

HOUSE JOURNAL
60TH LEGISLATURE
NINETEENTH LEGISLATIVE DAY

Helena, Montana
January 29, 2007

House Chambers
State Capitol

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

Roll Call. All members present. Quorum present.

The Speaker introduced the pages of the week:

Pages:	Kirk Skari, Chester
	Sara Schwertenleib, Florence
	Jessica McGillis, Deer Lodge
	Virginia Blackwell, Florence
	Jake Schwaller, East Helena
	Erik Kappelman, Missoula
	Ingrid McNair, Bozeman
	Brian Thompson, Deer Lodge

REPORTS OF STANDING COMMITTEES

BILLS (L. Jones, Chairman):	1/26/2007
Correctly printed: HB 162, HB 193, HB 269, HB 287, HB 293, HB 317, HB 322, HB 384.	
Correctly engrossed: HB 171, HB 196, HB 240, HB 281.	

NATURAL RESOURCES (McNutt, Chairman):	1/29/2007
HB 39 , introduced bill, be amended as follows:	

1. Title, line 13.
Strike: second "AND"

2. Title, line 14.
Following: "MCA"
Insert: "; AND PROVIDING A DELAYED EFFECTIVE DATE"

3. Page 1, lines 25 and 26.
Following: "information" on line 25
Strike: "in the clerk" on line 25 through "information" on line 26

4. Page 2, line 20.
Following: "closing"
Insert: "or transfer of real property"

5. Page 2, line 25.
Following: "closing"
Insert: "or upon completion of the transfer of real property"

6. Page 3, lines 12 through 19.
Strike: subsection (6) in its entirety

HOUSE JOURNAL
NINETEENTH LEGISLATIVE DAY - JANUARY 29, 2007

Insert: "(6) If the realty transfer certificate submitted with a deed or other instrument indicates that a water right is being severed, divided, or exempted, the clerk and recorder may not record the deed or instrument unless there is submitted with the deed or instrument a certification under penalty of false swearing, on a form provided by the department and signed by the transferor and transferee, that either states:

(a) that the documents and fee necessary to comply with this section are held in escrow, in which case the certification must also be signed by the escrow agent; or

(b) if there is no escrow, that the transferor and transferee certify that they have prepared the required documents and will send the required documents and fee to the department within 5 business days of recording, in which case the certification must also require the transferee to acknowledge that failure to file the appropriate documents and fee with the department will result in the department assessing the penalty in 85-2-431 against the transferee.

(7) Any written agreement to transfer land that has appurtenant water rights on record with the department must contain the following disclosure or words of a similar nature:

"WATER RIGHT OWNERSHIP UPDATE DISCLOSURE: By Montana law, failure of the parties at closing or transfer of real property to pay the required fee to the Montana Department of Natural Resources and Conservation for updating water right ownership may result in the transferee of the property being subject to a penalty. Additionally, in the case of water rights being exempted, severed, or divided, the failure of the parties to comply with section 85-2-424, MCA, could result in a penalty against the transferee and rejection of the deed for recording."

7. Page 3, line 25.

Strike: "real estate"

Insert: "realty"

8. Page 4, line 6.

Following: "district."

Insert: "At the discretion of the department, the judgment may be certified to the district court in the county where the real property is located."

9. Page 4, line 9.

Insert: "NEW SECTION. Section 7. Effective date. [This act] is effective July 1, 2008."

And, as amended, do pass. Report adopted.

HJR 5, be adopted. Report adopted.

STATE ADMINISTRATION (Himmelberger, Chairman):

1/26/2007

HB 225, introduced bill, be amended as follows:

1. Page 1, line 15.

Strike: "or administrative"

Strike: "taken"

Insert: "filed, or a conclusive administrative order is not issued,"

2. Page 5, line 29.

Strike: "or administrative"

Strike: "taken"

Insert: "filed, or a conclusive administrative order is not issued,"

And, as amended, do pass. Report adopted.

HOUSE JOURNAL
NINETEENTH LEGISLATIVE DAY - JANUARY 29, 2007

MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence: 1/26/2007
SB 42, introduced by Brueggeman
SB 54, introduced by Cocchiarella
SB 146, introduced by Shockley
SB 158, introduced by Cocchiarella

House bill passed and transmitted to the House for concurrence: 1/26/2007
HB 1, introduced by Sinrud

FIRST READING AND COMMITMENT OF BILLS

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

- HB 488**, introduced by Jopek, referred to Appropriations.
- HB 489**, introduced by Erickson, Pomnichowski, Cordier, Raser, Callahan, Dickenson, Wilmer, Sesso, Ebinger, Sands, Jopek, Hollenbaugh, Reinhart, Jacobson, Phillips, Kitzenberg, Bixby, Branae, Thomas, Kaufmann, Grinde, Groesbeck, referred to Local Government.
- HB 490**, introduced by French, Ward, Beck, Olson, Sands, Lewis, Keane, Kaufmann, Pomnichowski, Kottel, Cordier, Noonan, referred to Taxation.
- HB 491**, introduced by Sinrud, Clark, Kasten, Taylor, Ripley, Lange, Sonju, Sales, referred to Judiciary.
- HB 492**, introduced by Himmelberger, referred to Business and Labor.
- HB 493**, introduced by Cohenour, referred to Agriculture.
- HB 494**, introduced by Morgan, Lambert, Ingraham, Himmelberger, Hendrick, Lake, Koopman, Wells, Lange, McGillvray, Mendenhall, Klock, Malcolm, Witte, Heinert, McNutt, referred to Judiciary.
- HB 495**, introduced by Sesso, Phillips, Van Dyk, Dickenson, Ebinger, Henry, French, Jackson, Himmelberger, McChesney, Kottel, Raser, Cohenour, Hands, Musgrove, Jopek, Keane, Hamilton, Furey, Erickson, Jacobson, Augare, W. Jones, Stahl, Klock, Olson, Heinert, Parker, Noonan, Hollenbaugh, Groesbeck, Cordier, Grinde, Franklin, Windy Boy, Caferro, Vincent, referred to Appropriations.
- HB 496**, introduced by French, Henry, Franklin, Pomnichowski, referred to Judiciary.
- HB 497**, introduced by Pomnichowski, Franklin, Wanzenried, referred to Fish, Wildlife and Parks.
- HB 498**, introduced by Sands, Henry, Wilmer, Reinhart, Squires, Becker, McAlpin, Callahan, Erickson, Hands, Hollenbaugh, Cohenour, referred to State Administration.
- HB 499**, introduced by Pomnichowski, Erickson, French, Jopek, Cohenour, Sesso, referred to Business and Labor..
- HB 500**, introduced by Cohenour, Klock, Hands, Hamilton, Phillips, W. Jones, Stahl, Lambert, Cordier, Ward, Blasdel, Becker, Driscoll, Vincent, Van Dyk, Augare, Nooney, Keane, Wiseman, referred to Fish, Wildlife and Parks.
- HB 501**, introduced by Cohenour, Erickson, Raser, Windy Boy, Musgrove, Hamilton, Stahl, Cordier, Jacobson, Wilmer, McAlpin, Branae, Keane, referred to Taxation.
- HB 502**, introduced by Gallik, referred to Appropriations.
- HB 503**, introduced by Gallik, referred to Agriculture.
- HB 504**, introduced by Gallik, referred to Transportation.
- HB 505**, introduced by Gallik, referred to Appropriations.
- HB 506**, introduced by Mendenhall, referred to Judiciary.
- HB 507**, introduced by Campbell, Juneau, Cordier, Raser, Reinhart, Wilmer, Dickenson, Phillips, Jacobson, Sesso, Hollenbaugh, Thomas, Augare, Becker, Bixby, Bergren, Musgrove, Jopek, Ebinger, Pomnichowski, Callahan, Branae, Grinde, Groesbeck, Branae, Van Dyk, Hiner, Noonan, referred to Appropriations.
- HB 508**, introduced by Rice, referred to Business and Labor.

HOUSE JOURNAL
NINETEENTH LEGISLATIVE DAY - JANUARY 29, 2007

HJR 22, introduced by W. Jones, referred to Education.

HJR 23, introduced by Cohenour, McChesney, Augare, Musgrove, French, referred to Agriculture.

HJR 24, introduced by Hands, Wiseman, Wilson, Franklin, Jopek, Cohenour, referred to Natural Resources.

HJR 25, introduced by Rice, Wells, L. Jones, Boggio, Lange, Hendrick, Sales, Hilbert, Beck, Jore, Everett, Ingraham, Morgan, Ward, Himmelberger, Ross, MacLaren, Mendenhall, Sonju, Nooney, Ripley.

**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 Koopman in the chair.

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

HB 1 - Representative Sinrud moved **HB 1** do pass. Motion carried as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Bergren, Bixby, Branae, Callahan, Campbell, Cohenour, Cordier, Driscoll, Erickson, Franklin, French, Gallik, Grinde, Hamilton, Henry, Himmelberger, Hiner, Hollenbaugh, Jacobson, L. Jones, W. Jones, Jopek, Keane, Kottel, Lambert, MacLaren, McAlpin, McChesney, McGillvray, McNutt, Milburn, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Reinhart, Sands, Sesso, Sinrud, Small-Eastman, Stahl, Taylor, Thomas, Van Dyk, Villa, Wilmer.

Total 55

Noes: Beck, Becker, Blasdel, Boggio, Butcher, Caferro, Clark, Dickenson, Dutton, Ebinger, Everett, Furey, Glaser, Groesbeck, Hands, Hawk, Heinert, Hendrick, Hilbert, Ingraham, Jayne, Jore, Kasten, Kerns, Klock, Lake, Lange, Malcolm, Mendenhall, Morgan, Raser, Rice, Ripley, Ross, Sonju, Stoker, Vincent, Ward, Wells, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.

Total 44

Excused: None.

Total 0

Absent or not voting: Koopman.

Total 1

SJR 1 - Representative Lange moved **SJR 1** be concurred in. 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, 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, 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 99

Noes: Koopman.

Total 1

HOUSE JOURNAL
NINETEENTH LEGISLATIVE DAY - JANUARY 29, 2007

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 53 - Representative Lange moved consideration of **HB 53** be passed for the day. Motion carried.

HB 91 - Representative Clark moved **HB 91** do pass.

HB 91 - Representative Kottel moved **HB 1**, second reading copy, be amended as follows:

1. Page 4, line 25.

Following: "(2)"

Insert: "(a) or (2)(b)"

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

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 91 - Motion to pass **HB 91** 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, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Keane, Kerns, 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, Ripley, Ross, Sands, Sesso, Sinrud, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Wells, Wilmer, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.

Total 92

Noes: Everett, Hawk, Ingraham, Jore, Kasten, Koopman, Rice, Ward.

HOUSE JOURNAL
NINETEENTH LEGISLATIVE DAY - JANUARY 29, 2007

Total 8

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 64 - Representative Clark moved **HB 64** 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, 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, 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.

Total 97

Noes: Jore, Koopman, Mr. Speaker.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 65 - Representative Villa moved **HB 65** do pass. Motion carried as follows:

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

Total 79

Noes: Barrett, Beck, Butcher, Hendrick, Ingraham, Jayne, L. Jones, Jore, Kasten, Koopman, Lake, McGillvray, Peterson, Rice, Sinrud, Stoker, Taylor, Ward, Wells, Witte, Mr. Speaker.

Total 21

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 72 - Representative Van Dyk moved **HB 72** do pass. Motion carried as follows:

HOUSE JOURNAL
NINETEENTH LEGISLATIVE DAY - JANUARY 29, 2007

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

Total 85

Noes: Barrett, Dickenson, Ingraham, Jayne, Jore, Koopman, Lake, Rice, Sinrud, Sonju, Ward, Wells, Witte, Mr. Speaker.

Total 14

Excused: None.

Total 0

Absent or not voting: Milburn.

Total 1

HB 83 - Representative Hiner moved **HB 83** do pass.

HB 83 - Representative K. Peterson moved **HB 83**, second reading copy, be amended as follows:

1. Page 3, line 6.

Strike: "NONMEDICAL"

Insert: "medical"

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

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HOUSE JOURNAL
NINETEENTH LEGISLATIVE DAY - JANUARY 29, 2007

HB 83 - Motion to pass **HB 83** 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, 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, Sinrud, Small-Eastman, 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

Excused: None.
Total 0

Absent or not voting: Sesso.
Total 1

HB 117 - Representative Sales moved consideration of **HB 117** be passed for the day. Motion carried.

HB 145 - Representative Sonju moved **HB 145** do pass. Motion carried as follows:

Ayes: Ankney, Arntzen, Augare, Beck, Becker, Bergren, Blasdel, Boggio, Branae, Butcher, Caferro, Callahan, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Franklin, French, Furey, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hawk, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, L. Jones, W. Jones, Kasten, Keane, Kerns, Klock, Kottel, Lake, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McGillvray, McNutt, Mendenhall, Milburn, Morgan, 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.
Total 87

Noes: Barrett, Campbell, Everett, Gallik, Heinert, Jayne, Jopek, Jore, Koopman, Musgrove, Witte.
Total 11

Excused: None.
Total 0

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

HB 190 - Representative Thomas moved **HB 190** do pass. Motion carried as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, Blasdel, Branae, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Driscoll, Ebinger, Franklin, French, Furey, Glaser, Grinde, Groesbeck, Hamilton, Hands, Heinert, Henry, Hiner, Hollenbaugh, Jacobson, L. Jones, Jopek, Keane, Kerns, Klock, Kottel, Lambert, Lange, MacLaren, McAlpin, McChesney, McNutt, Morgan, Musgrove, Noonan, Olson, Parker, Phillips, Pomnichowski, Raser, Reinhart, Rice, Ripley, Ross, Sands, Sesso, Small-Eastman, Sonju, Stahl, Taylor, Thomas,

HOUSE JOURNAL
NINETEENTH LEGISLATIVE DAY - JANUARY 29, 2007

Van Dyk, Villa, Ward, Wilmer, Wilson, Wiseman.
Total 68

Noes: Boggio, Butcher, Dickenson, Dutton, Erickson, Everett, Gallik, Hawk, Hendrick, Hilbert, Himmelberger, Ingraham, Jayne, W. Jones, Jore, Kasten, Koopman, Lake, Malcolm, McGillvray, Mendenhall, Milburn, O'Hara, Peterson, Sinrud, Stoker, Vincent, Wells, Windy Boy, Witte, Mr. Speaker.
Total 31

Excused: None.
Total 0

Absent or not voting: Nooney.
Total 1

Majority Leader Lange moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the chair. Chairman Koopman moved the Committee of the Whole report be adopted. Report **not** adopted as follows:

Ayes: Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, Blasdel, Boggio, Branae, Butcher, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Dutton, Ebinger, Erickson, French, Furey, Glaser, Grinde, Groesbeck, Hamilton, Hands, Heinert, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, L. Jones, Jopek, Kasten, 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, Rice, Ripley, Ross, Sands, Sesso, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Van Dyk, Villa, Vincent, Ward, Wilmer, Wilson, Wiseman, Witte, Mr. Speaker.
Total 83

Noes: Everett, Franklin, Gallik, Hawk, Hendrick, Jayne, W. Jones, McGillvray, Wells, Windy Boy.
Total 10

Excused: None.
Total 0

Absent or not voting: Ankney, Driscoll, Jore, Koopman, Mendenhall, Sinrud, Thomas.
Total 7

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 82 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.

HOUSE JOURNAL
NINETEENTH LEGISLATIVE DAY - JANUARY 29, 2007

Speaker.
Total 100

Noes: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 132 passed as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, 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, 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, McGillvray, McNutt, Mendenhall, 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, Wilmer, Wilson, Windy Boy, Wiseman.
Total 88

Noes: Beck, Everett, Hawk, Jore, Kasten, Koopman, Rice, Sinrud, Sonju, Wells, Witte, Mr. Speaker.
Total 12

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 156 passed as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, 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, Heinert, Hendrick, Henry, Hilbert, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, 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, Rice, Ripley, Ross, Sands, Sesso, Sinrud, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wells, Wilmer, Wilson, Windy Boy, Wiseman.
Total 91

Noes: Beck, Everett, Hawk, Himmelberger, Jore, Koopman, McGillvray, Witte, Mr. Speaker.
Total 9

Excused: None.
Total 0

HOUSE JOURNAL
NINETEENTH LEGISLATIVE DAY - JANUARY 29, 2007

Absent or not voting: None.
Total 0

HB 209 passed as follows:

Ayes: Ankney, Arntzen, Barrett, Beck, Becker, Blasdel, Boggio, Butcher, Caferro, Clark, Driscoll, Dutton, Everett, Glaser, Groesbeck, Hawk, Heinert, Hendrick, Himmelberger, Ingraham, L. Jones, W. Jones, Jopek, Jore, Kasten, Keane, Kerns, Klock, Koopman, Lake, Lambert, Lange, MacLaren, Malcolm, McChesney, McGillvray, McNutt, Mendenhall, Milburn, Morgan, Noonan, Nooney, O'Hara, Olson, Peterson, Rice, Ripley, Ross, Sesso, Sinrud, Sonju, Stahl, Stoker, Taylor, Thomas, Vincent, Ward, Wells, Witte, Mr. Speaker.
Total 60

Noes: Augare, Bergren, Bixby, Branae, Callahan, Campbell, Cohenour, Cordier, Dickenson, Ebinger, Erickson, Franklin, French, Furey, Gallik, Grinde, Hamilton, Hands, Henry, Hilbert, Hiner, Hollenbaugh, Jacobson, Jayne, Kottel, McAlpin, Musgrove, Parker, Phillips, Pomnichowski, Raser, Reinhart, Sands, Small-Eastman, Van Dyk, Villa, Wilmer, Wilson, Windy Boy, Wiseman.
Total 40

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Representative Gallik moved to suspend rules for the purpose of amending **HJ 1** to allow 2nd and 3rd reading on this day to amend HR 30-30(2) to change the second time the word "majority" appears to the word "minority." Without objection, so ordered.

SPECIAL ORDERS OF THE DAY

HJ 5, introduced by Lange, the following sponsors were added:
Senator Jim Peterson

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Lange moved that the House adjourn until 1:00 p.m., Tuesday, January 30, 2007. Motion carried.

House adjourned at 3:07 p.m.

MARILYN MILLER
Chief Clerk of the House

SCOTT SALES
Speaker of the House