberger, Hiner, Jacobson, Jayne, L. Jones, Jopek, Kaufmann, Keane, Koopman, Lake, Lambert, Lange, Lindeen, Maedje, Malcolm, McAlpin, McKenney, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noennig, Noonan, B. Olson, Parker, Peterson, Raser, Ross, Sales, Sesso, Sinrud, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Villa, Wagman, Wanzenried, Ward, Warden, Wilson, Windham, Wiseman, Witt.
Total 79

Voted Absentee: Small-Eastman, No.

Excused: None.
Total 0

Absent or not voting: Juneau.
Total 1

Representative Golie moved consideration of **HB 688** be placed at the top of the second reading board. Motion carried.

HB 688 - Representative Franklin moved **HB 688** do pass.

HB 688 - Representative Golie moved **HB 688**, second reading copy, be amended as follows:

1. Title, line 5.

Strike: "BILLINGS"

Insert: "THE INTERSECTION OF MONTANA HIGHWAY 3 AND U.S. HIGHWAY 89 AT ARMINGTON"

2. Page 1, line 23.

Strike: "boundary of the city of Billings"

Insert: "intersection of Montana highway 3 and U.S. highway 89 at Armington"

3. Page 1, line 24.

Strike: "Billings"

Insert: "the intersection of Montana highway 3 and U.S. highway 89 at Armington"

Amendment adopted as follows:

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Ayes: Andersen, Arntzen, Balyeat, Barrett, Becker, Bergren, Bixby, Branae, D. Brown, R. Brown, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Glaser, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Hawk, Heinert, Hendrick, Henry, Himmelberger, Hiner, Jackson, Jacobson, Jayne, Jent, W. Jones, Jopek, Juneau, Kaufmann, Keane, Klock, Koopman, Lake, Lambert, Lenhart, Lindeen, MacLaren, Maedje, Malcolm, McAlpin, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Peterson, Raser, Rice, Ripley, Roberts, Ross, Sesso, Taylor, Villa, Wagman, Waitschies, Wanzenried, Ward, Wells, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.
Total 89

Noes: Butcher, Everett, L. Jones, Lange, Sales, Sinrud, Sonju, Stahl, Stoker.
Total 9

Excused: Small-Eastman.
Total 1

Absent or not voting: Warden.
Total 1

HB 688 - Representative Franklin moved **HB 688**, as amended, do pass. Motion carried as follows:

Ayes: Arntzen, Barrett, Becker, Bergren, Bixby, Branae, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Henry, Himmelberger, Hiner, Jacobson, Jayne, Jent, Jopek, Juneau, Kaufmann, Keane, Lambert, Lenhart, Lindeen, Maedje, Malcolm, McAlpin, McGillvray, McKenney, Mendenhall, Milburn, Musgrove, Noennig, Noonan, B. Olson, Parker, Raser, Rice, Ripley, Roberts, Sesso, Small-Eastman, Villa, Wanzenried, Wilson, Windham, Windy Boy, Wiseman, Mr. Speaker.
Total 65

Noes: Andersen, D. Brown, R. Brown, Butcher, Everett, Glaser, Hawk, Heinert, Hendrick, Jackson, L. Jones, W. Jones, Klock, Koopman, Lake, Lange, MacLaren, McNutt, Morgan, A. Olson, Peterson, Ross, Sales, Sinrud, Sonju, Stahl, Stoker, Taylor, Wagman, Waitschies, Ward, Warden, Wells, Witt.
Total 34

Voted Absentee: Small-Eastman, Aye.

Excused: None.
Total 0

Absent or not voting: Balyeat.
Total 1

HB 683 - Representative D. Brown moved **HB 683** do pass.

HB 683 - Representative Keane moved **HB 683**, second reading copy, be amended as follows:

1. Title, line 5.

Strike: "THE DEPARTMENT OF TRANSPORTATION"
Insert: "LAW ENFORCEMENT OFFICERS"

2. Page 2, line 2.

Strike: "department" through "transportation's"

3. Page 2, line 25 through line 26.

Strike: subsection (1) in its entirety

Insert: "(1) A semiannual inspection of school buses must be performed by a law enforcement officer, as defined in 7-32-201. One of the inspections must be performed at least 30 days prior to the beginning of

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the school term and a reinspection, if necessary, must be performed before the beginning of the school term."

4. Page 2, line 28.

Strike: "department of transportation's"

Amendment adopted as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, Becker, Bergren, Bixby, Branae, D. Brown, R. Brown, Butcher, Caferro, Campbell, Clark, Cohenour, Dowell, Driscoll, Eaton, Everett, Facey, Furey, Gallik, Galvin-Halcro, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Hawk, Heinert, Hendrick, Henry, Himmelberger, Jackson, Jacobson, Jent, L. Jones, W. Jones, Jopek, Juneau, Keane, Klock, Koopman, Lake, Lambert, Lange, Lenhart, MacLaren, Maedje, Malcolm, McAlpin, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Peterson, Raser, Rice, Ripley, Roberts, Ross, Sales, Sesso, Sinrud, Sonju, Stahl, Taylor, Wagman, Waitschies, Wanzenried, Ward, Warden, Wells, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.
Total 88

Noes: Buzzas, Callahan, Dickenson, Franklin, Hiner, Jayne, Kaufmann, Lindeen, Stoker, Villa.
Total 10

Excused: Small-Eastman.
Total 1

Absent or not voting: Glaser.
Total 1

HB 683 - Representative D. Brown moved **HB 683**, as amended, do pass. Motion carried as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, Becker, Bergren, Bixby, Branae, D. Brown, R. Brown, Butcher, Caferro, Driscoll, Eaton, Everett, Facey, Furey, Galvin-Halcro, Glaser, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Hawk, Heinert, Hendrick, Henry, Himmelberger, Jackson, Jacobson, Jent, L. Jones, W. Jones, Juneau, Keane, Klock, Koopman, Lake, Lambert, Lange, Lenhart, Maedje, Malcolm, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noennig, A. Olson, B. Olson, Parker, Peterson, Rice, Ripley, Roberts, Ross, Sales, Sesso, Sinrud, Small-Eastman, Sonju, Taylor, Wagman, Ward, Warden, Wells, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.
Total 77

Noes: Buzzas, Callahan, Clark, Cohenour, Dickenson, Dowell, Franklin, Gallik, Hiner, Jayne, Jopek, Kaufmann, Lindeen, MacLaren, McAlpin, Raser, Stahl, Stoker, Villa, Waitschies, Wanzenried.
Total 21

Voted Absentee: Small-Eastman, Aye.

Excused: None.
Total 0

Absent or not voting: Campbell, Noonan.
Total 2

HB 732 - Representative Roberts moved **HB 732** do pass. Motion carried as follows:

Ayes: Andersen, Arntzen, Balyeat, Becker, Bergren, Bixby, Branae, Butcher, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Heinert, Henry, Hiner, Jackson, Jacobson, Jent, L. Jones, W. Jones, Jopek, Juneau, Kaufmann, Keane, Koopman, Lake, Lambert, Lange, Lenhart, Lindeen, MacLaren, Maedje, Malcolm, McAlpin, McGillvray, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noennig, A.

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Total 83

Noes: Barrett, D. Brown, R. Brown, Everett, Glaser, Hawk, Himmelberger, Jayne, Klock, McKenney, Noonan, Rice, Stoker, Wagman, Witt.
Total 15

Voted Absentee: Small-Eastman, Aye.

Excused: None.
Total 0

Absent or not voting: Hendrick, Sonju.
Total 2

HB 737 - Representative McNutt moved **HB 737** do pass.

HB 737 - Representative L. Jones moved **HB 737**, second reading copy, be amended.

Amendment **not** adopted as follows:

Ayes: Arntzen, R. Brown, Butcher, Everett, Glaser, Hawk, Heinert, Hendrick, Jackson, W. Jones, Klock, Koopman, Lake, Lange, MacLaren, Maedje, Malcolm, McGillvray, Mendenhall, Milburn, Morgan, A. Olson, Rice, Roberts, Ross, Sales, Sinrud, Sonju, Stoker, Wagman, Waitschies, Ward, Wells, Witt.
Total 34

Noes: Andersen, Balyeat, Barrett, Becker, Bergren, Bixby, Branae, D. Brown, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Henry, Himmelberger, Hiner, Jacobson, Jayne, Jent, L. Jones, Jopek, Juneau, Kaufmann, Keane, Lambert, Lenhart, Lindeen, McAlpin, McKenney, McNutt, Musgrove, Noennig, Noonan, B. Olson, Parker, Peterson, Raser, Ripley, Sesso, Small-Eastman, Stahl, Taylor, Villa, Wanzenried, Warden, Wilson, Windham, Windy Boy, Wiseman, Mr. Speaker.
Total 66

Voted Absentee: Small-Eastman, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Rep. Wanzenried challenged the amendment and called for a ruling. Chair Himmelberger called for a Rules Committee meeting. The House recessed for the meeting. Ruling of the Chair was upheld.

HB 737 - Representative McNutt moved **HB 737** do pass. Motion carried as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, Becker, Bergren, Bixby, Branae, D. Brown, R. Brown, Butcher, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Everett, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Heinert, Hendrick, Henry, Himmelberger, Hiner, Jacobson, Jayne, Jent, L. Jones, Jopek, Juneau, Kaufmann, Keane, Klock, Lambert, Lenhart, Lindeen, MacLaren, Maedje, Malcolm, McAlpin, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Peterson, Raser, Ripley, Roberts, Ross, Sesso, Sinrud, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Villa, Wagman, Waitschies, Wanzenried, Warden, Wilson, Windham, Windy Boy, Witt, Mr. Speaker.
Total 87

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Noes: Glaser, Hawk, Jackson, W. Jones, Koopman, Lake, Lange, Morgan, Rice, Sales, Ward, Wells, Wiseman.
Total 13

Voted Absentee: Small-Eastman, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 738 - Representative Kaufmann moved **HB 738** do pass. Motion carried as follows:

Ayes: Andersen, Arntzen, Barrett, Becker, Bergren, Bixby, Branae, D. Brown, R. Brown, Butcher, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Glaser, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Henry, Himmelberger, Hiner, Jacobson, Jayne, Jent, L. Jones, W. Jones, Jopek, Juneau, Kaufmann, Keane, Klock, Lake, Lambert, Lange, Lenhart, Lindeen, MacLaren, Maedje, Malcolm, McAlpin, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Peterson, Raser, Roberts, Ross, Sesso, Sinrud, Small-Eastman, Sonju, Stahl, Taylor, Villa, Wagman, Wanzenried, Ward, Warden, Wells, Wilson, Windham, Windy Boy, Wiseman, Mr. Speaker.
Total 87

Noes: Balyeat, Everett, Hawk, Heinert, Hendrick, Jackson, Koopman, Rice, Ripley, Sales, Stoker, Waitschies, Witt.
Total 13

Voted Absentee: Small-Eastman, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HJR 21 - Representative Sinrud moved **HJR 21** be adopted. Motion carried as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, Becker, Bergren, D. Brown, R. Brown, Butcher, Driscoll, Everett, Glaser, Hawk, Heinert, Hendrick, Himmelberger, Jackson, L. Jones, W. Jones, Klock, Koopman, Lake, Lambert, Lange, Lenhart, MacLaren, Maedje, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Noennig, A. Olson, B. Olson, Peterson, Rice, Ripley, Roberts, Sales, Sesso, Sinrud, Sonju, Stahl, Stoker, Taylor, Wagman, Waitschies, Ward, Warden, Wells, Witt, Mr. Speaker.
Total 54

Noes: Bixby, Branae, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Eaton, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Henry, Hiner, Jacobson, Jayne, Jent, Jopek, Juneau, Kaufmann, Keane, Lindeen, Malcolm, McAlpin, Musgrove, Noonan, Parker, Raser, Ross, Small-Eastman, Villa, Wanzenried, Wilson, Windham, Windy Boy, Wiseman.
Total 46

Voted Absentee: Small-Eastman, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Representative Dowell moved consideration of **HJR 456** be passed for the day. Motion failed as follows:

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Ayes: Bergren, Bixby, Branae, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Henry, Hiner, Jacobson, Jayne, Jent, Jopek, Juneau, Kaufmann, Keane, Lenhart, Lindeen, McAlpin, Musgrove, Noonan, Parker, Raser, Sesso, Villa, Wanzenried, Wilson, Windham, Windy Boy, Wiseman.
Total 47

Noes: Andersen, Arntzen, Balyeat, Barrett, D. Brown, R. Brown, Butcher, Everett, Glaser, Hawk, Heinert, Hendrick, Himmelberger, Jackson, L. Jones, W. Jones, Klock, Koopman, Lake, Lambert, Lange, MacLaren, Maedje, Malcolm, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Noennig, A. Olson, Peterson, Rice, Ripley, Roberts, Ross, Sales, Sinrud, Sonju, Stahl, Stoker, Taylor, Wagman, Waitschies, Ward, Warden, Wells, Witt, Mr. Speaker.
Total 50

Excused: Small-Eastman.
Total 1

Absent or not voting: Becker, B. Olson.
Total 2

Representative Bergren moved for cloture. Motion carried as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, Becker, Bergren, Bixby, Branae, D. Brown, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Facey, Furey, Galvin-Halcro, Glaser, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Hawk, Heinert, Hendrick, Henry, Himmelberger, Hiner, Jacobson, Jayne, Jent, L. Jones, Jopek, Juneau, Kaufmann, Keane, Lake, Lambert, Lenhart, Lindeen, MacLaren, Malcolm, McAlpin, McGillvray, Mendenhall, Milburn, Morgan, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Peterson, Raser, Ripley, Roberts, Ross, Sales, Sesso, Sonju, Stahl, Taylor, Villa, Wanzenried, Ward, Wells, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.
Total 80

Noes: R. Brown, Butcher, Everett, Franklin, Jackson, W. Jones, Klock, Koopman, Lange, McKenney, Rice, Sinrud, Stoker, Wagman, Warden.
Total 15

Excused: Small-Eastman.
Total 1

Absent or not voting: Gallik, Maedje, McNutt, Waitschies.
Total 4

HB 456 - Representative Koopman moved **HB 456** do pass. Motion **failed** as follows:

Ayes: Andersen, D. Brown, R. Brown, Butcher, Everett, Hawk, Heinert, Hendrick, Himmelberger, Jackson, L. Jones, W. Jones, Klock, Koopman, Lake, Lange, MacLaren, Maedje, Malcolm, McGillvray, McKenney, Mendenhall, Milburn, Morgan, Rice, Roberts, Ross, Sales, Sinrud, Sonju, Stahl, Stoker, Wagman, Ward, Warden, Wells.
Total 36

Noes: Arntzen, Balyeat, Barrett, Becker, Bergren, Bixby, Branae, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Glaser, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Henry, Hiner, Jacobson, Jayne, Jent, Jopek, Juneau, Kaufmann, Keane, Lambert, Lenhart, Lindeen, McAlpin, McNutt, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Peterson, Raser, Ripley, Sesso, Small-Eastman, Taylor, Villa, Waitschies, Wanzenried, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.
Total 64

Voted Absentee: Small-Eastman, No.

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Excused: None.
Total 0

Absent or not voting: None.
Total 0

Representative Parker moved consideration of **HB 552** be passed for the day. Motion carried.

Representative Parker moved consideration of **HB 585** be passed for the day. Motion carried.

HB 652 - Representative Cohenour moved **HB 652** do pass. Motion carried as follows:

Ayes: Andersen, Arntzen, Barrett, Becker, Bergren, Bixby, Branae, D. Brown, R. Brown, Butcher, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Glaser, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Hawk, Heinert, Hendrick, Henry, Himmelberger, Hiner, Jackson, Jacobson, Jayne, Jent, L. Jones, W. Jones, Jopek, Juneau, Kaufmann, Keane, Klock, Koopman, Lake, Lambert, Lange, Lenhart, Lindeen, MacLaren, Maedje, Malcolm, McAlpin, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Peterson, Raser, Rice, Ripley, Roberts, Ross, Sales, Sesso, Small-Eastman, Sonju, Taylor, Villa, Wagman, Waitschies, Wanzenried, Ward, Warden, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.
Total 94

Noes: Balyeat, Everett, Sinrud, Stahl, Stoker, Wells.
Total 6

Voted Absentee: Small-Eastman, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 707 - Representative Groesbeck moved **HB 707** do pass. Motion carried as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, Becker, Bergren, Bixby, Branae, D. Brown, R. Brown, Butcher, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Everett, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Glaser, Golie, Grinde, Groesbeck, Hamilton, Hawk, Heinert, Henry, Himmelberger, Hiner, Jackson, Jacobson, Jent, L. Jones, W. Jones, Jopek, Juneau, Kaufmann, Keane, Klock, Koopman, Lake, Lambert, Lange, Lenhart, Lindeen, MacLaren, Maedje, Malcolm, McAlpin, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Peterson, Raser, Rice, Ripley, Roberts, Ross, Sales, Sesso, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Villa, Wagman, Waitschies, Wanzenried, Ward, Warden, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.
Total 94

Noes: Gutsche, Harris, Hendrick, Jayne, Sinrud, Wells.
Total 6

Voted Absentee: Small-Eastman, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Dem. Leader Wanzenried moved the committee rise and report. Motion carried. Committee arose. House

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resumed. Mr. Speaker in the chair. Chairman Maedje moved the Committee of the Whole report be adopted. Report adopted as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, Becker, Bergren, Bixby, Branae, D. Brown, R. Brown, Buzzas, Caferro, Callahan, Clark, Cohenour, Dickenson, Driscoll, Eaton, Everett, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Glaser, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Hawk, Heinert, Hendrick, Henry, Himmelberger, Hiner, Jackson, Jacobson, Jent, L. Jones, W. Jones, Jopek, Kaufmann, Keane, Klock, Lake, Lambert, Lange, Lenhart, Lindeen, MacLaren, Maedje, Malcolm, McAlpin, McKenney, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Peterson, Raser, Rice, Ripley, Roberts, Ross, Sesso, Sinrud, Sonju, Stahl, Stoker, Taylor, Villa, Wagman, Waitschies, Wanzenried, Ward, Warden, Wells, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.
Total 91

Noes: Dowell, Jayne, Juneau, Koopman, McGillvray, Sales.
Total 6

Excused: Small-Eastman.
Total 1

Absent or not voting: Butcher, Campbell.
Total 2

MOTIONS

Dem. Floor Leader Parker moved HB 241 be re-referred to the House Appropriations Committee. Without objection, so ordered.

Dem. Floor Leader Parker moved the following bills be re-referred to the House Appropriations Committee: HB 69, HB 151, HB 470, HB 707, HB 700, and HB 342. Without objection, so ordered.

Rep. Kauffman moved to suspend the Rules for the late submission of a Joint Resolution. Speaker Matthews stated this requires a 3/5 vote. Motion carried as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, Becker, Bergren, Bixby, Branae, D. Brown, R. Brown, Butcher, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Everett, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Glaser, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Hawk, Heinert, Hendrick, Henry, Hiner, Jacobson, Jayne, Jent, L. Jones, W. Jones, Jopek, Juneau, Kaufmann, Keane, Klock, Lake, Lambert, Lange, Lenhart, Lindeen, MacLaren, Malcolm, McAlpin, McKenney, McNutt, Milburn, Morgan, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Peterson, Raser, Rice, Roberts, Ross, Sesso, Sonju, Stahl, Stoker, Taylor, Villa, Waitschies, Wanzenried, Ward, Warden, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.
Total 88

Noes: Himmelberger, Koopman, McGillvray, Mendenhall, Ripley, Sales, Sinrud, Wagman, Wells.
Total 9

Excused: Small-Eastman.
Total 1

Absent or not voting: Jackson, Maedje.
Total 2

Rep. Mendenhall moved that HB 368 be withdrawn from the Judiciary Committee, printed, and placed on 2nd Reading. Speaker Matthews stated this requires a 3/5 vote. Motion carried as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, Becker, Branae, D. Brown, R. Brown, Butcher, Buzzas, Dickenson, Dowell, Everett, Facey, Furey, Glaser, Harris, Hawk, Heinert, Hendrick, Henry, Himmelberger, Jackson, L.

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Jones, Jopek, Klock, Koopman, Lake, Lambert, Lange, Lenhart, MacLaren, Maedje, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noennig, A. Olson, B. Olson, Peterson, Raser, Rice, Ripley, Roberts, Ross, Sales, Sinrud, Sonju, Stahl, Taylor, Wagman, Waitschies, Ward, Warden, Wells, Wilson, Windham.
Total 61

Noes: Bergren, Bixby, Caferro, Callahan, Clark, Cohenour, Driscoll, Eaton, Franklin, Gallik, Galvin-Halcro, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Hiner, Jacobson, Jayne, Jent, W. Jones, Juneau, Kaufmann, Keane, Lindeen, McAlpin, Noonan, Parker, Sesso, Stoker, Villa, Wanzenried, Windy Boy, Wiseman, Witt, Mr. Speaker.
Total 36

Excused: Small-Eastman.
Total 1

Absent or not voting: Campbell, Malcolm.
Total 2

Rep. Gallik moved that HB 579 be withdrawn from the Business and Labor Committee, printed, and placed on 2nd Reading. Speaker Matthews stated this requires a 3/5 vote. Motion **failed** as follows:

Ayes: Becker, Bergren, Bixby, Branae, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Henry, Hiner, Jacobson, Jayne, Jopek, Juneau, Kaufmann, Keane, Lenhart, Lindeen, McAlpin, Musgrove, Noonan, Parker, Raser, Sesso, Villa, Wanzenried, Wilson, Windham, Windy Boy, Wiseman, Mr. Speaker.
Total 48

Noes: Andersen, Arntzen, Balyeat, Barrett, D. Brown, R. Brown, Butcher, Everett, Glaser, Hawk, Heinert, Hendrick, Himmelberger, Jackson, Jent, L. Jones, W. Jones, Klock, Koopman, Lake, Lambert, Lange, MacLaren, Maedje, Malcolm, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Noennig, A. Olson, B. Olson, Peterson, Rice, Ripley, Roberts, Ross, Sales, Sinrud, Sonju, Stahl, Stoker, Taylor, Wagman, Waitschies, Ward, Warden, Wells, Witt.
Total 51

Excused: Small-Eastman.
Total 1

Absent or not voting: None.
Total 0

Rep. Buzzas moved that HB 74 be withdrawn from the Education Committee, printed, and placed on 2nd Reading. Speaker Matthews stated this requires a 3/5 vote. Motion **failed** as follows:

Ayes: Becker, Bergren, Bixby, Branae, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Henry, Hiner, Jacobson, Jayne, Jent, Jopek, Juneau, Kaufmann, Keane, Lange, Lenhart, Lindeen, McAlpin, Musgrove, Noonan, Parker, Raser, Sesso, Villa, Wanzenried, Warden, Wilson, Windham, Windy Boy, Wiseman, Mr. Speaker.
Total 51

Noes: Andersen, Arntzen, Balyeat, Barrett, D. Brown, R. Brown, Butcher, Everett, Glaser, Hawk, Heinert, Hendrick, Himmelberger, Jackson, L. Jones, W. Jones, Klock, Koopman, Lake, Lambert, MacLaren, Maedje, Malcolm, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Noennig, A. Olson, B. Olson, Peterson, Rice, Ripley, Roberts, Ross, Sales, Sinrud, Sonju, Stahl, Stoker, Taylor, Wagman, Waitschies, Ward, Wells, Witt.
Total 48

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Excused: Small-Eastman.
Total 1

Absent or not voting: None.
Total 0

Rep. Koopman moved that HB 287 be withdrawn from the Judiciary Committee, printed, and placed on 2nd Reading. Speaker Matthews stated this requires a 3/5 vote. Motion **failed** as follows:

Ayes: Andersen, D. Brown, R. Brown, Butcher, Campbell, Clark, Everett, Hawk, Heinert, Hendrick, Jackson, Jayne, L. Jones, W. Jones, Jopek, Koopman, Lake, Lambert, Lange, MacLaren, Maedje, McGillvray, McKenney, Mendenhall, Milburn, Rice, Roberts, Ross, Sales, Sinrud, Stahl, Stoker, Wagman, Waitschies, Wells.
Total 35

Noes: Arntzen, Balyeat, Barrett, Becker, Bergren, Bixby, Branae, Buzzas, Caferro, Callahan, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Glaser, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Henry, Himmelberger, Hiner, Jacobson, Jent, Juneau, Kaufmann, Keane, Klock, Lenhart, Lindeen, Malcolm, McAlpin, McNutt, Morgan, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Peterson, Raser, Ripley, Sesso, Sonju, Taylor, Villa, Wanzenried, Ward, Warden, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.
Total 64

Excused: Small-Eastman.
Total 1

Absent or not voting: None.
Total 0

Rep. Kaufmann moved to reconsider the action on HB 387 on Tuesday, February 22, 2005, and place on 2nd Reading on February 23, 2005. Speaker Matthews stated this requires a majority vote. Motion **failed** as follows:

Ayes: Becker, Bergren, Bixby, Branae, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Henry, Hiner, Jacobson, Jayne, Jopek, Juneau, Kaufmann, Keane, Lenhart, Lindeen, McAlpin, Mendenhall, Musgrove, Noennig, Noonan, Parker, Raser, Sesso, Villa, Wanzenried, Ward, Wilson, Windham, Wiseman.
Total 49

Noes: Andersen, Arntzen, Balyeat, Barrett, D. Brown, R. Brown, Butcher, Everett, Glaser, Hawk, Heinert, Hendrick, Himmelberger, Jackson, Jent, L. Jones, W. Jones, Klock, Koopman, Lake, Lambert, Lange, MacLaren, Maedje, Malcolm, McGillvray, McKenney, McNutt, Milburn, Morgan, A. Olson, B. Olson, Peterson, Rice, Ripley, Roberts, Ross, Sales, Sinrud, Sonju, Stahl, Stoker, Taylor, Wagman, Waitschies, Warden, Wells, Windy Boy, Witt, Mr. Speaker.
Total 50

Excused: Small-Eastman.
Total 1

Absent or not voting: None.
Total 0

Rep. Wiseman moved to reconsider the action on HB 685 on Tuesday, February 22, 2005, and place on 2nd Reading on February 23, 2005. Rep. Wiseman withdrew his motion and rose on personal privilege.

Rep. Sales moved that HB 691 be withdrawn from the State Administration Committee, printed, and placed on 2nd Reading. Speaker Matthews stated this requires a 3/5 vote. Motion **failed** as follows:

Ayes: Andersen, Arntzen, Barrett, D. Brown, R. Brown, Buzzas, Clark, Dowell, Everett, Facey, Gutsche,

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Harris, Hawk, Heinert, Hendrick, Himmelberger, Jackson, L. Jones, Klock, Lake, Lambert, Lange, MacLaren, Maedje, Malcolm, McGillvray, McKenney, Mendenhall, Milburn, A. Olson, Peterson, Raser, Rice, Ross, Sales, Sinrud, Sonju, Stahl, Stoker, Taylor, Wagman, Waitschies, Ward, Warden, Wells, Wiseman, Mr. Speaker.
Total 47

Noes: Balyeat, Becker, Bergren, Bixby, Branae, Butcher, Callahan, Campbell, Cohenour, Dickenson, Driscoll, Eaton, Franklin, Furey, Gallik, Galvin-Halcro, Glaser, Golie, Grinde, Groesbeck, Hamilton, Henry, Hiner, Jacobson, Jayne, Jent, W. Jones, Jopek, Juneau, Kaufmann, Keane, Koopman, Lenhart, Lindeen, McAlpin, McNutt, Morgan, Musgrove, Noennig, Noonan, B. Olson, Parker, Ripley, Roberts, Sesso, Villa, Wanzenried, Wilson, Windham, Windy Boy, Witt.
Total 51

Excused: Small-Eastman.
Total 1

Absent or not voting: Caferro.
Total 1

SPECIAL ORDERS OF THE DAY

Consent Calendar: HB 645 and HB 660. There being no questions, these bills will proceed to 3rd Reading.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Dem. Floor Leader Parker moved that the House adjourn until 8:00 a.m., Wednesday, February 23, 2005.
Motion carried.

House adjourned at 6:01 p.m.

MARILYN MILLER
Chief Clerk of the House

GARY MATTHEWS
Speaker of the House