

**HOUSE JOURNAL
60TH LEGISLATURE
NINTH LEGISLATIVE DAY**

Helena, Montana
January 15, 2007

House Chambers
State Capitol

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

Roll Call. All members present. Quorum present.

Mr. Speaker introduced the pages of the week:

Erica Martin, Billings
Nicolle Fugere, Billings
Margaret Swain, Billings
Tiffany Rennick-See, Hinsdale
Kirsten Osen, Hinsdale
Kendyl Clark, Geysler

REPORTS OF STANDING COMMITTEES

BILLS (Jones, Chairman) 1/12/2007
Correctly enrolled: **HR 1**.
Examined by the sponsor and found to be correct: **HR 1**.

JUDICIARY (Rice, Chairman): 1/12/2007
HB 32, do pass. Report adopted.

JUDICIARY (Rice, Chairman): 1/12/2007
HB 35, introduced bill, be amended as follows:

1. Page 1.

Following: line 28

Insert: "(a) notwithstanding subsection (1), immediately begin to investigate the report of identity theft, based upon whatever proof of identity the victim is able to provide, if any, at the time of making the report and proceed with the investigation as far as the agency is able;"

Renumber: subsequent subsections

2. Page 2.

Following: line 2

Insert: "(3) Within 72 hours after making the report of identity theft, the victim shall provide the forms of identification requested pursuant to subsection (1). If the victim is unable to provide that identification within that time, the victim shall explain to the law enforcement

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agency receiving the report why the victim is unable to provide those forms of identification."

Renumber: subsequent subsections

3. Page 2, line 8.

Following: "cooperate"

Insert: "fully"

Following: "agencies"

Insert: "of the same or another jurisdiction"

4. Page 3, line 19.

Strike: "subject" on page 3, line 19 through "45-7-203" on line 20

Insert: "guilty of a felony and upon conviction shall be punished as provided by law"

Following: "and" on line 20

Insert: "by"

And, as amended, do pass. Report adopted.

TRANSPORTATION (Sonju, Chairman):

1/12/2007

HB 31, introduced bill, be amended as follows:

1. Title, lines 7 and 8.

Strike: "INCREASING" on line 7 through "FEES;" on line 8

2. Title, line 8.

Strike: "SECTIONS"

Insert: "SECTION"

Strike: "AND 61-4-517"

3. Page 1, line 17.

Following: "purchaser"

Insert: "or lessee"

Following: "resale"

Insert: "or lease"

Following: "of a"

Insert: "passenger"

Following: "vehicle"

Insert: "used for personal, family, or household purposes"

4. Page 1, lines 18 through 21.

Strike: "by" on line 18 through "provisions" on line 21

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Following: "." on line 21

Insert: "The term includes any person to whom the passenger motor vehicle is transferred for the same purposes during the duration of an express warranty applicable to the passenger motor vehicle and any other person entitled by the terms of the warranty to enforce the obligations of the warranty."

5. Page 2, line 10 through line 26.

Strike: section 2 in its entirety

Renumber: subsequent section

And, as amended, do pass. Report adopted.

TRANSPORTATION (Sonju, Chairman):

1/12/2007

HB 219, introduced bill, be amended as follows:

1. Title, lines 6 through 8.

Strike: the first "AS" on line 6 through "BUSINESS; AND" on line 8

Insert: "UNDER CERTAIN CIRCUMSTANCES;"

Following: "MCA" on line 8

Insert: "; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

2. Page 10, lines 15 through 17.

Strike: "and" on line 15 through "agreements" on line 17

Insert: "that is not contiguous to the dealer's established place of business where a motor vehicle from the dealer's inventory may be placed when space at the dealer's established place of business is not available"

3. Page 13, lines 4 through 6.

Strike: "store" on line 4 through "business" on line 6

Insert: "park a motor vehicle in a storage lot if:

(i) local zoning regulations permit that type of use;

(ii) the lot is in the county where the dealer's established place of business is located;

(iii) the dealer does not sell or advertise the sale of the motor vehicle at the lot; and

(iv) if applicable, the placement of the motor vehicle complies with the dealer's franchise agreement"

4. Page 14.

Following: line 20

Insert: "NEW SECTION. Section 3. Effective date. [This act] is effective on passage and approval."

And, as amended, do pass. Report adopted.

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BILLS (I. Jones, Chairman): 1/15/2007
Correctly engrossed: **HB 31, HB 35, HB 219.**

**MESSAGES FROM THE
SENATE**

Senate bills passed and transmitted to the House for concurrence: 1/12/2007
SB 20, introduced by Shockley
SB 27, introduced by Esp
SB 29, introduced by Smith
SB 30, introduced by Smith
SB 50, introduced by Gallus
SB 59, introduced by Hansen
SB 73, introduced by McGee
SB 84, introduced by Elliott

Senate joint resolution passed and transmitted to the House for concurrence: 1/12/2007
SJR 1, introduced by Williams

BILLS (Jones, Chairman):
Correctly enrolled: **HB 1.**

FIRST READING AND COMMITMENT OF BILLS

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

HB 322, introduced by Sinrud, Peterson, Sales, Parker, Cooney, Stapleton, referred to Judiciary.
HB 323, introduced by Thomas, J. Tropila, referred to Judiciary.
HB 324, introduced by Sands, Ryan, Laible, McNutt, Olson, referred to Judiciary.
HB 325, introduced by Dutton, Boggio, referred to Business and Labor.
HB 326, introduced by Jopek, Erickson, referred to Agriculture.
HB 327, introduced by Wilmer, Jopek, referred to Taxation.
HB 328, introduced by Stahl, Olson, referred to Federal Relations, Energy, and Telecommunications.
HB 329, introduced by Windy Boy, Parker, Campbell, McAlpin, Smith, Reinhart, Small-Eastman, Hendrick, Caferro, referred to Judiciary.
HB 330, introduced by Bergren, Villa, Noonan, Campbell, Sesso, Phillips, Jopek, referred to Federal Relations, Energy, and Telecommunications.
HB 331, introduced by Villa, referred to Appropriations.

SPECIAL ORDERS OF THE DAY

Sergeant-at-Arms Clark escorted the Senate into the House Chambers.

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Speaker Sales introduced President Cooney and yielded the chair to him.

Senator Williams moved that the body resolve itself into a joint session for the purpose of receiving the address from Montana's U.S. Senator, the Honorable Jon Tester.

Senator Williams moved that President Cooney be authorized to appoint a committee of four to notify the Honorable U.S. Senator Tester that the House was in joint session and ready to receive his address. Motion carried.

President Cooney appointed Senators Hanson and Curtiss and Representatives Bergren and Edith Clark and discharged them to escort the Honorable U.S. Senator into the House Chamber.

The committee was ready to escort U.S. Senator Jon Tester into the House.

Father Lowney, Senate Chaplain, gave the invocation.

President Cooney led the assembly in the Pledge of Allegiance to the Flag.

After being presented to the members of both houses by President Cooney, Montana's U.S. Senator Jon Tester gave this speech to the House Chamber:

U.S. Senator Jon Tester Remarks to
The 60th Session of the Montana Legislature
Helena, Montana
January 15, 2007

President Cooney, Speaker Sales, esteemed members of the Montana House and Senate: thank you for allowing me the opportunity to address this joint session of the 60th Session of the Montana Legislature. It is an honor and a privilege to be able to be with so many good friends today. It also feels mighty good to be home!

For Sharla and I, Montana is, and always will be, home. While I may have a temporary address on Capitol Hill, home will always be on the farm in Big Sandy, Montana. The people of this great state have entrusted me with the awesome responsibility of representing them in the United States Senate. It is a responsibility that I accept with humility and resolve.

That a guy like me – a third-generation dry-land grain farmer from north-central Montana – would be afforded the opportunity to represent his state in the greatest deliberative body ever conceived by man is yet another illustration of the genius of our democratic system of government. And while the task before me is daunting, I know that the lessons and values I learned in Montana will serve me well as I work hard to represent Montana every day in Washington.

I ran for the United States Senate out of a fierce determination to make our federal government work again for ordinary Americans. While that notion may seem naïve to the cynical, the dispirited, and those vested in maintaining the status quo, I know in my heart that making

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government responsive to the needs of each and every one of our citizens is not just a dream, but in fact the duty of every public servant, at every level of government.

I know it can be done because it HAS been done. Right here in Montana. During my eight years working in these very halls as a State Senator from Big Sandy, I developed an abiding faith not only in the promise of our democratic ideals, but also in the real and tangible capacity of government to get things done for people. We are the people's government.

Citizen legislatures like this one truly are the incubators of democracy. They lead the way in terms of innovation, new ideas and cutting-edge policy initiatives. They lead the way in ensuring that the voice of everyday folks is heard. Those ideals and values I learned in these very halls is what I am taking to the United States Senate.

During my time in the Montana Legislature, we were able to make genuine strides in improving the lives of people who entrusted us to do their business. We were able to make the government work for the people of our state. And how were we able to achieve these great strides? It's simple. By working together to do what is best for the people of Montana.

At the end of the day, we put aside partisanship, regional and economic differences to do the right thing. We were always guided by Montana values like common sense, living within our means, extending a hand to a neighbor in need, and investing in our future.

I ask you to consider for a moment all that was accomplished during the previous session of the Montana Legislature. Working collaboratively – across the aisle and with Governor Schweitzer – we enacted numerous and concrete policy initiatives for the people of this state. As past President of the Montana Senate, I look back with pride over our collective resolve to invest in public education; to make health care more accessible and affordable; to provide real support for Montana businesses; create new opportunities for Montana's workers; and help lead the nation toward energy independence. And we were able to achieve very real and tangible results on time, with a balanced budget, and without raising taxes. Washington can learn much from what we have accomplished here in Big Sky Country.

As you go about the people's business during this current legislative session, I ask that you continue to keep in mind these lessons learned about the need for cooperation and collaboration to advance the public good. You have the opportunity to keep Montana moving on the right track. By continuing to support public education – with programs like voluntary all-day kindergarten as well as investing in our schools and university system – you can provide every Montana child with the tools and resources they need to allow them to succeed in a highly competitive global economy.

And education is a lifelong process. Continuing education and work force training are critical to growing Montana's economy, creating jobs and providing opportunities for folks to stay in Montana, raise a family and make a living.

I am confident that these values and lessons I learned, both growing up in Big Sandy and in these halls, will serve me well as your voice in the United States Senate.

In Washington, I look forward to working both closely and cooperatively with Senator Baucus, Representative Rehberg, and members of both parties to move our state and nation forward.

As I stated earlier, the Congress of the United States can learn much from what has been accomplished right here in Montana.

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Last November, the people of this great nation expressed their overwhelming dissatisfaction with “politics as usual” in our nation’s capitol. They had grown weary of the partisan excess, scandal and a Beltway culture that placed the desires of the wealthy and well connected above the needs of ordinary Americans. They wanted their government to work for them again.

Americans have never been captive to ideology or political party. They are always open to new ideas and a fresh perspective. Most of all, they just want their government to get things done.

And those elected officials who fail to learn this lesson will sooner or later be held accountable. Again, the Montana model of government is instructive.

Take the issue of ethics. Montana enjoys some of the most progressive open-government, campaign finance and lobbyist disclosure laws in the nation. And it is my sincere hope that you do nothing to draw the veil on the ability of Montanans to see what is happening in the political process.

Sadly, this transparency in government has not been the case in Washington. Scandals and questionable ethical behavior cast a dark shadow over Congress -- and frankly over everyone in public service. The people demanded we shine light on the workings of government, and we are going to give it to them. I am proud to support the most sweeping ethics reform legislation in a generation. We are working to ban gifts and travel paid for by special-interest lobbyists; require lobbyists to be more forthcoming about their activities; and stop the “revolving door” where former members of Congress walk out the door of the nation’s capitol and into the office of a big corporate law firm as millionaire lobbyists.

But comprehensive ethics reform is only a start. Numerous challenges – both foreign and domestic – face our country today. And these challenges cannot and will not be resolved by partisanship or ideology, but by working together to make government work for each and every American.

There is likely no greater domestic challenge facing our country than how we are going to fix America’s ongoing health care crisis. With more than 46 million Americans and better than 1 in 5 Montanans lacking even the most basic form of health care coverage, this crisis is severe and I know it is apparent to each and every one of you.

Again, the progress Montana has made in the area of health care coverage can be instructive as our nation goes about addressing this monumental crisis. By fully funding the Children’s Health Insurance Program, we were able to provide health insurance to tens of thousands of Montana kids. Through the Big Sky Rx Program, we made prescription drug coverage more affordable for Montana seniors and the disabled.

And through the Insure Montana program, we were able to make health insurance more affordable to Montana small businesses and their employees.

Congress can make health care affordable and accessible for every American. It is incumbent on us to provide the political will and resolve to make it happen.

Getting a handle on our skyrocketing national debt is another urgent concern and critical to our national security. In the last five years, we’ve doubled our debt to foreign interests. And here at home, we are saddling each and every American with \$30,000 in debt. Debt that will be re-paid by our children and grandchildren.

The latest catch phrase in Washington is “pay as you go.” This means you don’t spend money you

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don't have. Not exactly a revolutionary concept here in Montana, where we've been balancing the state budget every year for more than a generation. Here in Montana we know how to live within our means. It's long past time for the federal government to do the same.

In an area that encompasses both our long term economic as well as security interests, it is essential that our nation achieve – once and for all – meaningful energy independence. And the path for America's energy independence runs right through the state of Montana.

As past President of the Montana Senate, I am extremely proud of the work we did with Governor Schweitzer and members of both parties to help Montana pave the way to America's energy independence. Working together, we were able to jump-start Montana's wind energy industry, make renewables a component of Montana's energy portfolio, and provide incentives for the production of ethanol. This has been good for Montana's economy and our national security. I look forward to working in the United States Senate to expand our nation's supply of renewable and alternative energy.

The numerous threats and challenges facing our country from abroad demand a new direction from our leadership in Washington, D.C.

More than 5 years after the heinous attacks of September 11th, most of the perpetrators of those despicable acts remain at large. In the meantime, we find ourselves mired in a bloody and open-ended conflict in Iraq. After \$300 billion dollars – that's over \$2 billion dollars a week -- and the loss of more than 3,000 American lives – including 14 Montanans – we must reexamine our strategy and foreign policy priorities.

In response to the President's recent plan to send even more troops to Iraq, my colleague, and our friend, Senator Max Baucus – whose family has suffered a grievous loss in this conflict – mapped a new course. I commend Senator Baucus for his courage and stand with him, and the tens of thousands of Montanans and millions of Americans who agree we cannot afford the status quo. Max and I are firm in our resolve to chart a new foreign policy based on political and diplomatic, as well as military, options.

Today we honor the memory of Dr. Martin Luther King, Jr. A great American leader who reminded us that we are all together in this great democracy.

It is my deep and sincere hope that as this 60th session of the Montana Legislature deliberates the people's business that you always keep in mind the following: That which unites us is far greater than that which divides us.

At the end of the day, we are more than Republicans or Democrats, city or country, Native American, Hispanic, Black or White. We are, at the end of the day, all Montanans and Americans. Working together, putting the common good over individual gain, we can both achieve the promise of our democratic ideals and make government work for every Montanan and every American. Thank you, and God Bless you all.

President Cooney asked the committee to escort U.S. Senator Tester from the House Chamber.

Senator Williams moved the joint session be adjourned.

Members of the Senate retired from the House Chamber.

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

Majority Leader Lange 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 80 - Representative Hamilton moved **HB 80** do pass. Motion carried as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Becker, Bergren, Bixby, Branae, Caferro, Callahan, Campbell, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Keane, Kerns, Klock, Kottel, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McGillvray, McNutt, Milburn, Morgan, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Phillips, Pomnichowski, Raser, Reinhart, Sands, Sesso, Small-Eastman, Stahl, Stoker, Thomas, Van Dyk, Villa, Vincent, Wilmer, Wilson, Windy Boy, Wiseman.

Total 77

Noes: Beck, Blasdel, Boggio, Butcher, Clark, Everett, Hawk, Jore, Kasten, Koopman, Lake, Mendenhall, Peterson, Rice, Ripley, Ross, Sinrud, Sonju, Taylor, Ward, Wells, Witte, Mr. Speaker.

Total 23

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 99 - Representative Olson moved **HB 99** do pass. Motion carried as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, Blasdel, Boggio, Branae, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Everett, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hawk, Heinert, Henry, Hilbert, Hiner, Hollenbaugh, Ingraham, Jacobson, L. Jones, W. Jones, Jopek, Kasten, Keane, Kerns, Klock, Kottel, Lake, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Ripley, Ross, Sands, Sesso, Sinrud,

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Small-Eastman, Sonju, Stahl, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wilmer, Wilson, Windy Boy, Wiseman, Mr. Speaker.

Total 88

Noes: Butcher, Franklin, Hendrick, Himmelberger, Jayne, Jore, Koopman, McGillvray, Rice, Stoker, Wells, Witte.

Total 12

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 111 - Representative Furey moved **HB 111** do pass. Motion carried as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, Blasdel, Boggio, Branae, Butcher, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hawk, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, L. Jones, W. Jones, Jopek, Kasten, Keane, Kerns, Klock, Kottel, Lake, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Pommichowski, Raser, Reinhart, Ripley, Ross, Sands, Sesso, Small-Eastman, Sonju, Stahl, Stoker, Thomas, Van Dyk, Villa, Vincent, Ward, Wilmer, Wilson, Windy Boy, Wiseman.

Total 89

Noes: Everett, Jayne, Jore, Koopman, McGillvray, Rice, Sinrud, Taylor, Wells, Witte, Mr. Speaker.

Total 11

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 140 - Representative Ingraham moved **HB 140** do pass. Motion carried as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Bergren, Bixby, Blasdel, Boggio, Branae, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Everett, French, Furey, Gallik, Glaser, Hamilton, Hands, Hawk, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hollenbaugh, Ingraham, Jacobson, L. Jones, W. Jones, Jore, Kasten, Keane, Kerns,

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Klock, Koopman, Kottel, Lake, Lambert, MacLaren, Malcolm, McAlpin, McChesney, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Raser, Reinhart, Rice, Ross, Sands, Sesso, Sinrud, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wells, Wilmer, Wilson, Windy Boy, Witte, Mr. Speaker.

Total 86

Noes: Becker, Butcher, Caferro, Franklin, Grinde, Groesbeck, Hiner, Jayne, Jopek, Lange, McGillvray, Pomnichowski, Ripley, Wiseman.

Total 14

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 3 - Representative Musgrove moved **HJR 3** be adopted. Motion carried as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, Blasdel, Branae, Butcher, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Everett, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Jore, Keane, Kerns, Klock, Koopman, Kottel, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McGillvray, McNutt, Milburn, Morgan, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Ripley, Ross, Sands, Sesso, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, VanDyk, Villa, Vincent, Ward, Wells, Wilmer, Wilson, Windy Boy, Wiseman, Witte.

Total 91

Noes: Boggio, Hawk, Ingraham, Kasten, Lake, Mendenhall, Rice, Sinrud, Mr. Speaker.

Total 9

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Lange moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the chair. Chairman Himmelberger moved the Committee of the

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Whole report be adopted. Report adopted unanimously.

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 1 passed as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Becker, Bergren, Bixby, Boggio, Branae, Butcher, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Everett, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hawk, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Keane, Kerns, Klock, Kottel, Lake, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McNutt, Milburn, Morgan, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Ripley, Ross, Sands, Sesso, Small-Eastman, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wells, Wilmer, Wilson, Windy Boy, Wiseman, Mr. Speaker.

Total 88

Noes: Beck, Blasdel, Jore, Kasten, Koopman, McGillvray, Mendenhall, Rice, Sinrud, Sonju, Witte.

Total 11

Excused: None.

Total 0

Absent or not voting: Caferro.

Total 1

HB 18 passed as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, Blasdel, Boggio, Branae, Butcher, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Everett, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hawk, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Jore, Kasten, Keane, Kerns, Klock, Koopman, Kottel, Lake, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McGillvray, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Rice, Ripley, Ross, Sands, Sesso, Sinrud, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Van Dyk, Villa, Vincent, Ward, Wells, Wilmer, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.

Total 98

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Noes: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Caferro, Thomas.
Total 2

HB 23 passed as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, Blasdel, Boggio, Branae, Butcher, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Everett, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hawk, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Jore, Kasten, Keane, Kerns, Klock, Koopman, Kottel, Lake, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McGillvray, McNutt, Mendenhall, Milburn, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Rice, Ripley, Ross, Sands, Sesso, Sinrud, Small-Eastman, Sonju, Stahl, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wells, Wilmer, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.
Total 98

Noes: Stoker.
Total 1

Excused: None.
Total 0

Absent or not voting: Morgan.
Total 1

HB 41 passed as follows:

Ayes: Ankney, Arntzen, Augare, Becker, Bergren, Bixby, Branae, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Heinert, Hendrick, Henry, Hiner, Hollenbaugh, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Keane, Klock, Kottel, McAlpin, McChesney, McNutt, Milburn, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Phillips, Pomnichowski, Raser, Reinhart, Sands, Sesso, Small-Eastman, Stahl, Thomas, Van Dyk, Villa, Vincent, Ward, Wilmer, Wilson, Windy Boy, Wiseman.
Total 67

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Noes: Barrett, Beck, Blasdel, Boggio, Butcher, Everett, Hawk, Hilbert, Himmelberger, Ingraham, Jore, Kasten, Kerns, Koopman, Lake, Lambert, Lange, MacLaren, Malcolm, McGillvray, Mendenhall, Peterson, Rice, Ripley, Ross, Sinrud, Sonju, Stoker, Taylor, Wells, Witte, Mr. Speaker.
Total 32

Excused: None.
Total 0

Absent or not voting: Morgan.
Total 1

HB 42 passed as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, Blasdel, Boggio, Branae, Butcher, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Everett, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hawk, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Jore, Kasten, Keane, Kerns, Klock, Koopman, Kottel, Lake, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McGillvray, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Rice, Ripley, Ross, Sands, Sesso, Sinrud, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wells, Wilmer, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.
Total 100

Noes: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 43 passed as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, Blasdel, Boggio, Branae, Butcher, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Everett, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hawk, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Jore, Kasten, Keane, Kerns, Klock, Koopman, Kottel, Lake, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McGillvray, McNutt,

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Mendenhall, Milburn, Morgan, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Rice, Ripley, Ross, Sands, Sesso, Sinrud, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wells, Wilmer, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.

Total 100

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 51 passed as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, Boggio, Branae, Butcher, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Everett, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hawk, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Kasten, Keane, Kerns, Klock, Koopman, Kottel, Lake, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McGillvray, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Rice, Ripley, Ross, Sands, Sesso, Small-Eastman, Stahl, Stoker, Thomas, Van Dyk, Villa, Vincent, Ward, Wilmer, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.

Total 94

Noes: Blasdel, Jore, Sinrud, Sonju, Taylor, Wells.

Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 62 passed as follows:

Ayes: Ankney, Arntzen, Augare, Beck, Becker, Bergren, Bixby, Boggio, Branae, Butcher, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hawk, Hendrick,

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Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Keane, Kerns, Klock, Kottel, Lake, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McNutt, Milburn, Morgan, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Phillips, Pomnichowski, Raser, Reinhart, Ross, Sands, Sesso, Small-Eastman, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wilmer, Wilson, Windy Boy, Wiseman.

Total 83

Noes: Barrett, Blasdel, Everett, Heinert, Jore, Kasten, Koopman, McGillvray, Mendenhall, Peterson, Rice, Ripley, Sinrud, Sonju, Wells, Witte, Mr. Speaker.

Total 17

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 67 passed as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, Blasdel, Boggio, Branae, Butcher, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Everett, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hawk, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Jore, Kasten, Keane, Kerns, Klock, Koopman, Kottel, Lake, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McGillvray, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Rice, Ripley, Ross, Sands, Sesso, Sinrud, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wells, Wilmer, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.

Total 100

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 70 passed as follows:

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Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, Blasdel, Boggio, Branae, Butcher, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Everett, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hawk, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Jore, Kasten, Keane, Kerns, Klock, Koopman, Kottel, Lake, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McGillvray, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Rice, Ripley, Ross, Sands, Sesso, Sinrud, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wells, Wilmer, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.

Total 100

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 106 passed as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, Blasdel, Boggio, Branae, Butcher, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Everett, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hawk, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Jore, Kasten, Keane, Kerns, Klock, Koopman, Kottel, Lake, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McGillvray, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Rice, Ripley, Ross, Sands, Sesso, Sinrud, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wells, Wilmer, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.

Total 100

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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MOTIONS

Representative Lange moved **HB 80** be rereferred to the Committee on Appropriations. Motion carried as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, Blasdel, Boggio, Branae, Butcher, Caferro, Campbell, Clark, Cohenour, Cordier, Dickenson, Dutton, Ebinger, Erickson, Everett, French, Furey, Glaser, Grinde, Groesbeck, Hands, Hawk, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hollenbaugh, Ingraham, Jayne, L. Jones, W. Jones, Jopek, Jore, Kasten, Keane, Kerns, Klock, Koopman, Kottel, Lake, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McGillvray, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Rice, Ripley, Ross, Sands, Sesso, Sinrud, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, Van Dyk, Vincent, Ward, Wells, Wilmer, Wilson, Windy Boy, Witte, Mr. Speaker.

Total 90

Noes: Callahan, Driscoll, Franklin, Gallik, Hamilton, Hiner, Jacobson, Noonan, Villa, Wiseman.

Total 10

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 99 - Representative Lange moved **HB 99** be rereferred to the Committee on Appropriations. Motion carried as follows:

Ayes: Ankney, Arntzen, Augare, Beck, Bergren, Bixby, Blasdel, Boggio, Branae, Butcher, Caferro, Campbell, Clark, Cohenour, Cordier, Driscoll, Dutton, Ebinger, Erickson, Everett, French, Furey, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hawk, Heinert, Hendrick, Hilbert, Himmelberger, Ingraham, Jayne, L. Jones, W. Jones, Jopek, Jore, Kasten, Kerns, Klock, Koopman, Kottel, Lake, Lambert, Lange, MacLaren, Malcolm, McChesney, McGillvray, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Rice, Ripley, Ross, Sands, Sesso, Sinrud, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wells, Wilmer, Wilson, Windy Boy, Witte, Mr. Speaker.

Total 86

Noes: Barrett, Becker, Callahan, Dickenson, Franklin, Gallik, Henry, Hiner, Hollenbaugh, Jacobson, Keane, McAlpin, Noonan, Wiseman.

Total 14

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Excused: None.
Total 0

Absent or not voting: None.
Total 0

SPECIAL ORDERS OF THE DAY

HB 40, introduced by Gallik, the following sponsor was added:
Representative Ebinger.

HB 78, introduced by Parker, the following sponsors were added:
Reps. Augare, Bergren, Caferro, Callahan, Cohenour, Driscoll, Ebinger, Erickson, French, Furey, Grinde, Hamilton, Hands, Henry, Hiner, Jopek, Keane, Kottel, McAlpin, McChesney, Milburn, Musgrove, Noonan, O'Hara, Phillips, Pomnichowski, Reinhart, Sands, Sesso, Van Dyk, Villa, Wilmer, Wilson, Windy Boy, Wiseman. Senators Laslovich, McGee and Schmidt.

Objection by Representative Scott Sales that **HB 21** and **HB 22** were placed on the consent calender. The bills were placed on Second Reading.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Lange moved that the House adjourn until 1:00 p.m., Tuesday, January 16, 2007. Motion carried.

House adjourned at 2:32 p.m.

MARILYN MILLER
Chief Clerk of the House

SCOTT SALES
Speaker of the House

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