

HOUSE JOURNAL
SIXTY-SECOND LEGISLATIVE DAY - MARCH 21, 2005

HOUSE JOURNAL
59TH LEGISLATURE
SIXTY-SECOND LEGISLATIVE DAY

Helena, Montana
March 21, 2005

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker in the Chair.

Roll Call. All members present. Quorum present.

Speaker Matthews introduced the following pages: Candra Berg, Helena; Rachel Colson, Missoula; Paul Fredenberg, Missoula; David King, Billings; William Kolski, Darby; Kerra Melvin, Butte; Jake Miller, Absarokee; and Micaela Newman, Butte.

Mr. Speaker: We, your committee on Legislative Administration/Bills and Journal, having examined the daily journals for the fortieth, forty-first, forty-second, forty-third, forty-fourth, forty-fifth, forty-sixth, forty-seventh, forty-eighth, and forty-ninth legislative days, find the same to be correct.

Barrett, Chair

MOTIONS

Dem. Floor Leader Parker moved the House be on Order of Business #11, Special Orders of the Day, for the purpose of receiving an address by U.S. Congressman Dennis Rehberg. And further that, following the session, the House reconvene.

SPECIAL ORDERS OF THE DAY

Sgt.-at-Arms Clark notified Mr. Speaker that the Honorable Senate of the State of Montana awaits outside the Chamber. Speaker Matthews requested Sgt.-at-Arms Clark to admit the Honorable Senate to the House Chambers.

Speaker Matthews introduced Senate President Tester and yielded the chair to him.

Father Jerry Lowney gave the invocation, followed by the Pledge of Allegiance.

Senate Majority Leader Ellingson moved that the body resolve itself into a joint session for the purpose of receiving the address from U. S. Congressman, the Honorable Dennis Rehberg. Motion carried.

Senate Majority Leader Ellingson moved the President be authorized to appoint a committee of four to notify U. S. Congressman Rehberg that we are in joint session and ready to receive his address. Motion carried.

The President appointed Senator Tropila, Senator McGee, Representative Campbell and Representative Hendrick to escort The Honorable Congressman into the House Chambers.

The Committee escorted U. S. Congressman Rehberg into the chambers.

President Tester introduced U.S. Congressman Rehberg who gave the following address to the joint session:

"Distinguished members of the Legislature, honored guests, my fellow Montanans.

A famous newspaperman I often quote, Irvin Cobb, once said, "No speech can be entirely bad if it is short enough." So I'll try not to keep you long.

Thank you for allowing me time to be here today. It is truly a privilege to stand before you once again as Montana's Congressman to review my priorities for Montana in the U.S. House of Representatives.

Since I last spoke to you, two years ago, we've passed and the President has signed into law the Medicare Prescription Drug and Modernization Act. With this legislation, we've not only provided seniors with prescription

HOUSE JOURNAL
SIXTY-SECOND LEGISLATIVE DAY - MARCH 21, 2005

drug coverage, but we've also added much-needed reforms to Medicare by addressing the need for preventive programs to help seniors with chronic illnesses maximize their health and well-being and minimize their visits to the emergency room and the hospital.

There's so much to be done in the area of health care. With nearly one-in-five Montanans uninsured, we need small business health care plans that will enable farmers, ranchers and small business employees to access the same affordable health care choices and benefits enjoyed by employees of large companies. I applaud what you've accomplished this session on association health care plans, and have once again sponsored the Small Business Health Fairness Act, at the federal level, to help more Montanans get the care they need at a price they can afford.

At the same time, one of the things that has bothered me most since being a state legislator and Montana's Lt. Governor, has been the unfunded mandates that the federal government continues to drop onto states like Montana. Each year, our state has to spend millions complying with burdensome federal mandates that make it harder to provide cleaner air and water, collect and dispose of hazardous waste, and provide health care for the uninsured. We are making some progress, but much more can and will be done.

I think we can all agree that we also need to see that Social Security remains solvent for future generations. When the president visited Montana the day after his State of the Union Address, Senator Burns and I accompanied him on Air Force One. During that time, we had a chance to listen as he explained his Social Security presentation to the American people. I was impressed by his willingness to entertain and consider any suggestion that will preserve and protect Social Security. And while I'm willing to listen to all sides of the debate, I think I also have enough common sense to recognize when change isn't necessarily progress. One thing remains: we need to protect our seniors' Social Security benefits, while improving retirement security for our children and their children. But, we must remember, people forget how fast you did a job - but remember how well you did it.

Let me say that America must also protect its interests and future by establishing a national energy policy. Four times, the House has passed a comprehensive energy bill, and four times the bill has become stalled in the Senate. As I've said many times, we needed a comprehensive energy plan twenty years ago. Our growing dependence upon foreign energy sources means we no longer have the luxury to wait until tomorrow.

And so, I'm going to urge my colleagues to do what we did last session, and once again pass a comprehensive energy policy that addresses ways to improve domestic production, as well as improve access to reliable electricity, new technologies, increased energy efficiency and increasing funding for low-income energy assistance. Let's give America a plan that funds clean-coal technology, enables the development of alternatives like ethanol, and encourages energy conservation.

Working on the energy bill has helped me to discover what a monumental task it is to get major legislation sent to the President. I think it was Woody Allen who said: "I don't want to achieve immortality through my work. I want to achieve it through not dying."

Well, you and I know that in our line of work, you can't achieve immortality, but you can successfully confront seemingly immortal achievements. For me, one of those has to be the Highway Bill that we passed in the House earlier this month. I was honored to be a member of the House and Senate Conference Committee that helped write this monumental legislation last year. Under the shadow of a threatened veto, our measure was delayed by disagreements in the Senate. But this year, after an 18-month delay, we finally have something everyone can agree on, a bill that will see highway funding for Montana increase to almost \$2 billion over the next six years.

The ramifications of this six-year highway construction measure are far-reaching. Every billion dollars spent on our highways translates into thousands of good paying jobs. These new highway investments will help stimulate Montana's own economy, as well as provide our state with better roads, bridges, and increased transit options, encouraging development and, above all, give us an economic return of \$6 for every \$1 spent.

The road construction season is before us. Congress needs to put politics aside and send legislation to the President he will sign.

One additional change since we last met: I asked for and now sit on the House Appropriations Committee. What a difference. I'm now getting my phone calls returned from bureaucrats. I have often said that the definition of a bureaucrat is a Democrat that has a job that a Republican wants. Both sides want more money. Both sides are going to have to give a little if we're going to balance the budget. Sound familiar? It was Herbert Hoover who once said: "It would be a lot easier to make ends meet if we didn't keep moving the ends."

I believe my subcommittee assignments are well-suited for promoting the interests of Montana.

At an Energy & Water Appropriations subcommittee hearing the other day, I had the opportunity to press the head of the Army Corps of Engineers to more strongly direct his agency to recognize our prolonged drought in Montana, and

HOUSE JOURNAL
SIXTY-SECOND LEGISLATIVE DAY - MARCH 21, 2005

to do more to help us keep our water here.

Earlier this month, my Foreign Operations subcommittee held a face-to-face with Secretary of State Condoleeza Rice about State Department priorities and our financial commitments abroad. Back in the old days I used to think foreign relations was about how well we got along with North and South Dakota.

I'm also now on the Subcommittee on Military Quality of Life, from which the House oversees spending on programs involving Veterans Affairs, National Guard, reservists, military facilities, housing, and health programs. It's a real opportunity to both protect Malmstrom Air Force Base in the latest round of BRAC closures, and to upgrade its infrastructure and advocate a new Malmstrom mission.

One of the most important things we're focusing on this year is the effort to protect our borders. It's one of the reasons I asked to be on the House Appropriations Committee.

I've developed a multi-phased, Border Security Plan to address Montana's role in the war on terror, as well as the need to protect our state's agriculture economy, and finally, to put a stop to the flow of illegal drugs in and out of Montana.

As you know, Montana has the largest international border among the contiguous states. We have a role to play in securing our nation's border against the threat of terrorists. In recent months, Montana has received more than \$20 million from the Department of Homeland Security to enhance the capability of our state and local agencies to prevent and respond to incidents of terrorism involving the use of chemical, biological, radiological, nuclear or explosive weapons. Great Falls has been selected to base one of five Canadian border surveillance operations. Last month, the House passed legislation that tightens procedures for non-citizen entry into, and movements and activities within, the United States. The measure will also enable Montana's state government to bolster standards for the security and integrity of drivers' licenses.

But, there's another threat that involves our border, and that's the economic and health threat posed by BSE. That's why, for the past four years, I've been the chief advocate in the House for mandatory Country of Origin Labeling. As part of my Border Security Plan, I want our border with Canada to stay closed to live beef until questions have been adequately answered. I spent a couple of hours making that point to President Bush when we traveled together aboard Air Force One earlier this year. I've also had pointed discussions with Agriculture Secretary, Mike Johanns, telling him, "Let's reestablish our beef trade with Japan and Korea first before reopening the border with Canada." Our consumers deserve nothing less than the safest product; our producers deserve nothing less than market stability.

An even bigger and more immediate threat to Montana's communities is the flow of illegal drugs in and out of our state. Today, I'm announcing a five-point Methamphetamine Initiative designed to help Montana fight the growing specter of this terrible blight that threatens our families, communities, and even our environment. This five-point Methamphetamine Initiative, which I will call CLEAN UP PLUS, stands for Clean Learn Educate Abolish Neutralize and Undermine the Production of meth -- plus wages a war on international trafficking from Canada and Mexico. The initiative begins with enhanced enforcement. We must ensure that our prosecutors and law enforcement have all the tools and training they need to find and eradicate meth labs and prosecute those who operate them.

Second, we need to require federal funds to be used to help clean up methamphetamine laboratories, which produce hazardous conditions because of their use of chemicals such as anhydrous ammonia, ether, sulfuric acid, and other volatile, corrosive, and poisonous toxins. Meth traffickers dump these toxins in rivers, streams, and even household drains. Their illegal activity threatens neighborhoods with serious environmental damage and exposure to dangerous toxins. It's time to make the guilty pay the price for cleanup.

Third, we must create education grants to schools and other organizations to carry out programs to teach our young people the dangers of methamphetamine use to the public health and to the environment.

In addition, we must assist local hospitals and clinics with tools and training they need to treat methamphetamine abuse, especially children who suffer from the effects of methamphetamine or exposure to the production process.

And then we're going to go one step further: we'll ask the administration to do what we should have done ten years ago: force Canada and Mexico to step up and help the U.S. in keeping their drugs from crossing our borders.

These are the things I am ready to fight for in Congress. But government can't do this alone. If we really want to put a stop to this terrible scourge in our society, private citizens and organizations must recognize they, too, have a stake in this. Today I challenge all Montanans to join this fight; take responsibility for what you see happening in your community. Together, we can send a message out to our kids that methamphetamine hurts communities, damages the environment, and destroys the lives of people who use it. As part of the initiative, I will also begin immediately calling and meeting with private individuals, foundations, and corporations to create public-private funding

HOUSE JOURNAL
SIXTY-SECOND LEGISLATIVE DAY - MARCH 21, 2005

opportunities. I hope to announce our first successful partnership by this summer.

Perhaps Ronald Reagan put it best when he said, "It is up to us...to work together for progress and humanity so that our grandchildren, when they look back at us, can truly say that we not only preserved the flame of freedom, but cast its warmth and light further than those who came before us."

You and I are Montanans. We share the common goal of a better Montana. Together, you and I have a role to play if we're to reach that goal.

But, I am reminded of Ben Franklin's belief that state officeholders like you are the real participants in the "laboratories of democracy" and therefore "you alone should be the architects of a states' destiny." It's your contracts with the United States that render such promise. The tenth amendment reads "the powers not delegated to the United States by the Constitution, nor prohibited by it to the states, are reserved to the states respectively, as to the people." I believe that, and I honor, respect, and thank you for your service to Montana.

May God bless you and may God bless our wonderful state. "

President Tester thanked Congressman Rehberg and directed the escort committee to escort U. S. Congressman Rehberg from the joint session.

Senate Majority Leader Ellingson moved that the joint session of the 59th Legislature, convened to receive the address of U.S. Congressman Rehberg, be adjourned. Motion carried.

Joint Session adjourned at 1:30 p.m.

House reconvened at 1:35 p.m.

COMMUNICATIONS AND PETITIONS

Chief Clerk Marilyn Miller read a letter from Republican Leader Brown to Speaker Matthews stating that he was exercising one of the silver bullets of the House Republicans according to House Rule H30-50(5) to take HB 716 from the House Taxation Committee and place on 2nd Reading.

REPORTS OF STANDING COMMITTEES

Correctly enrolled: **HB 32, HB 103, HB 174, HB 191, HB 196, HB 223, HB 234, HB 262, HB 275, HB 283, HB 306, HB 318, HB 321, HB 371, HB 427, HB 452, HB 567, HB 631, HB 638, HJR 16.**

Signed by the Chief Clerk of the House at 8:45 a.m., March 21, 2005: **HB 203, HB 370, HB 463, HJR 10, HJR 18.**

Signed by the Speaker at 11:30 a.m., March 21, 2005: **HB 203, HB 370, HB 463, HJR 10, HJR 18.**

BUSINESS AND LABOR (Keane, Chairman):

3/21/2005

SB 375, be concurred in. Report adopted.

SB 451, be concurred in. Report adopted.

TAXATION (Waitschies, Chairman):

3/21/2005

HB 716, without recommendation. Report adopted.

MESSAGES FROM THE SENATE

House amendments to Senate bills concurred in:

3/21/2005

SB 57, introduced by Laible

SB 64, introduced by Brueggeman

SB 243, introduced by Cocchiarella

House bills concurred in and returned to the House:

3/21/2005

HB 32, introduced by Cohenour

HB 174, introduced by Witt

HOUSE JOURNAL
SIXTY-SECOND LEGISLATIVE DAY - MARCH 21, 2005

HB 275, introduced by Jacobson
HB 283, introduced by Jopek
HB 306, introduced by Gallik
HB 321, introduced by Facey
HB 371, introduced by Lambert
HB 427, introduced by Grinde
HB 452, introduced by Windy Boy
HB 567, introduced by Windham

House joint resolution concurred in and returned to the House: 3/21/2005

HJR 16, introduced by Groesbeck

House bills concurred in as amended and returned to the House for concurrence in Senate amendments: 3/21/2005

HB 53, introduced by Jacobson
HB 119, introduced by Golie
HB 301, introduced by Galvin-Halcro
HB 367, introduced by Parker

FIRST READING AND COMMITMENT OF BILLS

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

HB 797, introduced by Kaufmann, referred to Business and Labor.
HB 798, introduced by Kaufmann, referred to Taxation.

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

HJR 37, introduced by Kaufmann, referred to Business and Labor.

Rep. Lange announced the House Republicans will caucus.
Rep. Bergren announced the House Democrats will caucus.
Speaker Matthews stated the House will stand at ease until 1:50 p.m.

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 414 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, 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 100

Noes: None.
Total 0

Excused: None.

HOUSE JOURNAL
SIXTY-SECOND LEGISLATIVE DAY - MARCH 21, 2005

Total 0

Absent or not voting: None.

Total 0

HB 470 passed as follows:

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, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Heinert, Hendrick, Henry, Hiner, Jacobson, Jayne, Jent, L. Jones, Jopek, Juneau, Kaufmann, Keane, Klock, Lake, Lambert, Lenhart, Lindeen, MacLaren, McAlpin, McGillvray, McKenney, McNutt, Milburn, Morgan, Musgrove, Noennig, Noonan, Parker, Peterson, Raser, Ripley, Roberts, Sesso, Small-Eastman, Sonju, Stahl, Taylor, Villa, Wagman, Waitschies, Wanzenried, Ward, Warden, Wells, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.

Total 80

Noes: Balyeat, Barrett, Everett, Glaser, Hawk, Himmelberger, W. Jones, Koopman, Lange, Maedje, Malcolm, Mendenhall, A. Olson, B. Olson, Rice, Ross, Sales, Sinrud, Stoker.

Total 19

Excused: None.

Total 0

Absent or not voting: Jackson.

Total 1

HB 577 passed as follows:

Ayes: Andersen, Arntzen, Barrett, Becker, Bergren, Bixby, Branae, 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, Hendrick, Henry, Himmelberger, Hiner, Jackson, Jacobson, Jayne, Jent, L. Jones, W. Jones, Jopek, Juneau, Kaufmann, Keane, Klock, Koopman, Lambert, Lange, Lenhart, Lindeen, MacLaren, Maedje, McAlpin, McGillvray, McKenney, McNutt, 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, Wells, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.

Total 87

Noes: Balyeat, D. Brown, Everett, Glaser, Hawk, Lake, Malcolm, Mendenhall, Milburn, Morgan, Rice, Ross, Sales.

Total 13

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 136 concurred in 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, Stahl, Stoker, Taylor, Villa, Wagman, Waitschies, Wanzenried, Ward, Warden, Wells, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.

HOUSE JOURNAL
SIXTY-SECOND LEGISLATIVE DAY - MARCH 21, 2005

Total 100

Noes: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 160 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, Windy Boy, Wiseman, Mr. Speaker.
Total 50

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, A. Olson, B. Olson, Peterson, Rice, Ripley, Roberts, Ross, Sales, Sinrud, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Wagman, Waitschies, Ward, Warden, Wells, Witt.
Total 50

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 162 concurred in 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, 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, Milburn, Morgan, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Peterson, Raser, Rice, Ripley, Roberts, Ross, Sesso, Sinrud, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Villa, Wagman, Waitschies, Wanzenried, Ward, Warden, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.
Total 96

Noes: Hawk, Mendenhall, Sales, Wells.
Total 4

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 254 concurred in 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,

HOUSE JOURNAL
SIXTY-SECOND LEGISLATIVE DAY - MARCH 21, 2005

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 100

Noes: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 2 passed 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, Noonan, B. Olson, Parker, Raser, Sesso, Small-Eastman, Villa, Wanzenried, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.
Total 52

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.
Total 48

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 60 requiring two-thirds vote, passed as follows:

Ayes: Arntzen, Becker, Bergren, Bixby, Branae, 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, Henry, Himmelberger, Hiner, Jacobson, Jent, L. Jones, W. Jones, Jopek, Juneau, Kaufmann, Keane, Lake, Lange, Lenhart, Lindeen, McAlpin, McKenney, McNutt, Milburn, Morgan, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Peterson, Raser, Roberts, Ross, Sesso, Small-Eastman, Stahl, Stoker, Villa, Wanzenried, Warden, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.
Total 72

Noes: Andersen, Balyeat, Barrett, D. Brown, R. Brown, Everett, Hawk, Hendrick, Jackson, Jayne, Klock, Koopman, Lambert, MacLaren, Maedje, Malcolm, McGillvray, Mendenhall, Rice, Ripley, Sales, Sinrud, Sonju, Taylor, Wagman, Waitschies, Ward, Wells.
Total 28

Excused: None.
Total 0

HOUSE JOURNAL
SIXTY-SECOND LEGISLATIVE DAY - MARCH 21, 2005

Absent or not voting: None.
Total 0

HB 102 passed as follows:

Ayes: Arntzen, Becker, Bergren, Bixby, Branae, R. Brown, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Franklin, Furey, Gallik, Galvin-Halcro, Glaser, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Hendrick, Henry, Himmelberger, Hiner, Jackson, Jacobson, Jayne, Jent, W. Jones, Jopek, Juneau, Kaufmann, Keane, Klock, Lambert, Lenhart, Lindeen, MacLaren, Maedje, McAlpin, McGillvray, McKenney, McNutt, Milburn, Morgan, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Raser, Ripley, Roberts, Sesso, Small-Eastman, Sonju, Stahl, Stoker, Villa, Wanzenried, Wilson, Windham, Windy Boy, Wiseman, Mr. Speaker.
Total 73

Noes: Andersen, Balyeat, Barrett, D. Brown, Butcher, Everett, Hawk, Heinert, L. Jones, Koopman, Lake, Lange, Malcolm, Mendenhall, Peterson, Rice, Ross, Sales, Sinrud, Taylor, Wagman, Waitschies, Ward, Warden, Wells, Witt.
Total 26

Excused: None.
Total 0

Absent or not voting: Facey.
Total 1

HB 169 passed as follows:

Ayes: Andersen, Arntzen, 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, Henry, Himmelberger, Hiner, Jacobson, Jent, L. Jones, Jopek, Juneau, Kaufmann, Keane, Lambert, Lange, Lenhart, Lindeen, McAlpin, McGillvray, McKenney, McNutt, Mendenhall, Morgan, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Raser, Roberts, Sesso, Small-Eastman, Sonju, Stoker, Taylor, Villa, Wanzenried, Ward, Warden, Wilson, Windham, Windy Boy, Wiseman, Mr. Speaker.
Total 71

Noes: Balyeat, Barrett, D. Brown, Butcher, Everett, Hawk, Heinert, Hendrick, Jackson, Jayne, W. Jones, Klock, Koopman, Lake, MacLaren, Maedje, Malcolm, Milburn, Peterson, Rice, Ripley, Ross, Sales, Sinrud, Stahl, Wagman, Waitschies, Wells, Witt.
Total 29

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 181 passed as follows:

Ayes: Arntzen, 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, Jent, W. Jones, Jopek, Juneau, Kaufmann, Keane, Lenhart, Lindeen, MacLaren, McAlpin, McGillvray, McKenney, McNutt, Milburn, Morgan, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Peterson, Raser, Roberts, Sesso, Small-Eastman, Villa, Wanzenried, Ward, Wilson, Windham, Windy Boy, Wiseman, Mr. Speaker.
Total 68

Noes: Andersen, Balyeat, Barrett, D. Brown, Butcher, Everett, Hawk, Heinert, Jackson, L. Jones, Klock, Koopman, Lake, Lambert, Lange, Maedje, Malcolm, Mendenhall, Rice, Ripley, Ross, Sales, Sinrud, Sonju,

HOUSE JOURNAL
SIXTY-SECOND LEGISLATIVE DAY - MARCH 21, 2005

Stahl, Stoker, Taylor, Wagman, Waitschies, Warden, Wells, Witt.
Total 32

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 364 failed as follows:

Ayes: Arntzen, Becker, Bergren, Bixby, D. Brown, Butcher, Caferro, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Furey, Gallik, Galvin-Halcro, Golie, Grinde, Groesbeck, Heinert, Henry, Jackson, Jayne, L. Jones, W. Jones, Jopek, Juneau, Keane, Klock, Koopman, Lambert, Lange, Lenhart, Maedje, McAlpin, Musgrove, Noennig, Parker, Raser, Roberts, Sesso, Small-Eastman, Sonju, Stahl, Ward, Wilson, Mr. Speaker.
Total 47

Noes: Andersen, Balyeat, Barrett, Branae, R. Brown, Buzzas, Callahan, Eaton, Everett, Facey, Franklin, Glaser, Gutsche, Hamilton, Harris, Hawk, Hendrick, Himmelberger, Hiner, Jacobson, Jent, Kaufmann, Lake, Lindeen, MacLaren, Malcolm, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Noonan, A. Olson, B. Olson, Peterson, Rice, Ripley, Ross, Sales, Sinrud, Stoker, Taylor, Villa, Wagman, Waitschies, Wanzenried, Warden, Wells, Windham, Windy Boy, Wiseman, Witt.
Total 53

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 368 passed as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, Becker, Bixby, D. Brown, R. Brown, Butcher, Caferro, Campbell, Dickenson, Dowell, Eaton, Everett, Furey, Glaser, Grinde, Groesbeck, Hamilton, Hawk, Heinert, Hendrick, Himmelberger, Jackson, Jayne, L. Jones, W. Jones, Juneau, Keane, Klock, Koopman, Lake, Lambert, Lange, MacLaren, Maedje, Malcolm, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noonan, A. Olson, B. Olson, Peterson, Raser, Rice, Ripley, Roberts, Ross, Sales, Sesso, Sinrud, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Villa, Wagman, Waitschies, Ward, Warden, Wells, Wilson, Windham, Windy Boy, Wiseman, Witt.
Total 73

Noes: Bergren, Branae, Buzzas, Callahan, Clark, Cohenour, Driscoll, Facey, Franklin, Gallik, Galvin-Halcro, Golie, Gutsche, Harris, Henry, Hiner, Jacobson, Jent, Jopek, Kaufmann, Lenhart, Lindeen, McAlpin, Noennig, Parker, Wanzenried, Mr. Speaker.
Total 27

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 536 passed as follows:

Ayes: Andersen, 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, Lenhart, Lindeen, McAlpin, Musgrove, Noennig, Noonan, A. Olson, Parker, Peterson,

HOUSE JOURNAL
SIXTY-SECOND LEGISLATIVE DAY - MARCH 21, 2005

Raser, Rice, Roberts, Ross, Sesso, Small-Eastman, Villa, Wanzenried, Windham, Windy Boy, Wiseman, Mr. Speaker.
Total 58

Noes: Balyeat, Barrett, D. Brown, R. Brown, Butcher, Everett, Glaser, Hawk, Heinert, Hendrick, Himmelberger, Jackson, L. Jones, Klock, Koopman, Lake, Lambert, Lange, MacLaren, Maedje, Malcolm, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, B. Olson, Ripley, Sales, Sinrud, Sonju, Stahl, Stoker, Taylor, Wagman, Waitschies, Ward, Warden, Wells, Wilson, Witt.
Total 42

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 625 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, 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

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 628 passed as follows:

Ayes: Andersen, Arntzen, Balyeat, Becker, Bergren, Branae, D. Brown, R. Brown, Butcher, 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, Jayne, Jent, L. Jones, W. Jones, Jopek, Keane, Klock, Lake, Lambert, Lenhart, Lindeen, MacLaren, Maedje, McAlpin, McGillvray, McKenney, McNutt, Milburn, Morgan, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Peterson, Raser, Rice, Ripley, Roberts, Ross, Sesso, Sinrud, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Villa, Waitschies, Wanzenried, Ward, Warden, Wells, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.
Total 87

Noes: Barrett, Bixby, Buzzas, Caferro, Himmelberger, Juneau, Kaufmann, Koopman, Lange, Malcolm, Mendenhall, Sales, Wagman.
Total 13

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HOUSE JOURNAL
SIXTY-SECOND LEGISLATIVE DAY - MARCH 21, 2005

HB 728 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, 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 100

Noes: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 103 concurred in 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, Henry, Himmelberger, Hiner, Jackson, Jacobson, Jayne, Jent, L. Jones, W. Jones, Jopek, Juneau, Kaufmann, Keane, Klock, Koopman, 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 97

Noes: Hendrick, Lake, Lambert.
Total 3

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 129 concurred in as follows:

Ayes: Andersen, Arntzen, 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, Hendrick, Henry, Hiner, Jackson, Jacobson, Jayne, Jent, L. Jones, W. Jones, Jopek, Juneau, Kaufmann, Keane, Lake, Lambert, Lange, Lenhart, Lindeen, MacLaren, Maedje, McAlpin, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Peterson, Raser, Rice, Ripley, Roberts, Ross, Sesso, Small-Eastman, Stahl, Taylor, Villa, Wagman, Wanzenried, Warden, Wilson, Windham, Windy Boy, Wiseman, Mr. Speaker.
Total 82

Noes: Balyeat, D. Brown, Everett, Hawk, Heinert, Himmelberger, Klock, Koopman, Malcolm, Morgan, Sales, Sinrud, Sonju, Stoker, Waitschies, Ward, Wells, Witt.
Total 18

HOUSE JOURNAL
SIXTY-SECOND LEGISLATIVE DAY - MARCH 21, 2005

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 130 concurred in as follows:

Ayes: Andersen, Arntzen, Barrett, Becker, Bergren, Bixby, Branae, 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, Jackson, Jacobson, Jayne, Jent, L. Jones, W. Jones, Jopek, Juneau, Kaufmann, Keane, Klock, Lenhart, Lindeen, Maedje, McAlpin, McKenney, McNutt, Milburn, Musgrove, Noennig, Noonan, B. Olson, Parker, Peterson, Raser, Rice, Ripley, Roberts, Sesso, Small-Eastman, Stahl, Stoker, Taylor, Villa, Wanzenried, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.
Total 74

Noes: Balyeat, D. Brown, R. Brown, Everett, Hawk, Heinert, Himmelberger, Koopman, Lake, Lambert, Lange, MacLaren, Malcolm, McGillvray, Mendenhall, Morgan, A. Olson, Ross, Sales, Sinrud, Sonju, Wagman, Waitschies, Ward, Warden, Wells.
Total 26

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 134 concurred in 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, 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, Malcolm, McAlpin, McGillvray, McKenney, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Peterson, Raser, Rice, Ripley, Roberts, Ross, Sesso, Small-Eastman, Stahl, Taylor, Villa, Wagman, Waitschies, Wanzenried, Ward, Warden, Wells, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.
Total 92

Noes: Balyeat, Everett, Hawk, Koopman, Sales, Sinrud, Sonju, Stoker.
Total 8

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 135 concurred in 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, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Heinert, Hendrick, Henry, Hiner, Jacobson, Jent, L. Jones, Jopek, Juneau, Kaufmann, Keane, Klock, Lange, Lenhart, Lindeen, MacLaren, McAlpin, McGillvray, McKenney, McNutt, Milburn, Morgan, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Peterson, Raser, Rice, Roberts, Sesso, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Villa, Waitschies, Wanzenried, Warden, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.
Total 79

HOUSE JOURNAL
SIXTY-SECOND LEGISLATIVE DAY - MARCH 21, 2005

Noes: Balyeat, Everett, Glaser, Hawk, Himmelberger, Jackson, Jayne, W. Jones, Koopman, Lake, Lambert, Maedje, Malcolm, Mendenhall, Ripley, Ross, Sales, Sinrud, Wagman, Ward, Wells.
Total 21

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 165 concurred in 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, 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, 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, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Villa, Wagman, Waitschies, Wanzenried, Ward, Warden, Wells, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.
Total 93

Noes: Everett, Gallik, Hawk, Himmelberger, Koopman, Sales, Sinrud.
Total 7

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 316 concurred in 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, 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, Sesso, Small-Eastman, Sonju, Stahl, Taylor, Villa, Wagman, Waitschies, Wanzenried, Ward, Warden, Wells, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.
Total 96

Noes: Hawk, Sales, Sinrud, Stoker.
Total 4

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 317 concurred in as follows:

Ayes: Arntzen, 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, Jackson, Jacobson, Jent, L. Jones, W. Jones, Jopek, Juneau, Kaufmann, Keane, Klock, Lambert, Lenhart, Lindeen, MacLaren, Maedje, Malcolm, McAlpin,

HOUSE JOURNAL
SIXTY-SECOND LEGISLATIVE DAY - MARCH 21, 2005

McGillvray, McKenney, McNutt, Mendenhall, Milburn, Musgrove, Noennig, Noonan, B. Olson, Parker, Raser, Roberts, Sesso, Small-Eastman, Sonju, Stahl, Taylor, Villa, Wanzenried, Ward, Warden, Wilson, Windham, Wiseman, Mr. Speaker.
Total 72

Noes: Andersen, Balyeat, Barrett, R. Brown, Butcher, Everett, Glaser, Hawk, Hendrick, Himmelberger, Jayne, Koopman, Lake, Lange, Morgan, A. Olson, Peterson, Rice, Ripley, Ross, Sales, Sinrud, Stoker, Wagman, Waitschies, Wells, Windy Boy, Witt.
Total 28

Excused: None.
Total 0

Absent or not voting: None.
Total 0

**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 Bergren in the chair.

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

HB 522 - Representative L. Jones moved **HB 522** do pass. Motion carried as follows:

Ayes: Andersen, Arntzen, Barrett, Becker, Bergren, Branae, 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, Jackson, Jacobson, Jent, L. Jones, W. Jones, Jopek, Kaufmann, Keane, Klock, Lake, Lambert, Lenhart, Lindeen, MacLaren, Maedje, Malcolm, McAlpin, McKenney, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Peterson, Raser, Rice, Roberts, Ross, Sales, Sesso, Small-Eastman, Sonju, Stahl, Taylor, Villa, Wagman, Waitschies, Wanzenried, Ward, Warden, Wells, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.
Total 88

Noes: Balyeat, Bixby, D. Brown, Hawk, Jayne, Juneau, Koopman, Lange, McGillvray, Ripley, Sinrud, Stoker.
Total 12

Voted Absentee: Galvin-Halcro, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 752 - Representative Parker moved consideration of **HB 752** be passed for the day. Motion carried.

HB 765 - Representative Maedje moved **HB 765** 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, Dowell, Driscoll, Everett, Facey, Furey, Gallik, Galvin-Halcro, Glaser, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Hawk, Heinert, Hendrick, Henry, Himmelberger, Jackson, Jacobson, L. Jones, W. Jones, Jopek, Juneau, Keane, Klock, Koopman, Lake, Lambert, Lange, Lenhart, Lindeen, MacLaren, Maedje, Malcolm, McAlpin, McGillvray, McKenney, McNutt, Mendenhall, Morgan, Musgrove, Noennig, Noonan, A. Olson, Parker, Peterson, Raser, Rice, Ripley, Roberts, Ross, Sales, Sesso, Sinrud, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Wagman, Waitschies, Ward, Warden, Wells,

HOUSE JOURNAL
SIXTY-SECOND LEGISLATIVE DAY - MARCH 21, 2005

Wilson, Windham, Wiseman, Witt, Mr. Speaker.
Total 86

Noes: Cohenour, Dickenson, Eaton, Franklin, Golie, Hiner, Jayne, Jent, Kaufmann, B. Olson, Villa,
Wanzenried.
Total 12

Voted Absentee: Galvin-Halcro, Aye.

Excused: None.
Total 0

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

SB 42 - Representative Milburn moved **SB 42** be concurred in. 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, Himmelberger, Hiner, Jackson, Jacobson, Jayne, Jent, L. Jones, W. Jones, 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, 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 98

Noes: Jopek, Koopman.
Total 2

Voted Absentee: Galvin-Halcro, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 105 - Representative Henry moved **SB 105** be concurred in. 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, Hiner, 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, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Villa, Wagman, Wanzenried, Ward, Wells, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.
Total 93

Noes: Balyeat, Himmelberger, Jackson, W. Jones, Sinrud, Waitschies, Warden.
Total 7

Voted Absentee: Galvin-Halcro, Aye.

Excused: None.
Total 0

HOUSE JOURNAL
SIXTY-SECOND LEGISLATIVE DAY - MARCH 21, 2005

Absent or not voting: None.
Total 0

SB 178 - Representative Klock moved **SB 178** be concurred in. Motion carried as follows:

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

Noes: Bixby, Caferro, Clark, Eaton, Gutsche, Jayne, Jopek, Kaufmann, Raser, Wilson.
Total 10

Voted Absentee: Galvin-Halcro, Aye.

Excused: None.
Total 0

Absent or not voting: Maedje, Ward.
Total 2

SB 326 - Representative Keane moved **SB 326** be concurred in. Motion carried as follows:

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

Noes: Barrett, D. Brown, R. Brown, Butcher, Everett, Gallik, Glaser, Hawk, Hendrick, Himmelberger, Jayne, L. Jones, Juneau, Koopman, Lake, Lambert, Lange, MacLaren, Maedje, Malcolm, McGillvray, McNutt, Mendenhall, Milburn, Morgan, Peterson, Rice, Ripley, Ross, Sales, Sinrud, Sonju, Stahl, Stoker, Taylor, Wagman, Ward, Warden, Wells, Wiseman.
Total 40

Voted Absentee: Galvin-Halcro, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 359 - Representative Andersen moved **SB 359** be concurred in. Motion carried as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, Becker, Bergren, Branae, D. Brown, R. Brown, Butcher, Campbell, Dickenson, Dowell, Driscoll, Eaton, Everett, Facey, Franklin, Furey, Galvin-Halcro, Glaser, Golie, Grinde, Gutsche, Hawk, Heinert, Hendrick, Henry, Himmelberger, Jackson, Jacobson, Jayne, Jent, L. Jones, W. Jones, Jopek, Keane, Klock, Koopman, Lake, Lambert, Lange, Lenhart, MacLaren, Maedje, Malcolm, McAlpin, McGillvray, McKenney, Mendenhall, Milburn, Morgan, Musgrove, 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, Wiseman, Witt, Mr. Speaker.

HOUSE JOURNAL
SIXTY-SECOND LEGISLATIVE DAY - MARCH 21, 2005

Total 79

Noes: Bixby, Buzzas, Caferro, Callahan, Clark, Cohenour, Gallik, Groesbeck, Hamilton, Harris, Hiner, Juneau, Kaufmann, Lindeen, Parker, Sesso, Small-Eastman, Villa, Wanzenried, Windy Boy.

Total 20

Voted Absentee: Galvin-Halcro, Aye.

Excused: None.

Total 0

Absent or not voting: McNutt.

Total 1

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

Ayes: Balyeat, Barrett, Becker, Bergren, Bixby, Branae, Butcher, Buzzas, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Dowell, Driscoll, Eaton, Facey, Franklin, Furey, Gallik, Glaser, Golie, Grinde, Groesbeck, Gutsche, Hamilton, Harris, Henry, Hiner, Jackson, Jacobson, Jayne, Jent, W. Jones, Jopek, Juneau, Kaufmann, Keane, Klock, Lake, Lambert, Lenhart, Lindeen, Malcolm, McAlpin, McKenney, McNutt, Morgan, Musgrove, Noennig, Noonan, A. Olson, B. Olson, Parker, Peterson, Raser, Ripley, Roberts, Ross, Sesso, Small-Eastman, Stoker, Villa, Waitschies, Wilson, Windham, Windy Boy, Wiseman, Witt, Mr. Speaker.

Total 71

Noes: Andersen, Arntzen, D. Brown, R. Brown, Everett, Hawk, Heinert, Hendrick, Himmelberger, L. Jones, Koopman, Lange, MacLaren, Maedje, McGillvray, Mendenhall, Milburn, Rice, Sales, Sinrud, Sonju, Taylor, Wagman, Wanzenried, Ward, Warden, Wells.

Total 27

Excused: Galvin-Halcro.

Total 1

Absent or not voting: Stahl.

Total 1

MOTIONS

Dem. Floor Leader Parker moved to re-refer HB 791 from the Education Committee to the House Appropriations Committee. Without objection, so ordered.

Rep. Butcher moved to have the House reconsider its action on HB 673 on March 19, 2005, for the purpose of placing HB 673 on 2nd Reading. Motion carried as follows:

Ayes: Andersen, Arntzen, Balyeat, Barrett, D. Brown, R. Brown, Butcher, Clark, Everett, Glaser, Hawk, Heinert, Hendrick, Himmelberger, Jackson, Jent, 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, Roberts, Ross, Sales, Sinrud, Sonju, Stahl, Stoker, Taylor, Wagman, Waitschies, Ward, Warden, Wells, Witt, Mr. Speaker.

Total 53

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

Total 46

Excused: Galvin-Halcro.

HOUSE JOURNAL
SIXTY-SECOND LEGISLATIVE DAY - MARCH 21, 2005

Total 1

Absent or not voting: None.
Total 0

UNFINISHED BUSINESS

Rep. Kaufmann objected to HB 22 on the Consent Calendar. HB 22 will be placed on 2nd Reading.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Dem. Floor Leader Parker moved that the House adjourn until 1:00 p.m., Tuesday, March 22, 2005. Motion carried.

House adjourned at 3:00 p.m.

MARILYN MILLER
Chief Clerk of the House

GARY MATTHEWS
Speaker of the House