

HOUSE JOURNAL  
FORTY-FOURTH LEGISLATIVE DAY - FEBRUARY 23, 2005

**HOUSE JOURNAL**  
**59TH LEGISLATURE**  
**FORTY-FOURTH LEGISLATIVE DAY**

Helena, Montana  
February 23, 2005

House Chambers  
State Capitol

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

Roll Call. All members present, except Representatives Jent and Small-Eastman, excused. Quorum present.

Speaker Matthews and the House thanked the pages.

Rep. Bergren announced the House Democrats will caucus.  
Rep. Lange announced the House Republicans will caucus.  
Speaker Matthews stated the House will stand at ease until 8:35 a.m.

**COMMUNICATIONS AND PETITIONS**

Chief Clerk Marilyn Miller read a letter from Senate President Tester to Speaker Matthews stating Sen. Tester has appointed Sen. John Esp and Senator Dan Weinberg to the Joint Select Committee on Mental Health.

**MESSAGES FROM THE SENATE**

**Senate bills** passed and transmitted to the House for concurrence:

2/23/2005

**SB 43**, introduced by Cooney  
**SB 114**, introduced by Tester  
**SB 167**, introduced by Mangan  
**SB 174**, introduced by Kitzenberg  
**SB 301**, introduced by Story  
**SB 335**, introduced by Williams  
**SB 350**, introduced by Cocchiarella  
**SB 370**, introduced by Squires  
**SB 378**, introduced by Wheat  
**SB 380**, introduced by Tester  
**SB 383**, introduced by Cocchiarella  
**SB 384**, introduced by Gebhardt  
**SB 385**, introduced by Esp  
**SB 388**, introduced by Keenan  
**SB 402**, introduced by Perry  
**SB 407**, introduced by Grimes  
**SB 415**, introduced by Tester  
**SB 423**, introduced by Laslovich  
**SB 426**, introduced by Stapleton  
**SB 429**, introduced by Shockley  
**SB 443**, introduced by Roush  
**SB 447**, introduced by Ellingson  
**SB 451**, introduced by Wheat  
**SB 454**, introduced by Gebhardt  
**SB 459**, introduced by Tropila  
**SB 461**, introduced by Steinbeisser  
**SB 462**, introduced by Bales  
**SB 465**, introduced by Laslovich  
**SB 478**, introduced by Gallus  
**SB 479**, introduced by Lind

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**SB 481**, introduced by Cocchiarella  
**SB 487**, introduced by Pease  
**SB 489**, introduced by Lind

**FIRST READING AND COMMITMENT OF BILLS**

The following House bill was introduced, read first time, and referred to committee:

**HB 760**, introduced by McGillvray, Arntzen, Warden, Mendenhall, R. Brown, Klock, Everett, Taylor, John Balyeat, Himmelberger, MacLaren, Koopman, Sinrud, Barrett, Rice, McNutt, Sales, referred to Taxation.

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

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

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

**HB 368** - Representative Mendenhall moved **HB 368** do pass.

**HB 368** - Representative Mendenhall moved **HB 368**, second reading copy, be amended as follows:

1. Page 1, line 9.  
**Strike:** "(1)"

2. Page 1, line 10 through line 12.  
**Following:** "4," on line 10  
**Insert:** "while"  
**Strike:** "covert" on line 10 through "(i)" on line 12

3. Page 1, line 13 through line 20.  
**Strike:** ";" on line 13 through "violation" on line 20

4. Page 1, line 20.  
**Following:** "violation."  
**Insert:** "This section does not prohibit the use of an unmarked police vehicle for other law enforcement purposes, including pursuing and stopping a vehicle for a purpose other than enforcing the provisions of this chapter that cannot be enforced while using a police vehicle that is unmarked. The department of justice shall, during the 2 years following [the effective date of this section], publish the provisions of this section in newspapers in a manner that gives residents of this state reasonable notice of the provisions of this section."

Amendment adopted as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, Becker, D. Brown, R. Brown, Butcher, Campbell, Everett, Glaser, Hawk, Heinert, Hendrick, Himmelberger, Jackson, Jayne, L. Jones, W. Jones, Jopek, Juneau, 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, Stoker, Taylor, Wagman, Waitschies, Ward, Warden, Wells, Wilson, Windham, Witt.  
Total 56

Noes: Bergren, Bixby, Branae, Buzzas, Caferro, Callahan, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Henry, Hiner, Jacobson, Jent, Kaufmann, Keane, Lenhart, Lindeen, McAlpin, Musgrove, Noonan, Parker, Raser, Sesso,

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Small-Eastman, Villa, Wanzenried, Windy Boy, Wiseman, Mr. Speaker.  
Total 43

Voted Absentee: Jent, Small-Eastman, Noes.

Excused: None.  
Total 0

Absent or not voting: Stahl.  
Total 1

**HB 368** - Representative Mendenhall moved **HB 368**, as amended, do pass. Motion carried as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, Becker, D. Brown, R. Brown, Butcher, Caferro, Campbell, Dowell, Everett, Furey, Glaser, Hawk, Heinert, Hendrick, Himmelberger, Jackson, Jayne, L. Jones, W. Jones, Juneau, Klock, Koopman, Lake, Lambert, Lange, Maedje, Malcolm, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, A. Olson, B. Olson, Peterson, Rice, Ripley, Roberts, Ross, Sales, Sinrud, Sonju, Stahl, Stoker, Taylor, Wagman, Waitschies, Ward, Warden, Wells, Wilson, Witt.  
Total 56

Noes: Bergren, Bixby, Branae, Buzzas, Callahan, Clark, Cohenour, Dickenson, Driscoll, Eaton, Facey, Franklin, Gallik, Galvin-Halcro, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Henry, Hiner, Jacobson, Jent, Jopek, Kaufmann, Keane, Lenhart, Lindeen, MacLaren, McAlpin, Musgrove, Noennig, Noonan, Parker, Raser, Sesso, Small-Eastman, Villa, Wanzenried, Windham, Windy Boy, Wiseman, Mr. Speaker.  
Total 44

Voted Absentee: Jent, Small-Eastman, Noes.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

Dem. Floor Leader Parker moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the chair. Chairman Matthews moved the Committee of the Whole report be adopted. Report adopted as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, Becker, D. Brown, R. Brown, Butcher, Buzzas, Caferro, Campbell, Dowell, Eaton, Everett, Furey, Glaser, Grinde, Groesbeck, Hawk, Hendrick, Himmelberger, Jackson, Jayne, L. Jones, W. Jones, Jopek, Kaufmann, Klock, Koopman, Lake, Lambert, Lange, Lenhart, Lindeen, MacLaren, Maedje, Malcolm, McAlpin, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Noennig, Noonan, A. Olson, B. Olson, Peterson, Raser, Rice, Ripley, Roberts, Ross, Sales, Sinrud, Sonju, Stahl, Stoker, Taylor, Wagman, Waitschies, Ward, Warden, Wells, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.  
Total 71

Noes: Bergren, Bixby, Branae, Callahan, Clark, Cohenour, Dickenson, Driscoll, Facey, Franklin, Gallik, Galvin-Halcro, Golie, Gutsche, Hamilton, Harris, Hiner, Jacobson, Keane, Musgrove, Parker, Sesso, Villa, Wanzenried.  
Total 24

Excused: Jent, Small-Eastman.  
Total 2

Absent or not voting: Heinert, Henry, Juneau.  
Total 3

**THIRD READING OF BILLS**

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The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

**HB 61 failed** (due to 2/3 vote requirement) as follows:

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, Windy Boy, 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, Jopek, Juneau, Kaufmann, Keane, Lenhart, Lindeen, McAlpin, Musgrove, Noonan, Parker, Raser, Sesso, Villa, Wanzenried, Wilson, Windham, Wiseman.  
Total 46

Excused: Jent, Small-Eastman.  
Total 2

Absent or not voting: None.  
Total 0

**HB 141 failed** as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, R. Brown, Butcher, Campbell, Glaser, Golie, Heinert, Hendrick, Himmelberger, Jackson, L. Jones, W. Jones, Klock, Lake, Lambert, Lange, Lenhart, MacLaren, McKenney, McNutt, Milburn, Noennig, A. Olson, B. Olson, Peterson, Rice, Ripley, Roberts, Ross, Stahl, Stoker, Taylor, Waitschies, Ward, Warden, Wilson, Witt, Mr. Speaker.  
Total 41

Noes: Becker, Bergren, Bixby, Branae, D. Brown, Buzzas, Caferro, Callahan, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Everett, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Hawk, Henry, Hiner, Jacobson, Jayne, Jopek, Juneau, Kaufmann, Keane, Koopman, Lindeen, Maedje, Malcolm, McAlpin, McGillvray, Mendenhall, Morgan, Musgrove, Noonan, Parker, Raser, Sales, Sesso, Sinrud, Sonju, Villa, Wagman, Wanzenried, Wells, Windham, Windy Boy, Wiseman.  
Total 57

Excused: Jent, Small-Eastman.  
Total 2

Absent or not voting: None.  
Total 0

**HB 389** passed as follows:

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

Noes: Becker, Bergren, Bixby, Branae, R. Brown, Buzzas, Caferro, Callahan, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Golie, Grinde, Gutsche, Hamilton, Harris, Henry, Hiner, Jacobson, Jayne, Jopek, Juneau, Kaufmann, Keane, Koopman, Lindeen, Maedje, Musgrove, Noonan, Parker,

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Raser, Villa, Wanzenried, Wilson, Windham, Windy Boy, Wiseman.  
Total 45

Excused: Jent, Small-Eastman.  
Total 2

Absent or not voting: None.  
Total 0

**HB 502** passed 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, Henry, Himmelberger, Hiner, Jackson, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Juneau, Kaufmann, Keane, Klock, Koopman, Lambert, Lange, Lenhart, Lindeen, MacLaren, Maedje, McAlpin, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Peterson, Raser, Rice, Ripley, Roberts, Sales, Sesso, Sonju, Stoker, Taylor, Villa, Wagman, Waitschies, Wanzenried, Ward, Warden, Wells, Wilson, Windham, Windy Boy, Wiseman, Mr. Speaker.  
Total 90

Noes: Balyeat, Hendrick, Lake, Malcolm, Ross, Sinrud, Stahl, Witt.  
Total 8

Excused: Jent, Small-Eastman.  
Total 2

Absent or not voting: None.  
Total 0

**HB 507** 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, Jayne, 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 98

Noes: None.  
Total 0

Excused: Jent, Small-Eastman.  
Total 2

Absent or not voting: None.  
Total 0

**HB 555** passed as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, Becker, Bergren, Bixby, Branae, 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, L. Jones, W. Jones, Jopek, Juneau, Kaufmann, Keane, Klock, Lake, Lambert, Lange, Lenhart, Lindeen, Maedje, Malcolm, McAlpin, McGillvray, McKenney, McNutt, Milburn,

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Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Peterson, Raser, Roberts, Sesso, Sinrud, Stoker, Taylor, Villa, Wagman, Waitschies, Wanzenried, Ward, Warden, Wilson, Windham, Windy Boy, Wiseman, Mr. Speaker.  
Total 83

Noes: D. Brown, Everett, Hawk, Koopman, MacLaren, Mendenhall, Morgan, Rice, Ripley, Ross, Sales, Sonju, Stahl, Wells, Witt.  
Total 15

Excused: Jent, Small-Eastman.  
Total 2

Absent or not voting: None.  
Total 0

**HB 581** passed as follows:

Ayes: 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, Heinert, Henry, Hiner, Jacobson, Jayne, W. Jones, Jopek, Juneau, Kaufmann, Keane, Lambert, Lenhart, Lindeen, MacLaren, McAlpin, Milburn, Musgrove, Noennig, Noonan, Parker, Raser, Sales, Sesso, Villa, Wanzenried, Ward, Warden, Wilson, Windham, Windy Boy, Wiseman, Mr. Speaker.  
Total 58

Noes: Andersen, Arntzen, Balyeat, Barrett, R. Brown, Butcher, Everett, Glaser, Hawk, Hendrick, Himmelberger, Jackson, L. Jones, Klock, Koopman, Lake, Lange, Maedje, Malcolm, McGillvray, McKenney, McNutt, Mendenhall, Morgan, A. Olson, B. Olson, Peterson, Rice, Ripley, Roberts, Ross, Sinrud, Sonju, Stahl, Stoker, Taylor, Wagman, Waitschies, Wells, Witt.  
Total 40

Excused: Jent, Small-Eastman.  
Total 2

Absent or not voting: None.  
Total 0

**HB 591** passed as follows:

Ayes: Arntzen, 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, L. Jones, W. Jones, Jopek, Juneau, Kaufmann, Keane, Klock, Lake, Lange, Lenhart, Lindeen, MacLaren, Malcolm, McAlpin, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noennig, Noonan, Parker, Peterson, Raser, Ripley, Roberts, Ross, Sales, Sesso, Sinrud, Sonju, Stahl, Stoker, Taylor, Wanzenried, Ward, Warden, Wells, Wilson, Windham, Windy Boy, Wiseman, Mr. Speaker.  
Total 79

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

Excused: Jent, Small-Eastman.  
Total 2

Absent or not voting: None.  
Total 0

**HB 609** passed as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, Becker, Bergren, Bixby, Branae, D. Brown, R. Brown, Butcher, Buzzas,

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Callahan, Clark, Dickenson, Dowell, Driscoll, Eaton, Everett, Facey, Franklin, Furey, Glaser, Golie, Grinde, Gutsche, Hamilton, Harris, Hawk, Heinert, Hendrick, Henry, Himmelberger, Hiner, Jackson, L. Jones, W. Jones, 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, Taylor, Wagman, Waitschies, Wanzenried, Ward, Warden, Wells, Wilson, Windham, Wiseman, Witt, Mr. Speaker.  
Total 84

Noes: Caferro, Campbell, Cohenour, Gallik, Galvin-Halcro, Groesbeck, Jacobson, Jayne, Jopek, Juneau, Kaufmann, Stoker, Villa, Windy Boy.  
Total 14

Excused: Jent, Small-Eastman.  
Total 2

Absent or not voting: None.  
Total 0

**HB 624** passed as follows:

Ayes: Arntzen, Becker, Bergren, Bixby, Branae, 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, Hendrick, Henry, Hiner, Jacobson, Jayne, L. Jones, Jopek, Juneau, Kaufmann, Keane, Lange, Lenhart, Lindeen, MacLaren, Maedje, McAlpin, McNutt, Milburn, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Peterson, Raser, Ripley, Roberts, Sesso, Villa, Wanzenried, Windham, Windy Boy, Wiseman, Mr. Speaker.  
Total 64

Noes: Andersen, Balyeat, Barrett, D. Brown, Everett, Hawk, Heinert, Himmelberger, Jackson, W. Jones, Klock, Koopman, Lake, Lambert, Malcolm, McGillvray, McKenney, Mendenhall, Morgan, Rice, Ross, Sales, Sinrud, Sonju, Stahl, Stoker, Taylor, Wagman, Waitschies, Ward, Warden, Wells, Wilson, Witt.  
Total 34

Excused: Jent, Small-Eastman.  
Total 2

Absent or not voting: None.  
Total 0

**HB 652** passed 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, 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, Taylor, Villa, Wagman, Waitschies, Wanzenried, Ward, Warden, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.  
Total 94

Noes: Balyeat, Everett, Stoker, Wells.  
Total 4

Excused: Jent, Small-Eastman.  
Total 2

Absent or not voting: None.  
Total 0

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**HB 661** passed as follows:

Ayes: Andersen, Arntzen, Barrett, Becker, Bergren, D. Brown, R. Brown, Butcher, Driscoll, Everett, Glaser, Groesbeck, Hawk, Heinert, Hendrick, Jackson, Jayne, L. Jones, Keane, Klock, Koopman, Lake, Lambert, Lange, Lenhart, Lindeen, Maedje, Malcolm, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noonan, A. Olson, B. Olson, Peterson, Rice, Ripley, Ross, Sales, Sesso, Sinrud, Sonju, Stahl, Stoker, Taylor, Wagman, Wells, Windy Boy, Witt, Mr. Speaker.  
Total 54

Noes: Balyeat, Bixby, Branae, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Eaton, Facey, Franklin, Furey, Gallik, Galvin-Halcro, Golie, Grinde, Gutsche, Hamilton, Harris, Henry, Himmelberger, Hiner, Jacobson, W. Jones, Jopek, Juneau, Kaufmann, MacLaren, McAlpin, Noennig, Parker, Raser, Roberts, Villa, Waitschies, Wanzenried, Ward, Warden, Wilson, Windham, Wiseman.  
Total 44

Excused: Jent, Small-Eastman.  
Total 2

Absent or not voting: None.  
Total 0

**HJR 7** 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, 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 98

Noes: None.  
Total 0

Excused: Jent, Small-Eastman.  
Total 2

Absent or not voting: None.  
Total 0

**HJR 21** adopted 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, Windham, Witt, Mr. Speaker.  
Total 55

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, Jopek, Juneau, Kaufmann, Keane, Lindeen, Malcolm, McAlpin, Musgrove, Noonan, Parker, Raser, Ross, Villa, Wanzenried, Wilson, Windy Boy, Wiseman.  
Total 43



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Excused: Jent, Small-Eastman.  
Total 2

Absent or not voting: None.  
Total 0

**HB 666** passed as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, Becker, Bergren, Bixby, Branae, D. Brown, R. Brown, Butcher, Buzzas, Caferro, Callahan, Campbell, 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, 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 97

Noes: None.  
Total 0

Excused: Jent, Small-Eastman.  
Total 2

Absent or not voting: Clark.  
Total 1

**HB 683** passed as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, Becker, Bergren, Branae, D. Brown, R. Brown, Butcher, Dickenson, Dowell, Driscoll, Eaton, Everett, Facey, Furey, Galvin-Halcro, Glaser, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Hawk, Heinert, Hendrick, Henry, Himmelberger, Jackson, Jacobson, Jayne, L. Jones, W. Jones, Juneau, Keane, Klock, Koopman, Lake, Lambert, Lange, Lenhart, MacLaren, Maedje, Malcolm, 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, Wagman, Ward, Warden, Wells, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.  
Total 79

Noes: Bixby, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Franklin, Gallik, Hiner, Jopek, Kaufmann, Lindeen, McAlpin, Stahl, Stoker, Villa, Waitschies, Wanzenried.  
Total 19

Excused: Jent, Small-Eastman.  
Total 2

Absent or not voting: None.  
Total 0

**HB 685** passed as follows:

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,

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Harris, Henry, Hiner, Jacobson, Jayne, Jopek, Juneau, Kaufmann, Keane, Lenhart, Lindeen, McAlpin, Musgrove, Noonan, Parker, Raser, Sesso, Villa, Wanzenried, Wilson, Windham, Windy Boy, Wiseman.  
Total 47

Excused: Jent, Small-Eastman.  
Total 2

Absent or not voting: None.  
Total 0

**HB 688** passed as follows:

Ayes: Arntzen, Barrett, Becker, Bergren, Bixby, Branae, 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, Jopek, Juneau, Kaufmann, Keane, Lambert, Lenhart, Lindeen, MacLaren, Malcolm, McAlpin, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Raser, Rice, Ripley, Roberts, Sesso, Villa, Wanzenried, Wilson, Windham, Windy Boy, Wiseman, Mr. Speaker.  
Total 64

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

Excused: Jent, Small-Eastman.  
Total 2

Absent or not voting: None.  
Total 0

**HB 696** passed 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, Himmelberger, Hiner, Jacobson, Jayne, L. Jones, Jopek, Juneau, Kaufmann, Keane, Lambert, Lenhart, Lindeen, MacLaren, McAlpin, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noennig, Noonan, Parker, Raser, Rice, Ripley, Roberts, Sesso, Sinrud, Taylor, Villa, Wagman, Wanzenried, Wilson, Windham, Windy Boy, Wiseman, Mr. Speaker.  
Total 70

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

Excused: Jent, Small-Eastman.  
Total 2

Absent or not voting: None.  
Total 0

**HB 732** passed as follows:

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

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Parker, Peterson, Raser, Ripley, Roberts, Ross, Sinrud, Stahl, Stoker, Taylor, Villa, Waitschies, Wanzenried, Ward, Warden, Wells, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.  
Total 83

Noes: Barrett, R. Brown, Campbell, Everett, Glaser, Hawk, Himmelberger, Keane, McKenney, Noonan, Rice, Sales, Sesso, Sonju, Wagman.  
Total 15

Excused: Jent, Small-Eastman.  
Total 2

Absent or not voting: None.  
Total 0

**HB 737** passed 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, Hendrick, Henry, Himmelberger, Hiner, Jacobson, Jayne, L. Jones, Jopek, Juneau, Kaufmann, Keane, Klock, Lake, Lambert, Lenhart, Lindeen, MacLaren, Maedje, Malcolm, McAlpin, McGillvray, McKenney, McNutt, Milburn, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Peterson, Raser, Ripley, Roberts, Ross, Sesso, Sonju, Stahl, Taylor, Villa, Waitschies, Wanzenried, Warden, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.  
Total 81

Noes: Balyeat, Everett, Hawk, Heinert, Jackson, W. Jones, Koopman, Lange, Mendenhall, Morgan, Rice, Sales, Sinrud, Stoker, Wagman, Ward, Wells.  
Total 17

Excused: Jent, Small-Eastman.  
Total 2

Absent or not voting: None.  
Total 0

**HB 738** passed 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, Hendrick, Henry, Himmelberger, Hiner, Jacobson, Jayne, L. Jones, Jopek, Juneau, Kaufmann, Keane, Klock, 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, Stahl, Taylor, Villa, Wagman, Wanzenried, Ward, Warden, Wells, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.  
Total 84

Noes: Balyeat, Everett, Hawk, Heinert, Jackson, W. Jones, Koopman, Lake, Rice, Ripley, Sales, Sonju, Stoker, Waitschies.  
Total 14

Excused: Jent, Small-Eastman.  
Total 2

Absent or not voting: None.  
Total 0

**HB 645** passed as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, Becker, Bergren, Bixby, Branae, D. Brown, R. Brown, Butcher, Buzzas,

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Cafferro, 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, 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 98

Noes: None.  
Total 0

Excused: Jent, Small-Eastman.  
Total 2

Absent or not voting: None.  
Total 0

**HB 660** passed as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, Becker, Bergren, Bixby, Branae, D. Brown, R. Brown, Butcher, Buzzas, Cafferro, 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, L. Jones, W. Jones, Jopek, Juneau, Kaufmann, 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, Ward, Warden, Wells, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.  
Total 96

Noes: Keane, Wanzenried.  
Total 2

Excused: Jent, Small-Eastman.  
Total 2

Absent or not voting: None.  
Total 0

**MOTIONS**

Dem. Floor Leader Parker moved that HB 368 be re-referred to the Appropriations Committee. Without objection, so ordered.

**ANNOUNCEMENTS**

Committee meetings were announced by the committee chairs.

Dem. Floor Leader Parker moved that the House adjourn until 3:00 p.m., Tuesday, March 1, 2005. Motion carried.

House adjourned at 9:09 a.m.

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MARILYN MILLER  
Chief Clerk of the House

GARY MATTHEWS  
Speaker of the House