

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

Helena, Montana
January 25, 2007

House Chambers
State Capitol

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

Roll Call. All members present except for Representatives Campbell and Representative Small-Eastman who were excused. Quorum present.

Democratic Caucus Leader Villa announced that Democrats would caucus. Majority Leader Lange announced that Republicans would stand at ease. House reconvened at 1:25 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 20 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, Jopek, Jore, Kasten, Keane, Kerns, Klock, Koopman, Kottel, Lake, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McGillvray, McNutt, Mendenhall, Morgan, Musgrove, Noonan, Nooney, O'Hara, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Rice, Ripley, Ross, Sands, Sesso, Sinrud, Sonju, Stahl, Stoker, Thomas, Van Dyk, Villa, Vincent, Ward, Wells, Wilmer, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.

Total 95

Noes: None.

Total 0

Voted Absentee: Campbell, Aye.

Excused: Small-Eastman.

Total 1

Absent or not voting: W. Jones, Milburn, Olson, Taylor.

Total 4

HB 84 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, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Rice, Ripley, Ross, Sands, Sesso, Sinrud, Sonju, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wells, Wilmer, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.

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Total 98

Noes: None.

Total 0

Voted Absentee: Campbell, Aye.

Excused: Small-Eastman.

Total 1

Absent or not voting: Olson.

Total 1

HB 144 passed as follows:

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

Total 76

Noes: Barrett, Beck, Blasdel, Boggio, Everett, Hawk, Hendrick, Hilbert, Himmelberger, Jore, Kasten, Koopman, Lake, McGillvray, Mendenhall, Nooney, Rice, Ripley, Sinrud, Sonju, Wells, Witte, Mr. Speaker.

Total 23

Voted Absentee: Campbell, Aye.

Excused: Small-Eastman.

Total 1

Absent or not voting: None.

Total 0

HB 244 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, Sonju, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wells, Wilmer, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.

Total 99

Noes: None.

Total 0

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Voted Absentee: Campbell, Aye.

Excused: Small-Eastman.
Total 1

Absent or not voting: None.
Total 0

HB 254 passed as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bixby, Blasdel, Boggio, Branae, Butcher, Caferro, 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, 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, Sonju, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wells, Wilmer, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.
Total 96

Noes: Bergren, Callahan, Hollenbaugh.
Total 3

Voted Absentee: Campbell, Aye.

Excused: Small-Eastman.
Total 1

Absent or not voting: None.
Total 0

HJR 4 adopted as follows:

Ayes: Augare, Becker, Bergren, Bixby, Boggio, Branae, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Heinert, Hendrick, Henry, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Keane, Klock, Kottel, Lange, MacLaren, McAlpin, McChesney, McNutt, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Rice, Ripley, Sands, Sesso, Stahl, Stoker, Thomas, Van Dyk, Villa, Vincent, Ward, Wilmer, Wilson, Windy Boy, Wiseman.
Total 72

Noes: Ankney, Arntzen, Barrett, Beck, Blasdel, Butcher, Everett, Hawk, Hilbert, Jore, Kasten, Kerns, Koopman, Lake, Lambert, Malcolm, McGillvray, Mendenhall, Milburn, Morgan, Ross, Sinrud, Sonju, Taylor, Wells, Witte, Mr. Speaker.
Total 27

Voted Absentee: Campbell, Aye.

Excused: Small-Eastman.
Total 1

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Absent or not voting: None.
Total 0

REPORTS OF STANDING COMMITTEES

BILLS (Jones, Chairman): 1/24/2007
Correctly engrossed: **HB 49, HB 61, HB 75.**
Correctly printed: **HB 132, HB 156.**

JUDICIARY (Rice, Chairman): 1/24/2007
HB 53, introduced bill, be amended as follows:

1. Page 1, line 23.

Following: line 22

Insert: "(4) A certificate substantially similar to the following must be accepted as valid under this section:
Tribal Court Child Custody Certification of Presiding Tribal Court Judge

I,, Tribal Court Judge of the Tribe, do hereby certify that I presided over the matter of
.....

(Name of proceeding for order sought to be enforced)

and that the attached order is entitled to be treated as an order of a state of the United States under the Uniform Child
Custody Jurisdiction and Enforcement Act, Title 40, chapter 7, Montana Code Annotated. The determination was
made in a proceeding that meets the requirements of section 40-7-135(3), MCA.

.....
Tribal Court Judge

.....
DATE"

2. Page 1, line 26.

Following: "order"

Insert: "only"

3. Page 1, line 27.

Following: "(a)"

Insert: "at the time"

Following: the first "the"

Strike: "issuing"

Following: "court"

Insert: "issued the order, the tribal court"

Following: "personal"

Strike: "subject matter"

Following: "over the"

Strike: "contesting party"

Insert: "parties and children"

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4. Page 2, line 5.

Following: "order"

Strike: ", "

Insert: "and"

5. Page 2, line 6.

Following: "evidence"

Strike: ", and issue other appropriate orders"

6. Page 2, line 8.

Following: line 7

Insert: "(3) If the district court finds that the tribal court had personal jurisdiction over the parties and children at the time the order was issued but enforcement of the order would violate the public policy of the state, the district court shall dismiss the case contesting enforcement without prejudice. The district court may not substitute its judgment for that of the tribal court on the merits of the case."

Renumber: subsequent subsection

7. Page 2, line 9.

Following: the third "order"

Insert: "and directing appropriate enforcement of the order"

And, as amended, do pass. Report adopted.

HB 83, introduced bill, be amended as follows:

1. Page 3, line 4.

Following: "~~parole.~~"

Insert: "(8) Sections 46-23-203, 46-23-205 through 46-23-207, and 46-23-215 through 46-23-218 apply to nonmedical parole."

And, as amended, do pass. Report adopted.

HB 91, introduced bill, be amended as follows:

1. Title, line 7.

Strike: "HEALTH"

Insert: "CERTAIN"

2. Title, line 8.

Strike: the first "AND"

Following: "41-3-432,"

Insert: "AND 41-3-445,"

3. Page 4, line 14.

Strike: "Christian Science practitioners and"

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4. Page 4, line 21.

Following: "clergy"

Insert: ", as defined in 15-6-201(2)(a)"

5. Page 4, line 25.

Strike: "health"

6. Page 15.

Following: line 27

Insert: ""**Section 8.** Section 41-3-445, MCA, is amended to read:

"41-3-445. Permanency hearing. (1) (a) (i) Subject to subsection (1)(b), a permanency hearing must be held by the court or, subject to the approval of the court and absent an objection by a party to the proceeding, by the foster care review committee, as provided in 41-3-115, or the citizen review board, as provided in 41-3-1010:

(A) within 30 days of a determination that reasonable efforts to provide preservation or reunification services are not necessary under 41-3-423, 41-3-438(6), or 41-3-442(1); or

(B) no later than 12 months after the initial court finding that the child has been subjected to abuse or neglect or 12 months after the child's first 60 days of removal from the home, whichever comes first.

(ii) Within 12 months of a hearing under subsection (1)(a)(i)(B) and every 12 months thereafter until the child is permanently placed in either an adoptive or a guardianship placement, the court or the court-approved entity holding the permanency hearing shall conduct a hearing and the court shall issue a finding as to whether the department has made reasonable efforts to finalize the permanency plan for the child.

(b) A permanency hearing is not required if the proceeding has been dismissed, the child was not removed from the home, the child has been returned to the child's parent or guardian, or the child has been legally adopted or appointed a legal guardian.

(c) The permanency hearing may be combined with a hearing that is required in other sections of this part or with a review held pursuant to 41-3-115 or 41-3-1010 if held within the applicable time limits. If a permanency hearing is combined with another hearing or a review, the requirements of the court related to the disposition of the other hearing or review must be met in addition to the requirements of this section.

(d) The court-approved entity conducting the permanency hearing may elect to hold joint or separate reviews for groups of siblings, but the court shall issue specific findings for each child.

(2) At least 3 working days prior to the permanency hearing, the department shall submit a report regarding the child to the entity that will be conducting the hearing for review. The report must address the department's efforts to effectuate the permanency plan for the child, address the options for the child's permanent placement, examine the reasons for excluding higher priority options, and set forth the proposed plan to carry out the placement decision, including specific times for achieving the plan.

(3) At least 3 working days prior to the permanency hearing, the guardian ad litem or an attorney or advocate for a parent or guardian may submit an informational report to the entity that will be conducting the hearing for review.

(4) In a permanency hearing, the court or other entity conducting the hearing shall consult, in an age-appropriate manner, with the child regarding the proposed permanency or transition plan for the child.

~~(4)~~(5) (a) The court's order must be issued within 20 days after the permanency hearing if the hearing was conducted by the court. If a member of the child's extended family, including an adult sibling, grandparent, great-grandparent, aunt, or uncle, has requested that custody be awarded to that family member or that a prior grant of temporary custody with that family member be made permanent, the department shall investigate and determine if awarding custody to that family member is in the best interests of the child. The department shall provide the reasons for any denial to the court. If the court accepts the department's custody recommendation, the court shall inform any denied family member of the reasons for the denial to the extent that confidentiality laws allow. The court shall include the reasons for denial in the court order if the family member who is denied custody requests it to be included.

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(b) If an entity other than the court conducts the hearing, the entity shall keep minutes of the hearing and the minutes and written recommendations must be provided to the court within 20 days of the hearing.

(c) If an entity other than the court conducts the hearing and the court concurs with the recommendations, the court may adopt the recommendations as findings with no additional hearing required. In this case, the court shall issue written findings within 10 days of receipt of the written recommendations.

~~(5)~~(6) The court shall approve a specific permanency plan for the child and make written findings on:

- (a) whether the permanency plan is in the best interests of the child;
- (b) whether the department has made reasonable efforts to finalize the plan; and
- (c) other necessary steps that the department is required to take to effectuate the terms of the plan.

~~(6)~~(7) In its discretion, the court may enter any other order that it determines to be in the best interests of the child that does not conflict with the options provided in subsection ~~(7)~~ (8) and that does not require an expenditure of money by the department unless the court finds after notice and a hearing that the expenditures are reasonable and that resources are available for payment. The department is the payor of last resort after all family, insurance, and other resources have been examined.

~~(7)~~(8) Permanency options include:

- (a) reunification of the child with the child's parent or guardian;
 - (b) adoption;
 - (c) appointment of a guardian pursuant to 41-3-444; or
 - (d) long-term custody if the child is in a planned permanent living arrangement and if it is established by a preponderance of the evidence, which is reflected in specific findings by the court, that:
 - (i) the child is being cared for by a fit and willing relative;
 - (ii) the child has an emotional or mental handicap that is so severe that the child cannot function in a family setting and the best interests of the child are served by placement in a residential or group setting;
 - (iii) the child is at least 16 years of age and is participating in an independent living program and that termination of parental rights is not in the best interests of the child;
 - (iv) the child's parent is incarcerated and circumstances, including placement of the child and continued, frequent contact with the parent, indicate that it would not be in the best interests of the child to terminate parental rights of that parent; or
 - (v) the child meets the following criteria:
 - (A) the child has been adjudicated a youth in need of care;
 - (B) the department has made reasonable efforts to reunite the parent and child, further efforts by the department would likely be unproductive, and reunification of the child with the parent or guardian would be contrary to the best interests of the child;
 - (C) there is a judicial finding that other more permanent placement options for the child have been considered and found to be inappropriate or not to be in the best interests of the child; and
 - (D) the child has been in a placement in which the foster parent or relative has committed to the long-term care and to a relationship with the child, and it is in the best interests of the child to remain in that placement.
- ~~(8)~~(9) The court may terminate a planned permanent living arrangement upon petition of the birth parents or the department if the court finds that the circumstances of the child or family have substantially changed and the best interests of the child are no longer being served."

Renumber: subsequent sections

And, as amended, do pass. Report adopted.

STATE ADMINISTRATION (Himmelberger, Chairman):
HB 209, introduced bill, be amended as follows:

1/25/2007

1. Title, page 1, line 6 through line 7.

Strike: "REPEALING" on line 6 through "LEGISLATION;" on line 7

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2. Title, page 1, line 8.

Strike: "REPEALING" through ";"

3. Page 8, line 16.

Strike: section 6 in its entirety

Renumber: subsequent section

And, as amended, do pass. Report adopted.

MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence:

1/24/2007

SB 36, introduced by Cocchiarella

SB 47, introduced by Esp

SB 60, introduced by Cobb

SB 71, introduced by Gebhardt

SB 122, introduced by Kitzenberg

SB 133, introduced by Essmann

SB 152, introduced by Ryan

SB 164, introduced by Gallus

FIRST READING AND COMMITMENT OF BILLS

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

HB 453, introduced by Wiseman, referred to Judiciary.

HB 454, introduced by McGillvray, Stapleton, referred to Education.

HB 455, introduced by Stoker, referred to Judiciary.

HB 456, introduced by McNutt, referred to Judiciary.

HB 457, introduced by Olson, referred to State Administration.

HB 458, introduced by Olson, referred to Taxation.

HB 459, introduced by Heinert, referred to Judiciary.

HB 460, introduced by Keane, Mendenhall, Gebhardt, Olson, Gallus, Noonan, Heinert, Ankney, Groesbeck, referred to Natural Resources.

HB 461, introduced by Ebinger, Phillips, Hawks, Wiseman, Pomnichowski, Bergren, Hollenbaugh, McAlpin, Ward, referred to Business and Labor.

HB 462, introduced by Sands, Williams, Stoker, Wilson, Erickson, Lange, Parker, Hawks, Dickenson, Laslovich, referred to Judiciary.

HB 463, introduced by Villa, referred to Taxation.

HB 464, introduced by K. Peterson, Jent, Gallus, Shockley, referred to Judiciary.

HB 465, introduced by Jore, referred to Education.

HB 466, introduced by Jore, referred to Judiciary.

**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 Villa in the chair.

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

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recommend as follows:

HB 82 - Representative Parker moved **HB 82**, second reading copy, be amended as follows:

1. Title, line 7.

Following: "PORNOGRAPHY;"

Insert: "PROVIDING DEFINITIONS;"

Strike: "AND"

Strike: "SECTION"

Insert: "SECTIONS"

Following: "45-5-625"

Insert: "AND 50-19-501"

Following: "MCA"

Insert: "; AND REPEALING SECTION 45-5-620, MCA"

2. Page 1, line 25.

Following: "child"

Strike: ";

3. Page 1, lines 26 through 29.

Strike: "(i)" on line 26

Following: "simulated;" on line 26

Strike: remainder of line 26 through "person;"

4. Page 2, line 17.

Following: "SECTION."

Insert: "the following definitions apply: (a)"

Strike: "ELECTRONIC"

Insert: "Electronic"

5. Page 2, line 19.

Following: line 19

Insert: "(b)"Sexual conduct" means:

(i) actual or simulated:

(A) sexual intercourse, whether between persons of the same or opposite sex;

(B) penetration of the vagina or rectum by any object, except when done as part of a recognized medical procedure;

(C) bestiality;

(D) masturbation;

(E) sadomasochistic abuse;

(F) lewd exhibition of the genitals, breasts, pubic or rectal area, or other intimate parts of any person; or

(G) defecation or urination for the purpose of the sexual stimulation of the viewer; or

(ii) depiction of a child in the nude or in a state of partial undress with the purpose to abuse, humiliate, harass, or degrade the child or to arouse or gratify the person's own sexual response or desire or the sexual response or desire of any person.

(c) "Simulated" means any depicting of the genitals or pubic or rectal area that gives the appearance of sexual conduct or incipient sexual conduct.

(d) "Visual medium" means:

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- (i) any film, photograph, videotape, negative, slide, or photographic reproduction that contains or incorporates in any manner any film, photograph, videotape, negative, or slide; or
- (ii) any disk, diskette, or other physical media that allows an image to be displayed on a computer or other video screen and any image transmitted to a computer or other video screen by telephone line, cable, satellite transmission, or other method."

6. Page 2, line 20.

"Section 2. Section 50-19-501, MCA, is amended to read:

"50-19-501. Nursing mother and infant protection. (1) The Montana legislature finds that breastfeeding a baby is an important and basic act of nurturing that must be protected in the interests of maternal and child health and family values. A mother has a right to breastfeed the mother's child in any location, public or private, where the mother and child are otherwise authorized to be present, irrespective of whether or not the mother's breast is covered during or incidental to the breastfeeding.

(2) A unit of local government may not prohibit breastfeeding in public by local ordinance.

(3) The act of breastfeeding may not be considered:

(a) a nuisance as provided in Title 27, chapter 30;

(b) indecent exposure as provided for in 45-5-504;

(c) sexual conduct as defined in ~~45-5-620(1)(f)~~ 45-5-625; or

(d) obscenity as provided for in 45-8-201."

Insert: "NEW SECTION. Section 3. Repealer. Section 45-5-620, MCA, is repealed."

Amendment adopted 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

Voted Absentee: Campbell, Small-Eastman, Ayes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 82 - Motion that **HB 82** do pass 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, 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,

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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

Voted Absentee: Campbell, Small-Eastman, Ayes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 1 - Representative Keane moved consideration of **HB 1** be passed for the day. Motion carried.

HB 24 - Representative Klock moved **HB 24** do pass. Motion carried as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Bergren, Blasdel, Boggio, Butcher, Callahan, Campbell, Clark, Cordier, Driscoll, Dutton, Ebinger, Everett, French, Furey, Groesbeck, Hamilton, Hawk, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, L. Jones, W. Jones, Jopek, Kasten, Keane, Kerns, Klock, Koopman, Kottel, Lake, Lambert, Lange, MacLaren, Malcolm, McChesney, McGillvray, McNutt, Mendenhall, Milburn, Morgan, Noonan, Nooney, O'Hara, Olson, Peterson, Phillips, Ripley, Sesso, Sinrud, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, Villa, Vincent, Ward, Wilson.

Total 68

Noes: Becker, Bixby, Branae, Caferro, Cohenour, Dickenson, Erickson, Franklin, Gallik, Glaser, Grinde, Hands, Ingraham, Jacobson, Jayne, Jore, McAlpin, Musgrove, Parker, Pomnichowski, Raser, Reinhart, Rice, Ross, Sands, Van Dyk, Wells, Wilmer, Windy Boy, Wiseman, Witte, Mr. Speaker.

Total 32

Voted Absentee: Campbell, Small-Eastman, Ayes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 33 - Representative McNutt moved **HB 33** do pass. Motion carried as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, 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, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Kasten, Keane, Klock, 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,

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Sands, Sesso, Small-Eastman, Stahl, Stoker, Thomas, Van Dyk, Villa, Vincent, Wilmer, Wilson, Windy Boy, Wiseman.

Total 86

Noes: Beck, Blasdel, Everett, Hawk, Jore, Kerns, Koopman, Sinrud, Sonju, Taylor, Wells, Witte, Mr. Speaker.

Total 13

Voted Absentee: Campbell, Small-Eastman, Ayes.

Excused: None.

Total 0

Absent or not voting: Ward.

Total 1

HB 37 - Representative Reinhart moved **HB 37** do pass. Motion carried as follows:

Ayes: Augare, Becker, Bergren, Bixby, Branae, Caferro, Callahan, Campbell, Cohenour, Cordier, Dickenson, Driscoll, Ebinger, Erickson, Franklin, Furey, Gallik, Grinde, Groesbeck, Hamilton, Hands, Heinert, Henry, Hollenbaugh, Jacobson, Jayne, Jopek, Keane, Malcolm, McAlpin, McChesney, McNutt, Musgrove, Noonan, Parker, Phillips, Pomnichowski, Raser, Reinhart, Ross, Sands, Sesso, Small-Eastman, Stahl, Van Dyk, Villa, Vincent, Wilmer, Wilson, Windy Boy, Wiseman.

Total 51

Noes: Ankney, Arntzen, Barrett, Beck, Blasdel, Boggio, Butcher, Clark, Dutton, Everett, French, Glaser, Hawk, Hendrick, Hilbert, Himmelberger, Hiner, Ingraham, L. Jones, W. Jones, Jore, Kasten, Kerns, Klock, Koopman, Kottel, Lake, Lambert, Lange, MacLaren, McGillvray, Mendenhall, Milburn, Morgan, Nooney, O'Hara, Olson, Peterson, Rice, Ripley, Sinrud, Sonju, Stoker, Taylor, Thomas, Ward, Wells, Witte, Mr. Speaker.

Total 49

Voted Absentee: Campbell, Small-Eastman, Ayes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 114 - Representative Olson moved **HB 114** do pass.

HB 114 - Representative Gallik moved **HB 114** be amended. The amendment failed as follows:

Ayes: Augare, Becker, Bergren, Bixby, Branae, Caferro, Callahan, Campbell, Cohenour, Dickenson, Ebinger, Erickson, Franklin, French, Furey, Gallik, Grinde, Hamilton, Hands, Henry, Hiner, Hollenbaugh, Jacobson, Jayne, Jopek, Jore, Koopman, Kottel, MacLaren, McAlpin, McGillvray, Musgrove, Noonan, Parker, Phillips, Pomnichowski, Raser, Reinhart, Sands, Sesso, Small-Eastman, Sonju, Van Dyk, Wilmer, Windy Boy, Wiseman.

Total 46

Noes: Ankney, Arntzen, Barrett, Beck, Blasdel, Boggio, Butcher, Clark, Cordier, Driscoll, Dutton, Everett, Glaser, Groesbeck, Hawk, Heinert, Hendrick, Hilbert, Himmelberger, Ingraham, L. Jones, W. Jones, Kasten, Keane, Kerns, Klock, Lake, Lambert, Lange, Malcolm, McChesney, McNutt, Mendenhall, Milburn, Morgan, Nooney, O'Hara,

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Olson, Peterson, Rice, Ripley, Ross, Sinrud, Stahl, Stoker, Taylor, Thomas, Villa, Vincent, Ward, Wells, Wilson, Witte, Mr. Speaker.

Total 54

Voted Absentee: Campbell, Small-Eastman, Ayes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 114 - Representative Gallik moved **HB 114** be amended as follows:

1. Page 5, line 5.

Strike: "\$350,000"

Insert: "\$250,000"

Amendment adopted as follows:

Ayes: Augare, Becker, Bixby, Branae, Caferro, Callahan, Campbell, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Franklin, French, Furey, Gallik, Grinde, Hamilton, Hands, Henry, Himmelberger, Hiner, Hollenbaugh, Jacobson, Jayne, Jopek, Jore, Koopman, Kottel, McAlpin, McChesney, McGillvray, Musgrove, Parker, Phillips, Pomnichowski, Raser, Reinhart, Sands, Sesso, Small-Eastman, Sonju, Van Dyk, Villa, Wells, Wilmer, Wilson, Windy Boy, Wiseman.

Total 51

Noes: Ankney, Arntzen, Barrett, Beck, Bergren, Blasdel, Boggio, Butcher, Clark, Everett, Glaser, Groesbeck, Hawk, Heinert, Hendrick, Hilbert, Ingraham, L. Jones, W. Jones, Kasten, Keane, Kerns, Klock, Lake, Lambert, Lange, MacLaren, Malcolm, McNutt, Mendenhall, Milburn, Morgan, Noonan, Nooney, O'Hara, Olson, Peterson, Rice, Ripley, Ross, Sinrud, Stahl, Stoker, Taylor, Thomas, Vincent, Ward, Witte, Mr. Speaker.

Total 49

Voted Absentee: Campbell, Small-Eastman, Ayes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 114 - Representative Gallik moved **HB 114** be amended. The amendment failed as follows:

Ayes: Augare, Becker, Bergren, Bixby, Branae, Caferro, Callahan, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Erickson, Everett, Franklin, French, Furey, Gallik, Grinde, Hamilton, Hands, Hawk, Henry, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, Jopek, Jore, Kottel, Lambert, McAlpin, Morgan, Musgrove, Noonan, Parker, Phillips, Pomnichowski, Raser, Reinhart, Sands, Sesso, Small-Eastman, Van Dyk, Villa, Wilmer, Wilson, Windy Boy, Wiseman.

Total 50

Noes: Ankney, Arntzen, Barrett, Beck, Blasdel, Boggio, Butcher, Clark, Cordier, Dutton, Glaser, Groesbeck,

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Heinert, Hendrick, Hilbert, Himmelberger, L. Jones, W. Jones, Kasten, Keane, Kerns, Klock, Koopman, Lake, Lange, MacLaren, Malcolm, McChesney, McGillvray, McNutt, Mendenhall, Milburn, Nooney, O'Hara, Olson, Peterson, Rice, Ripley, Ross, Sinrud, Sonju, Stahl, Stoker, Taylor, Thomas, Vincent, Ward, Wells, Witte, Mr. Speaker.

Total 50

Voted Absentee: Campbell, Small-Eastman, Ayes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 114 - Motion that **HB 114** do pass carried as follows:

Ayes: Ankney, Arntzen, Barrett, Beck, Becker, Bergren, Blasdel, Boggio, Branae, Butcher, Campbell, Clark, Cordier, Driscoll, Dutton, Ebinger, Everett, Furey, Glaser, Groesbeck, Hamilton, Hawk, Heinert, Hendrick, Hilbert, Himmelberger, Hiner, Ingraham, Jayne, L. Jones, W. Jones, Jopek, Kasten, Keane, Kerns, Klock, Kottel, Lake, Lambert, Lange, MacLaren, Malcolm, McChesney, McGillvray, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noonan, Nooney, O'Hara, Olson, Peterson, Rice, Ripley, Ross, Sesso, Sinrud, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, Villa, Vincent, Ward, Wilson, Witte.

Total 70

Noes: Augare, Bixby, Caferro, Callahan, Cohenour, Dickenson, Erickson, Franklin, French, Gallik, Grinde, Hands, Henry, Hollenbaugh, Jacobson, Jore, Koopman, McAlpin, Parker, Phillips, Pomnichowski, Raser, Reinhart, Sands, Van Dyk, Wells, Wilmer, Windy Boy, Wiseman, Mr. Speaker.

Total 30

Voted Absentee: Campbell, Small-Eastman, Ayes.

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 Villa moved the Committee of the Whole report be adopted. Report adopted as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, Blasdel, Boggio, Branae, Butcher, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, French, Furey, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hawk, Heinert, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, 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, Pomnichowski, Reinhart, Rice, Ripley, Ross, Sands, Sesso, Sinrud, Sonju, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wilmer, Wilson, Windy Boy, Witte, Mr. Speaker.

Total 85

Noes: Caferro, Callahan, Erickson, Everett, Franklin, Gallik, Hendrick, Jayne, Jore, Raser, Wells, Wiseman.

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Total 12

Excused: Campbell, Small-Eastman.
Total 2

Absent or not voting: Phillips.
Total 1

REPORTS OF STANDING COMMITTEES

HUMAN SERVICES (Stoker, Chairman):

1/24/2007

HB 64, do pass. Report adopted.

HB 117, introduced bill, be amended as follows:

1. Page 2, line 5.

Strike: "Montana hospitals"

Insert: "each licensed hospital, health care facility, or health care provider"

2. Page 2, line 7.

Following: "birth"

Strike: ";"

Insert: "and report the results to each infant's primary care provider, including any recommendation for audiologic assessment for an infant with two failed hearing screenings; and"

3. Page 2, line 8 through page 2, line 10.

Following: "loss;"

Strike: "and" on page 2, line 8 through "assessment;" on page 2, line 10

4. Page 2, line 16.

Strike: "referral"

Insert: "recommendation"

5. Page 2, line 22.

Strike: "hospitals"

Insert: "each licensed hospital, health care facility, or health care provider providing obstetric services"

6. Page 3.

Following: "line 20"

Insert: "(iii) the number of infants not screened and the reason each infant was not screened, in accordance with reporting requirements;"

Renumber: subsequent subsections

7. Page 3, line 22.

Strike: "referred for audiologic assessment"

Insert: "who do not pass their screenings and the contact information for the primary care provider who was notified of the screening results for each infant who did not pass the screenings"

And, as amended, do pass. Report adopted.

BUSINESS AND LABOR (Mendenhall, Chairman):

1/25/2007

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HB 65, introduced bill, be amended as follows:

1. Title, line 6 through line 7.

Strike: "DESIGNATING" on line 6 through "ACT;" on line 7

2. Title, line 9 through line 11.

Following: "LAWS;"

Strike: "PROVIDING" on line 9 through "PURPOSES;" on line 11

3. Title, line 13.

Following: "FACTOR;"

Insert: "PROVIDING THAT CERTAIN INFORMATION REGARDING SUBSEQUENT INJURY CERTIFICATION IS PART OF THE WORKERS' COMPENSATION DATABASE SYSTEM AND MAY BE RELEASED UNDER SPECIFIED CONDITIONS TO AN INSURER; LIMITING LIABILITY OF INJURED EMPLOYEES TO THIRD-PARTY PROVIDERS AND PROVIDING FOR ACTIONS BY THIRD-PARTY PROVIDERS AGAINST UNINSURED EMPLOYERS FOR SERVICES TO AN EMPLOYEE THAT ARE NOT REIMBURSED BY THE UNINSURED EMPLOYERS' FUND;"

4. Title, line 16.

Strike: "39-71-203,"

Insert: "39-71-225",

Following: "39-71-503,"

Insert: "39-71-508,"

5. Page 2, line 22 through page 3, line 2.

Strike: section 2 in its entirety

Renumber: subsequent sections

6. Page 3, lines 10 through 21.

Strike: section 4 in its entirety

Insert: "**Section 3.** Section 39-71-225, MCA, is amended to read:

"39-71-225. Workers' compensation database system. (1) The department shall develop a workers' compensation database system to generate management information about Montana's workers' compensation system. The database system must be used to collect and compile information from insurers, employers, medical providers, claimants, claims examiners, rehabilitation providers, and the legal profession.

(2) Data collected must be used to provide:

(a) management information to the legislative and executive branches for the purpose of making policy and management decisions, including but not limited to:

(i) performance information to enable the state to enact remedial efforts to ensure quality, control abuse, and enhance cost control;

(ii) information on medical, indemnity, and rehabilitation costs, utilization, and trends;

(iii) information on litigation and attorney involvement for the purpose of identifying trends, problem areas, and the costs of legal involvement;

(b) current and prior claim information to any insurer that is at risk on a claim, or that is alleged to be at risk in any administrative or judicial proceeding, to determine claims liability or for fraud investigation. The department may release information only upon written request by the insurer and may disclose only the claimant's name, claimant's identification number, prior claim number, date of injury, body part involved, and name and address of the insurer and claims examiner on each claim filed. Information obtained by an insurer pursuant to this section must remain confidential and may not be disclosed to a third party except to the extent necessary for determining claim liability or for fraud investigation; ~~and~~

(c) current and prior claim information to law enforcement agencies for purposes of fraud investigation or

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prosecution; and

(d) to any insurer that is at risk on a claim, information identifying whether the claimant has been certified by the department as a person with a disability. Information obtained by an insurer pursuant to this subsection (2)(d) must remain confidential and may not be disclosed to a third party except as necessary to implement the provisions of Title 39, chapter 71, part 9. An insurer may disclose to the employer that the claimant has been certified by the department and of the potential for a limit on the insurer's liability and of potential reimbursement by the subsequent injury fund.

(3) The department is authorized to collect from insurers, employers, medical providers, the legal profession, and others the information necessary to generate the workers' compensation database system.

(4) The workers' compensation database system must be designed in accordance with the following principles:

(a) avoidance of duplication and inconsistency;
(b) reasonable availability of data elements;
(c) value of information collected to be commensurate with the cost of retrieving the collected information;
(d) uniformity to permit efficiency of collection and to allow interstate comparisons;
(e) a workable mechanism to ensure the accuracy of the data collected and to protect the confidentiality of collected data;

(f) reasonable availability of the data at a fair cost to the user;
(g) a broad application to plan No. 1, plan No. 2, and plan No. 3 insurers;
(h) compatibility with electronic data reporting;
(i) reporting procedures that can be handled through private data collection systems that adhere to the provisions of subsections (4)(a) through (4)(h);

(j) implementation of reporting requirements that allow reasonable lead time for compliance.

(5) The department shall publish an annual report on the information compiled.

(6) Users of information obtained from the workers' compensation database under this section are liable for damages arising from misuse or unlawful dissemination of database information.

(7) An insurer or a third-party administrator who submitted 50 or more "first reports of injury" to the department in the preceding calendar year shall electronically submit the reports and any other reports related to the reported claims in a nationally recognized format specified by department rule.

(8) The department may adopt rules to implement this section."

Renumber: subsequent sections

7. Page 4, line 17.

Following: "necessary for"

Strike: "the administration of the fund and for"

8. Page 4, following line 18.

Insert: "Section 5. Section 39-71-508, MCA, is amended to read:

"39-71-508. Coordination of remedies -- limitation of liability of employee to third-party providers -- rights of third-party providers. (1) An employee who suffers an injury arising out of and in the course of employment while working for an uninsured employer, as defined in 39-71-501, or an employee's beneficiaries in injuries resulting in death may pursue all remedies concurrently, including but not limited to:

- ~~(1)~~(a) a claim for benefits from the uninsured employers' fund;
~~(2)~~(b) a damage action against the employer in accordance with 39-71-509;
~~(3)~~(c) an independent action against an employer as provided in 39-71-515; or
~~(4)~~(d) any other civil remedy provided by law.

(2) An employee who is entitled to recover under this part is not liable to any third-party provider for services provided to the employee that are not reimbursed by the uninsured employers' fund.

(3) A third-party provider that is not fully reimbursed by the uninsured employers' fund for services provided to an injured employee may bring an action directly against the uninsured employer for the amount of services that were not paid by the uninsured employers' fund."

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Renumber: subsequent sections

9. Page 7, line 28.

Strike: "(1)"

Strike: "3"

Insert: "2"

10. Page 7, line 29.

Strike: "3"

Insert: "2"

11. Page 7, line 30 through page 8, line 1.

Strike: subsection (2) in its entirety

12. Page 8, line 5.

Strike: "5"

Insert: "4"

And, as amended, do pass. Report adopted.

HB 72, introduced bill, be amended as follows:

1. Title, line 6.

Strike: "DESIGNATING"

Insert: "ESTABLISHING REQUIREMENTS FOR"

Strike: "A CRIMINAL JUSTICE AGENCY FOR"

Insert: "PERTAINING TO"

2. Title, line 8 through line 9.

Strike: "REQUIRING" on line 8 through "ORGANIZATIONS;" on line 9

3. Page 1, line 16 through line 18.

Strike: section 1 in its entirety

Renumber: subsequent sections

4. Page 3, line 7 through line 11.

Strike: "Each" on line 7 through "(5)(b)(i)." on line 11

Insert: "As a prerequisite to the issuance of a license, the department shall require the applicant to submit fingerprints for the purpose of fingerprint checks by the Montana department of justice and the federal bureau of investigation.

(ii) The applicant shall sign a release of information to the department and is responsible to the department of justice for the payment of all fees associated with the criminal background check.

(iii) Upon completion of the criminal background check, the department of justice shall forward all criminal justice information, as defined in 44-5-103, concerning the applicant that involves the conviction of a criminal offense in any jurisdiction to the department, as authorized in 44-5-303.

(iv) At the conclusion of any background check required by this section, the department must receive the criminal background check report but may not receive the fingerprint card of the applicant. Upon receipt of the criminal background check report, the department of justice shall promptly destroy the fingerprint card of the applicant.

(c) If an applicant has a history of criminal convictions, then pursuant to 37-1-203, the applicant

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has the opportunity to demonstrate to the department that the applicant is sufficiently rehabilitated to warrant the public trust, and if the department determines that the applicant is not, the license may be denied."

5. Page 9, line 7 through line 8.

Strike: section 4 in its entirety

Renumber: subsequent section

And, as amended, do pass. Report adopted.

HB 145, introduced bill, be amended as follows:

1. Page 1, line 16.

Following: "~~licenses,~~"

Insert: "licenses,"

2. Page 1, line 19.

Following: "~~licenses,~~"

Insert: "licenses,"

3. Page 2, line 16.

Following: "~~licenses,~~"

Insert: ",licenses,"

And, as amended, do pass. Report adopted.

HB 190, introduced bill, be amended as follows:

1. Title, line 5.

Following: "23-5-317,"

Strike: "23-5-324,"

2. Page 7, line 20.

Strike: "at all times"

Insert: "upon request"

3. Page 9, line 26 through page 10, line 3.

Strike: section 6 in its entirety

Renumber: subsequent sections

4. Page 11, line 3.

Strike: "8"

Insert: "7"

5. Page 11, line 4.

Strike: "8"

Insert: "7"

And, as amended, do pass. Report adopted.

HB 286, introduced bill, be amended as follows:

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1. Page 1, line 29.

Strike: "20%"

Insert: "14%"

2. Page 1, line 30.

Following: "U.S."

Insert: "bureau of the"

Following: "census"

Strike: "bureau's small area income and poverty"

3. Page 3, line 25.

Strike: "more advantageous"

Insert: "50% to 100%"

And, as amended, do pass. Report adopted.

HB 319, introduced bill, be amended as follows:

1. Title, line 5 through line 6.

Strike: "REVISING" on line 5 through "CONTRACTS;" on line 6

Insert: "AND"

2. Title, line 7 through line 8.

Strike: ";" through "MCA"

3. Page 2, line 4 through line 14.

Strike: section 2 in its entirety

Renumber: subsequent sections

4. Page 3, line 14.

Strike: "3 and 4"

Insert: "2 and 3"

5. Page 3, line 15.

Strike: "3 and 4"

Insert: "2 and 3"

And, as amended, do pass. Report adopted.

HB 333, do pass. Report adopted.

EDUCATION (Jore, Chairman):

1/25/2007

HB 194, introduced bill, be amended as follows:

1. Page 1, line 12.

Following: "year"

Insert: "by the 20th class day"

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And, as amended, do pass. Report adopted.

MOTIONS

Majority Leader Lange moved **HB 33** be rereferred to the Committee on Appropriations. There being no objections, so ordered.

Majority Leader Lange moved **HB 37** be rereferred to the Committee on Appropriations. There being no objections, so ordered.

Majority Leader Lange moved **HB 114** be rereferred to the Committee on Appropriations. There being no objections, so ordered.

SPECIAL ORDERS OF THE DAY

HB 25, introduced by Olson, the following sponsor was added:
Senator Laslovich

HB 222, introduced by L.Jones, the following sponsor was added:
Representative Villa

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Lange moved that the House adjourn until 1:00 p.m., Friday, January 26, 2007. Motion carried.

House adjourned at 3:15 p.m.

MARILYN MILLER
Chief Clerk of the House

SCOTT SALES
Speaker of the House