

**HOUSE JOURNAL
60TH LEGISLATURE
THIRTY-EIGHTH LEGISLATIVE DAY**

Helena, Montana
February 20, 2007

House Chambers
State Capitol

House convened at 12:30 p.m. Mr. Speaker in the Chair. Invocation by Representative Gallik. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representative Windy Boy and Representative Ward, excused. Quorum present.

REPORTS OF STANDING COMMITTEES

BILLS (L. Jones, Chairman): 2/19/2007
Correctly printed: **HB 176, HB 531, HB 619, HB 640, SB 15.** 2/19/2007
Correctly engrossed: **HB 175, HB 332, HB 556, HB 564, HB 567.**
Delivered to the Governor for approval at 9:35 a.m., February 20, 2007: **HB 121, HB 333.**

EDUCATION (Jore, Chairman): 2/20/2007
HB 478, introduced bill, be amended as follows:

1. Title, line 5.

Following: "DATE"

Insert: "AND A RETROACTIVE APPLICABILITY DATE"

2. Page 1, line 24.

Following: "tuition for"

Strike: remainder of line 24

Insert: "those students who are placed by the state in a transitional or emergency shelter as defined in the Stewart B. McKinney Homeless Assistance Act."

3. Page 1, line 29.

Insert: "NEW SECTION. **Section 3. Retroactive applicability.** [This act] applies retroactively, within the meaning of 1-2-109, to tuition payments for attendance during the 2006 and 2007 school year."

And, as amended, do pass. Report adopted.

HB 525, introduced bill, be amended as follows:

1. Title, page 1, line 4.

Following: "DIVERSITY"

Insert: "TRANSPARENCY, AND ACCOUNTABILITY"

2. Page 1, line 14.

Strike: "findings"

Insert: "declarations"

Strike: "finds and"

3. Page 1, line 23.

Strike: "the immaturity of"

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4. Page 2, line 23.

Strike: "must"

Insert: "is intended to"

5. Page 3, line 13 through line 15.

Strike: "The" on line 13 through "website" on line 15

Insert: "It is recommended that each university unit post its report on its website and distribute copies to the members of the Montana legislature"

And, as amended, do pass. Report adopted.

HB 609, introduced bill, be amended as follows:

1. Title, line 7.

Strike: "OR ALTERED"

2. Page 1, line 13.

Strike: "or alternation"

3. Page 1, line 17.

Strike: "or alteration"

4. Page 1, line 26.

Strike: "or altered"

And, as amended, do pass. Report adopted.

HJR 22, be adopted. Report adopted.

JUDICIARY (Rice, Chairman):

2/20/2007

HB 491, introduced bill, be amended as follows:

1. Title, line 4.

Strike: the second "A"

Insert: "CERTAIN"

Strike: "WITNESS"

Insert: "WITNESSES"

2. Page 1, line 14.

Strike: "be precluded from serving"

Insert: "serve"

3. Page 1, line 15.

Strike: "12"

Insert: ":"

(a) 13

4. Page 1, line 16.

Following: "offense"

Insert: "; or"

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(b) up to 18 years of age or younger at the time that the individual is called as a witness in a criminal proceeding involving a sexual or violent offense and who is an individual with a developmental disability, as defined in 53-20-102"

5. Page 1, line 24.

Following: "prosecution" in two places

Insert: "or defense" in two places

6. Page 1, lines 27 and 28.

Strike: "least" on line 27 through "testify" on line 28

Insert: "the omnibus hearing"

7. Page 2, lines 2 and 3.

Strike: "[section 1] within 7 days of the filing of the motion"

Insert: "[section 2]"

8. Page 2, line 4.

Following: "prosecution"

Insert: ", if the prosecution made the motion pursuant to [section 2(1)], or the defense, if the defense made the motion pursuant to [section 2(1)],"

9. Page 2, line 5.

Strike: "2"

Insert: "4"

10. Page 2, line 23.

Following: "evidence"

Insert: "of statements by the child witness"

11. Page 2.

Following: line 29

Insert: "(6) In the case of a child witness, as defined in [section 1(2)(b)], who is more than 13 years of age, the court shall find, as a condition precedent to making an order pursuant to [section 4], that the child witness possesses a mental state of a child 13 years of age or younger."

12. Page 3, line 27.

Following: ". "

Insert: "The court may consider an individual's interest in the outcome of the criminal proceeding in which the child will testify in deciding whether that individual may serve as an adult attendant."

And, as amended, do pass. Report adopted.

HB 597, introduced bill, be amended as follows:

1. Page 2, line 16.

Strike: "45-8-208"

Insert: "45-8-207"

And, as amended, do pass. Report adopted.

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HUMAN SERVICES (Stoker, Chairman):
HB 713, introduced bill, be amended as follows:

2/20/2007

1. Page 1, line 14.
Following: "counseling,"
Insert: "temporary"

2. Page 1, line 26.
Following: "counseling,"
Insert: "temporary"

And, as amended, do pass. Report adopted.

FEDERAL RELATIONS, ENERGY, AND TELECOMMUNICATIONS (Olson, Chairman):
HB 405, introduced bill, be amended as follows:

2/20/2007

1. Title, line 10.
Following: "DATE"
Insert: "AND A RETROACTIVE APPLICABILITY DATE"

2. Page 2, line 14.
Following: "welfare"
Insert: "and those permitting requirements ensure that energy projects that are developed in Montana are clean energy projects"

3. Page 3.
Following: line 9
Insert: "(e) producing silane gas and polysilicon and any associated supporting infrastructure;"
Renumber: subsequent subsections

4. Page 3, line 14.
Strike: "of more than 69"
Insert: "equal to or greater than 50"

5. Page 3, line 25.
Following: "(c)"
Insert: "consistent with subsection (4),"

6. Page 4, line 3.
Insert: "(4) Prior to any judicial determination under subsection (1)(c), a clean energy development project sponsor shall:
 (a) consult with the local governmental entity that has adopted a local law or regulation that the project sponsor believes is unreasonably restrictive; and
 (b) make a good faith attempt to resolve any issues regarding whether the local law or regulation is unreasonably restrictive."

7. Page 4, line 4.
Strike: "of department decisions"

8. Page 4, line 15.

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Following: "fees"

Insert: ", damages,"

9. Page 4, line 23 through line 26.

Strike: subsection (5) in its entirety

10. Page 8, line 22.

Insert: "NEW SECTION. **Section 12. Retroactive applicability.** [This act] applies retroactively, within the meaning of 1-2-109, to any application for a permit, license, certificate, or modification of a permit, license, or certificate that was submitted to the department of environmental quality and had not been granted or denied before [the effective date of this act]. For purposes of this section, a determination that an application is not complete is not a denial."

And, as amended, do pass. Report adopted.

HB 681, introduced bill, be amended as follows:

1. Title, line 5 through line 6.

Strike: "THE" on line 5 through "SUPPLIER" on line 7

Insert: "TERMS"

2. Page 1, line 29.

Strike: "retail customers"

Insert: "small customers at retail rates"

3. Page 3.

Following: line 3

Insert: "(11) "Small customer" means a retail customer that has an individual load with an average monthly demand of less than 5,000 kilowatts."

Renumber: subsequent subsection

4. Page 4, line 19.

Strike: "electrical energy procured under"

And, as amended, do pass. Report adopted.

HB 688, do pass. Report adopted.

HB 689, do pass. Report adopted.

NATURAL RESOURCES (McNutt, Chairman):

2/20/2007

HJR 36, be adopted. Report adopted.

MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence:

2/19/2007

SB 118, introduced by Cobb

SB 162, introduced by Schmidt

SB 166, introduced by J. Tropila

SB 314, introduced by Steinbeisser

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SB 368, introduced by Lind
SB 369, introduced by Smith
SB 374, introduced by Cooney
SB 412, introduced by Brueggeman
SB 444, introduced by Wanzenried

Senate joint resolution passed and transmitted to the House for concurrence: 2/19/2007
SJR 6, introduced by Schmidt
SJR 10, introduced by Brown

FIRST READING AND COMMITMENT OF BILLS

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

HB 776, introduced by Dutton, referred to Local Government.
HB 777, introduced by Butcher, referred to State Administration.
HB 778, introduced by Stahl, Himmelberger, referred to Taxation.
HB 779, introduced by Hands, referred to Business and Labor.
HB 780, introduced by Villa, Parker, McAlpin, Noonan, referred to Judiciary.
HB 781, introduced by Windy Boy, Juneau, Campbell, Augare, Bixby, Cordier, Jayne, Pease, Small-Eastman, Smith, referred to Judiciary.
HB 782, introduced by Caferro, referred to Human Services.
HB 783, introduced by Lake, referred to State Administration.
HB 784, introduced by Butcher, referred to Taxation.
HB 785, introduced by Lange, Gallik, referred to State Administration.
HB 786, introduced by Blasdel, referred to Transportation.
HB 787, introduced by Olson, referred to Taxation.
HB 788, introduced by Ankney, Olson, referred to Appropriations.
HB 789, introduced by Campbell, Jayne, Windy Boy, Noonan, Sands, Cordier, Phillips, Sesso, Jopek, referred to State Administration.

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

HJR 42, introduced by Wilmer, Caferro, referred to State Administration.

Democratic Caucus Leader Villa announced the Democrats would caucus. Majority Leader Lange announced the Republicans would stand at ease. House reconvened at 12:55 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 435 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, 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,

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Taylor, Thomas, Van Dyk, Villa, Vincent, Wells, Wilmer, Wilson, Windy Boy, Wiseman, Witte.
Total 96

Noes: Jayne.
Total 1

Excused: Ward.
Total 1

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

HB 579 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, 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, Wells, Wilmer, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.
Total 98

Noes: None.
Total 0

Excused: Ward.
Total 1

Absent or not voting: Blasdel.
Total 1

HB 77 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, 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, 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, Taylor, Thomas, Van Dyk, Villa, Vincent, Wells, Wilmer, Wilson, Windy Boy, Wiseman.
Total 88

Noes: Everett, Hawk, Jore, Kasten, Koopman, Lambert, Sinrud, Sonju, Witte, Mr. Speaker.
Total 10

Excused: Ward.
Total 1

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Absent or not voting: Blasdel.

Total 1

HB 157 passed as follows:

Ayes: Ankney, Arntzen, Augare, Becker, Bergren, Bixby, Butcher, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Henry, Hiner, Hollenbaugh, 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, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Ross, Sands, Sesso, Small-Eastman, Stahl, Thomas, Van Dyk, Villa, Vincent, Wilmer, Wilson, Windy Boy, Wiseman.

Total 73

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

Total 25

Excused: Ward.

Total 1

Absent or not voting: Branae.

Total 1

HB 397 passed as follows:

Ayes: Arntzen, Augare, Barrett, Beck, Bergren, Blasdel, Boggio, Butcher, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Driscoll, Ebinger, Erickson, Everett, Franklin, French, Furey, Gallik, Grinde, Hamilton, Hands, Hawk, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hollenbaugh, Jacobson, L. Jones, W. Jones, 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, Phillips, Pomnichowski, Raser, Reinhart, Ripley, Ross, Sands, Sesso, Sinrud, Sonju, Stahl, Taylor, Thomas, Van Dyk, Villa, Wells, Wilmer, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.

Total 81

Noes: Ankney, Becker, Bixby, Branae, Dickenson, Dutton, Groesbeck, Hiner, Ingraham, Jayne, Jopek, Olson, Peterson, Rice, Small-Eastman, Stoker, Vincent.

Total 17

Excused: Ward.

Total 1

Absent or not voting: Glaser.

Total 1

HB 450 passed as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, 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, Hawk, Heinert, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Keane, Kerns, Klock, Kottel, Lake, Lambert,

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Lange, MacLaren, Malcolm, McAlpin, McChesney, McGillvray, McNutt, Mendenhall, Morgan, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Rice, Ripley, Ross, Sands, Sesso, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Wilmer, Wilson, Windy Boy, Wiseman, Witte.

Total 89

Noes: Beck, Boggio, Hendrick, Jore, Kasten, Koopman, Milburn, Sinrud, Wells, Mr. Speaker.

Total 10

Excused: Ward.

Total 1

Absent or not voting: None.

Total 0

HB 459 passed as follows:

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

Total 80

Noes: Augare, Bixby, Branae, Driscoll, Erickson, Furey, Gallik, Grinde, Hamilton, Hands, Hollenbaugh, Jacobson, Jopek, McAlpin, Musgrove, Noonan, Parker, Pomnichowski, Villa.

Total 19

Excused: Ward.

Total 1

Absent or not voting: None.

Total 0

HB 487 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, 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, Milburn, Morgan, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Rice, Ripley, Ross, Sands, Sesso, Small-Eastman, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Wells, Wilmer, Wilson, Windy Boy, Wiseman.

Total 90

Noes: Beck, Everett, Jore, Koopman, Mendenhall, Sinrud, Sonju, Witte, Mr. Speaker.

Total 9

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Excused: Ward.
Total 1

Absent or not voting: None.
Total 0

HB 497 passed as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, Blasdel, Branae, 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, Wells, Wilmer, Wilson, Windy Boy, Wiseman, Mr. Speaker.
Total 96

Noes: Boggio, Butcher, Witte.
Total 3

Excused: Ward.
Total 1

Absent or not voting: None.
Total 0

HB 565 failed as follows:

Ayes: Ankney, Arntzen, Barrett, Blasdel, Boggio, Butcher, Clark, Dutton, Everett, Glaser, Hawk, Heinert, Hendrick, Hilbert, Himmelberger, Ingraham, L. Jones, W. Jones, Jore, Kasten, Kerns, Klock, Koopman, Lake, Lambert, Lange, MacLaren, Malcolm, McGillvray, McNutt, Mendenhall, Milburn, Morgan, Nooney, O'Hara, Olson, Peterson, Rice, Ripley, Ross, Sinrud, Sonju, Stahl, Stoker, Taylor, Vincent, Wells, Witte, Mr. Speaker.
Total 49

Noes: Augare, Beck, Becker, Bergren, Bixby, Branae, Caferro, Callahan, Campbell, Cohenour, Cordier, Dickenson, Driscoll, Ebinger, Erickson, Franklin, French, Furey, Gallik, Grinde, Groesbeck, Hamilton, Hands, Henry, Hiner, Hollenbaugh, Jacobson, Jayne, Jopek, Keane, Kottel, McAlpin, McChesney, Musgrove, Noonan, Parker, Phillips, Pomnichowski, Raser, Reinhart, Sands, Sesso, Small-Eastman, Thomas, Van Dyk, Villa, Wilmer, Wilson, Windy Boy, Wiseman.
Total 50

Excused: Ward.
Total 1

Absent or not voting: None.
Total 0

HB 585 passed as follows:

Ayes: Ankney, Arntzen, Augare, Becker, Bergren, Bixby, Branae, Butcher, Caferro, Callahan, Campbell, Clark,

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Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Everett, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Heinert, Henry, Hiner, Hollenbaugh, Ingraham, Jacobson, L. Jones, W. Jones, Keane, Kerns, Klock, Kottel, Lange, MacLaren, Malcolm, McAlpin, McChesney, McGillvray, McNutt, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Raser, Reinhart, Rice, Ross, Sands, Sesso, Small-Eastman, Stahl, Stoker, Thomas, Van Dyk, Wilmer, Windy Boy, Wiseman, Witte.

Total 71

Noes: Barrett, Beck, Blasdel, Boggio, Hawk, Hendrick, Hilbert, Himmelberger, Jayne, Jopek, Jore, Kasten, Koopman, Lake, Lambert, Mendenhall, Milburn, Morgan, Pomnichowski, Ripley, Sinrud, Sonju, Taylor, Villa, Vincent, Wells, Wilson, Mr. Speaker.

Total 28

Excused: Ward.

Total 1

Absent or not voting: None.

Total 0

HB 594 passed as follows:

Ayes: Ankney, Arntzen, Augare, Becker, Bergren, Bixby, Blasdel, Branae, Butcher, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Ebinger, French, Furey, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hawk, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, L. Jones, W. Jones, Jopek, Keane, Klock, Kottel, Lake, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McNutt, Milburn, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Ross, Sesso, Small-Eastman, Stahl, Stoker, Villa, Vincent, Wilmer, Windy Boy.

Total 69

Noes: Barrett, Beck, Boggio, Driscoll, Dutton, Erickson, Everett, Franklin, Gallik, Jayne, Jore, Kasten, Kerns, Koopman, McGillvray, Mendenhall, Morgan, Rice, Ripley, Sands, Sinrud, Sonju, Taylor, Thomas, Van Dyk, Wells, Wilson, Wiseman, Witte, Mr. Speaker.

Total 30

Excused: Ward.

Total 1

Absent or not voting: None.

Total 0

HB 616 passed as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, Blasdel, Branae, Butcher, Callahan, Campbell, Clark, Cordier, Driscoll, Ebinger, Franklin, French, Grinde, Groesbeck, Hamilton, Heinert, Henry, Hilbert, Hiner, Hollenbaugh, Jacobson, Jayne, L. Jones, Jopek, Keane, Klock, Kottel, Lambert, Malcolm, McAlpin, McChesney, McNutt, Morgan, Musgrove, Noonan, Nooney, Olson, Parker, Phillips, Pomnichowski, Raser, Reinhart, Rice, Ripley, Sands, Sesso, Small-Eastman, Sonju, Stahl, Taylor, Thomas, Van Dyk, Villa, Vincent, Wilmer, Wilson, Windy Boy.

Total 64

Noes: Boggio, Caferro, Cohenour, Dickenson, Dutton, Erickson, Everett, Furey, Gallik, Glaser, Hands, Hawk, Hendrick, Himmelberger, Ingraham, W. Jones, Jore, Kasten, Kerns, Koopman, Lake, Lange, MacLaren,

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McGillvray, Mendenhall, Milburn, O'Hara, Peterson, Ross, Sinrud, Stoker, Wells, Wiseman, Witte, Mr. Speaker.
Total 35

Excused: Ward.
Total 1

Absent or not voting: None.
Total 0

**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 Wiseman in the chair.

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

HB 514 - Representative Lange moved consideration of **HB 514** be placed at the bottom of the second reading board for the purpose of amendment. Motion carried.

HB 464 - Representative Lange moved consideration of **HB 464** be placed below **HJR 34** on the second reading board. Motion carried.

HB 439 - Representative Koopman moved **HB 439** do pass. Motion carried as follows:

Ayes: Ankney, Arntzen, Barrett, Beck, Blasdel, Boggio, Butcher, Clark, Dutton, Everett, Glaser, Hawk, Heinert, Hendrick, Hilbert, Himmelberger, Ingraham, L. Jones, W. Jones, Jore, Kasten, Kerns, Klock, Koopman, Lake, Lambert, Lange, MacLaren, Malcolm, McGillvray, McNutt, Mendenhall, Milburn, Morgan, Nooney, O'Hara, Olson, Peterson, Rice, Ripley, Ross, Sinrud, Sonju, Stahl, Stoker, Taylor, Vincent, Ward, Wells, Witte, Mr. Speaker.
Total 51

Noes: Augare, Becker, Bergren, Bixby, Branae, Caferro, Callahan, Campbell, Cohenour, Cordier, Dickenson, Driscoll, Ebinger, Erickson, Franklin, French, Furey, Gallik, Grinde, Groesbeck, Hamilton, Hands, Henry, Hiner, Hollenbaugh, Jacobson, Jayne, Jopek, Keane, Kottel, McAlpin, McChesney, Musgrove, Noonan, Parker, Phillips, Pomnichowski, Raser, Reinhart, Sands, Sesso, Small-Eastman, Thomas, Van Dyk, Villa, Wilmer, Wilson, Windy Boy, Wiseman.
Total 49

Voted Absentee: Malcolm, Ward, Ayes; Windy Boy, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HJR 16 - Representative Ripley moved **HJR 16** be adopted. Motion carried as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Blasdel, Boggio, Butcher, Callahan, Campbell, Clark,

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Cordier, Dickenson, Dutton, Ebinger, Everett, French, Glaser, Hawk, Heinert, Hendrick, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, L. Jones, W. Jones, Kasten, Kerns, Klock, Lake, Lambert, Lange, MacLaren, McAlpin, McGillvray, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Nooney, O'Hara, Olson, Peterson, Phillips, Raser, Reinhart, Rice, Ripley, Ross, Sinrud, Small-Eastman, Sonju, Stahl, Stoker, Van Dyk, Villa, Vincent, Ward, Wells, Witte, Mr. Speaker.

Total 65

Noes: Bergren, Bixby, Branae, Caferro, Cohenour, Driscoll, Erickson, Franklin, Furey, Gallik, Grinde, Groesbeck, Hamilton, Hands, Henry, Jacobson, Jayne, Jopek, Jore, Keane, Koopman, Kottel, McChesney, Noonan, Parker, Pomnichowski, Sands, Sesso, Taylor, Thomas, Wilmer, Wilson, Wiseman.

Total 33

Voted Absentee: Ward, Aye.

Excused: Malcolm, Windy Boy.

Total 2

Absent or not voting: None.

Total 0

HJR 26 - Representative Callahan moved **HJR 26** be adopted.

HJR 26 - Representative Callahan moved **HJR 26**, second reading copy, be amended as follows:

1. Page 1, line 11 through line 12.

Following: "that"

Strike: remainder of line 11 through the second "detainees" on line 12

Insert: "more than half of jail inmates and state prisoners have mental health problems, based on symptoms within the past 12 months"

2. Page 1, line 14.

Strike: "the vast majority"

Insert: "a number"

Strike: ", approximately 70%,"

3. Page 1, line 15.

Strike: "disorders, with 25% "

Insert: "health problems, some"

4. Page 2, line 1.

Following: "ISSUES IN THE"

Insert: "criminal and"

Strike: "SYSTEM"

Insert: "systems"

Amendment passed as follows:

Ayes: Augare, Becker, Bergren, Bixby, Branae, Butcher, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Ebinger, Erickson, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hawk, Heinert, Hendrick, Henry, Hilbert, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Keane, Kerns, Klock, Kottel, Lake, Lambert, Lange, MacLaren, McAlpin, McChesney, McNutt,

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Mendenhall, Milburn, Morgan, Musgrove, Noonan, Nooney, Olson, Parker, Phillips, Pomnichowski, Raser, Reinhart, Ripley, Ross, Sands, Sesso, Sinrud, Small-Eastman, Stahl, Stoker, Thomas, Van Dyk, Villa, Vincent, Wells, Wilmer, Wilson, Wiseman, Mr. Speaker.

Total 78

Noes: Ankney, Arntzen, Barrett, Blasdel, Boggio, Dutton, Everett, Himmelberger, Jore, Kasten, Koopman, Malcolm, McGillvray, O'Hara, Peterson, Rice, Taylor, Witte.

Total 18

Voted Absentee: Malcolm, No.

Excused: Ward, Windy Boy.

Total 2

Absent or not voting: Beck, Sonju.

Total 2

HJR 26 - The motion to pass **HJR 26** as amended, be adopted. Motion carried as follows:

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

Total 68

Noes: Barrett, Beck, Blasdel, Boggio, Clark, Dutton, Everett, Heinert, Hilbert, Himmelberger, Jore, Kasten, Kerns, Koopman, Lake, Malcolm, McGillvray, Mendenhall, Milburn, Peterson, Rice, Ripley, Sinrud, Sonju, Stahl, Stoker, Taylor, Vincent, Ward, Wells, Witte, Mr. Speaker.

Total 32

Voted Absentee: Windy Boy, Aye; Malcolm, Ward, Noes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 265 - Representative Ebinger moved **HB 265** 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, Ebinger, Erickson, Everett, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Kasten, Keane, Kerns, Klock, Kottel, Lambert, Lange, MacLaren, McAlpin, McChesney, McGillvray, McNutt, Milburn, Morgan, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Phillips, Pomnichowski, Raser, Reinhart, Ripley, Ross, Sands, Sesso, Small-Eastman, Stoker, Van Dyk, Villa, Vincent, Wilmer, Wilson, Windy Boy, Wiseman, Witte.

Total 78

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Noes: Beck, Blasdel, Dutton, Hawk, Heinert, Hendrick, Ingraham, Jore, Koopman, Lake, Malcolm, Mendenhall, Peterson, Rice, Sinrud, Sonju, Stahl, Taylor, Ward, Wells, Mr. Speaker.

Total 21

Voted Absentee: Windy Boy, Aye; Malcolm, Ward, Noes.

Excused: None.

Total 0

Absent or not voting: Thomas.

Total 1

HB 304 - Representative Furey moved **HB 304** do pass. Motion carried as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Becker, Bergren, Bixby, Blasdel, Branae, Butcher, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, 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, Keane, Klock, Kottel, 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, Thomas, Van Dyk, Villa, Vincent, Ward, Wilmer, Wilson, Windy Boy, Wiseman.

Total 82

Noes: Beck, Boggio, Everett, Hawk, Himmelberger, Jore, Kasten, Kerns, Koopman, Lake, Sinrud, Sonju, Stoker, Taylor, Wells, Witte, Mr. Speaker.

Total 17

Voted Absentee: Malcolm, Ward, Windy Boy, Ayes.

Excused: None.

Total 0

Absent or not voting: Driscoll.

Total 1

HB 455 - Representative Stoker moved **HB 455** do pass. Motion carried as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, 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, Ingraham, Jacobson, 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 97

Noes: Dickenson, Jayne.

Total 2

Voted Absentee: Malcolm, Ward, Windy Boy, Ayes.

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Excused: None.
Total 0

Absent or not voting: Bergren.
Total 1

HB 456 - Representative McNutt moved **HB 456** 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, 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, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wells, Wilmer, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.
Total 98

Noes: Jayne.
Total 1

Voted Absentee: Malcolm, Ward, Windy Boy, Ayes.

Excused: None.
Total 0

Absent or not voting: Sinrud.
Total 1

HB 524 - Representative Hamilton moved **HB 524** 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, Grinde, Groesbeck, Hamilton, Hands, Hawk, Hendrick, Henry, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Keane, Kerns, Klock, Kottel, Lambert, 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, Small-Eastman, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wilmer, Wilson, Windy Boy, Wiseman, Witte.
Total 86

Noes: Glaser, Heinert, Hilbert, Himmelberger, Jore, Kasten, Koopman, Lake, Lange, McGillvray, Sinrud, Sonju, Wells, Mr. Speaker.
Total 14

Voted Absentee: Malcolm, Ward, Windy Boy, Ayes.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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HB 596 - Representative Sands moved **HB 596** do pass. Motion carried as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, Blasdel, Branae, Butcher, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, 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, 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, Wilmer, Wilson, Windy Boy, Wiseman.

Total 93

Noes: Boggio, Dutton, Kerns, Koopman, Wells, Witte, Mr. Speaker.

Total 7

Voted Absentee: Malcolm, Ward, Windy Boy, Ayes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 623 - Representative Olson moved **HB 623** 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, 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, 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: Phillips.

Total 1

Voted Absentee: Malcolm, Ward, Windy Boy, Ayes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 636 - Representative Bixby moved **HB 636** do pass.

HB 636 - Representative Bixby moved **HB 636**, second reading copy, be amended as follows:

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1. Page 3, line 6.

Strike: "(A)"

2. Page 3, lines 10 and 11.

Strike: subsection (B) in its entirety

Amendment passed as follows:

Ayes: Augare, Becker, Bergren, Bixby, Branae, Caferro, Callahan, Campbell, Clark, Cohenour, Dickenson, Driscoll, Ebinger, Erickson, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Heinert, Hendrick, Henry, Hilbert, Hiner, Ingraham, Jacobson, Jayne, L. Jones, Jopek, Keane, Kottel, Lake, Lambert, Lange, MacLaren, McAlpin, McChesney, Morgan, Musgrove, Noonan, Nooney, Parker, Peterson, Phillips, Reinhart, Ross, Sands, Sesso, Small-Eastman, Stahl, Van Dyk, Villa, Wilmer, Wilson, Wiseman.

Total 59

Noes: Ankney, Arntzen, Barrett, Beck, Blasdel, Boggio, Butcher, Cordier, Dutton, Everett, Hawk, Himmelberger, Hollenbaugh, W. Jones, Jore, Kasten, Kerns, Klock, Koopman, Malcolm, McGillvray, McNutt, Mendenhall, Milburn, O'Hara, Olson, Pomnichowski, Raser, Rice, Ripley, Sinrud, Sonju, Stoker, Taylor, Thomas, Vincent, Ward, Wells, Witte, Mr. Speaker.

Total 40

Voted Absentee: Malcolm, Ward, Noes.

Excused: Windy Boy.

Total 1

Absent or not voting: None.

Total 0

HB 636 - The motion to pass **HB 636** as amended, carried as follows:

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

Total 79

Noes: Boggio, Butcher, Dutton, Hawk, Hilbert, Himmelberger, W. Jones, Kasten, Kerns, Klock, Koopman, Lake, Malcolm, McGillvray, Nooney, Olson, Ripley, Ross, Stoker, Taylor, Thomas.

Total 21

Voted Absentee: Ward, Windy Boy, Ayes; Malcolm, No.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HJR 34 - Representative Van Dyk moved **HJR 34** be adopted. Motion carried 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, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Heinert, Henry, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Keane, Klock, Kottel, Lambert, Lange, MacLaren, 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.

Total 82

Noes: Blasdel, Everett, Hawk, Hendrick, Hilbert, Himmelberger, Jore, Kasten, Kerns, Koopman, Lake, Malcolm, Sinrud, Sonju, Taylor, Wells, Witte, Mr. Speaker.

Total 18

Voted Absentee: Ward, Windy Boy, Ayes; Malcolm, No.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 464 - Representative K. Peterson moved **HB 464** do pass.

HB 464 - Representative Mendenhall moved **HB 464**, second reading copy, be amended.

Amendment **failed** as follows:

Ayes: Arntzen, Barrett, Beck, Boggio, Butcher, Clark, Dutton, Everett, Glaser, Hawk, Heinert, Hendrick, Hilbert, Himmelberger, Ingraham, L. Jones, Jore, Kasten, Klock, Koopman, Lake, Lange, MacLaren, McGillvray, McNutt, Mendenhall, Nooney, Olson, Rice, Ripley, Ross, Sinrud, Stoker, Taylor, Vincent, Wells, Witte, Mr. Speaker.

Total 38

Noes: Ankney, Augare, Becker, Bergren, Bixby, Blasdel, Branae, Caferro, Callahan, Campbell, Cohenour, Cordier, Dickenson, Driscoll, Ebinger, Erickson, Franklin, French, Furey, Gallik, Grinde, Groesbeck, Hamilton, Hands, Henry, Hiner, Hollenbaugh, Jacobson, Jayne, W. Jones, Jopek, Keane, Kerns, Kottel, Lambert, McAlpin, McChesney, Morgan, Musgrove, Noonan, O'Hara, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Sands, Sesso, Small-Eastman, Sonju, Stahl, Thomas, Van Dyk, Villa, Wilmer, Wilson, Windy Boy, Wiseman.

Total 59

Voted Absentee: Windy Boy, No.

Excused: Malcolm, Ward.

Total 2

Absent or not voting: Milburn.

Total 1

HB 464 - The motion to pass **HB 464** carried as follows:

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Ayes: Ankney, Augare, Becker, Bergren, Bixby, Branae, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Franklin, French, Furey, Gallik, Grinde, Groesbeck, Hands, Heinert, Hendrick, Henry, Hiner, Hollenbaugh, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Keane, Kottel, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, Milburn, Morgan, Musgrove, Noonan, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Sands, Sesso, Small-Eastman, Stahl, Stoker, Thomas, Van Dyk, Villa, Wells, Wilmer, Wilson, Windy Boy, Wiseman.

Total 65

Noes: Arntzen, Barrett, Beck, Blasdel, Boggio, Butcher, Everett, Glaser, Hamilton, Hawk, Hilbert, Himmelberger, Ingraham, Jore, Kasten, Kerns, Klock, Koopman, Lake, McGillvray, McNutt, Mendenhall, Nooney, O'Hara, Olson, Rice, Ripley, Ross, Sinrud, Sonju, Taylor, Vincent, Ward, Witte, Mr. Speaker.

Total 35

Voted Absentee: Malcolm, Windy Boy, Ayes; Ward, No.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 452 - Representative Kottel moved **HB 452** do pass. 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, Franklin, French, Furey, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hawk, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Keane, Kerns, Klock, Koopman, Kottel, Lake, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McGillvray, McNutt, 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, Wilmer, Wilson, Wiseman, Witte.

Total 90

Noes: Boggio, Everett, Jore, Kasten, Mendenhall, Wells, Mr. Speaker.

Total 7

Voted Absentee: Malcolm, Ward, Ayes.

Excused: Windy Boy.

Total 1

Absent or not voting: Gallik, Milburn.

Total 2

HB 271 - Representative McNutt moved **HB 271** do pass. Motion carried as follows:

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

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Total 55

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

Total 45

Voted Absentee: Malcolm, Ward, Ayes; Windy Boy, No.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 392 - Representative Bergren moved **HB 392** do pass. Motion carried as follows:

Ayes: Ankney, Arntzen, Augare, Bergren, Bixby, Branae, Caferro, Callahan, Campbell, Cohenour, Cordier, Dickenson, Driscoll, Ebinger, Erickson, Franklin, French, Furey, Gallik, Grinde, Groesbeck, Hamilton, Hands, Henry, Hiner, Hollenbaugh, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Jore, Keane, Klock, Koopman, Kottel, McAlpin, McChesney, McNutt, Musgrove, Noonan, Olson, Parker, Phillips, Pomnichowski, Raser, Reinhart, Ross, Sands, Sesso, Small-Eastman, Sonju, Stahl, Thomas, Van Dyk, Villa, Wilmer, Wilson, Windy Boy, Wiseman.

Total 60

Noes: Barrett, Beck, Becker, Blasdel, Boggio, Butcher, Clark, Dutton, Everett, Glaser, Hawk, Heinert, Hendrick, Hilbert, Himmelberger, Ingraham, Kasten, Kerns, Lake, Lambert, Lange, Malcolm, McGillvray, Mendenhall, Milburn, Morgan, Nooney, O'Hara, Peterson, Rice, Ripley, Sinrud, Stoker, Taylor, Vincent, Ward, Wells, Witte, Mr. Speaker.

Total 39

Voted Absentee: Windy Boy, Aye; Malcolm, Ward, Noes.

Excused: None.

Total 0

Absent or not voting: MacLaren.

Total 1

HB 330 - Representative Bergren moved **HB 330** do pass.

HB 330 - Representative Olson moved **HB 330**, second reading copy, be amended as follows:

1. Page 10, line 3.

Strike: "INTEGRATING"

Insert: "operated by investor-owned utilities that supply distributions services in Montana to integrate"

Strike: "MONTANA"

Insert: "those control areas"

Amendment 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, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Kasten, Keane, Kerns, Klock, Koopman, Kottel, Lake, Lambert, MacLaren, McAlpin, McChesney, McGillvray, McNutt, Mendenhall, 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, Wiseman, Witte.

Total 93

Noes: Hawk, Jore, Lange, Malcolm, Mr. Speaker.

Total 5

Voted Absentee: Ward, Aye; Malcolm, No.

Excused: Windy Boy.

Total 1

Absent or not voting: Milburn.

Total 1

HB 330 - The motion to pass **HB 330** as amended carried as follows:

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

Total 75

Noes: Blasdel, Butcher, Clark, Driscoll, Everett, Glaser, Hawk, Himmelberger, Jore, Kerns, Koopman, Lake, Lange, Malcolm, McGillvray, Mendenhall, Milburn, Morgan, Peterson, Ripley, Stoker, Taylor, Wells, Witte, Mr. Speaker.

Total 25

Voted Absentee: Ward, Windy Boy, Ayes; Malcolm, No.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 276 - Representative McNutt moved **HB 276** do pass. Motion carried as follows:

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

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Total 59

Noes: Augare, Becker, Bergren, Bixby, Branae, Caferro, Callahan, Campbell, Cohenour, Cordier, Dickenson, Driscoll, Ebinger, Erickson, Franklin, French, Furey, Gallik, Grinde, Hamilton, Hands, Henry, Hollenbaugh, Jacobson, Jayne, Jopek, Kottel, McAlpin, Musgrove, Noonan, Parker, Pomnichowski, Raser, Reinhart, Small-Eastman, Van Dyk, Wilmer, Wilson, Windy Boy, Wiseman.

Total 40

Voted Absentee: Malcolm, Ward, Ayes; Windy Boy, No.

Excused: None.

Total 0

Absent or not voting: Jore.

Total 1

HB 554 - Representative Cohenour moved **HB 554** do pass. Motion carried as follows:

Ayes: Augare, Becker, Bixby, Branae, Caferro, Callahan, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Franklin, French, Furey, Gallik, Grinde, Hamilton, Hands, Hendrick, Henry, Hiner, Hollenbaugh, Jacobson, L. Jones, W. Jones, Keane, Kottel, Malcolm, McAlpin, McChesney, Musgrove, Noonan, O'Hara, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Ross, Sands, Sesso, Small-Eastman, Thomas, Van Dyk, Villa, Wilmer, Wilson.

Total 50

Noes: Ankney, Arntzen, Barrett, Beck, Bergren, Blasdel, Boggio, Butcher, Campbell, Clark, Everett, Glaser, Groesbeck, Hawk, Heinert, Himmelberger, Ingraham, Jayne, Jopek, Kasten, Kerns, Klock, Koopman, Lake, Lambert, Lange, MacLaren, McGillvray, McNutt, Mendenhall, Milburn, Morgan, Nooney, Olson, Rice, Ripley, Sinrud, Sonju, Stahl, Stoker, Taylor, Vincent, Ward, Wells, Windy Boy, Wiseman, Witte, Mr. Speaker.

Total 48

Voted Absentee: Malcolm, Aye; Ward, Windy Boy, Noes.

Excused: None.

Total 0

Absent or not voting: Hilbert, Jore.

Total 2

HB 514 - Representative Caferro moved **HB 514** do pass.

HB 514 - Representative Caferro moved **HB 514**, second reading copy, be amended as follows:

1. Title, line 6.

Strike: "RECEIVING COMMUNITY SERVICES OR IS"

2. Page 1, line 26.

Following: "A"

Insert: "youth"

Following: the second "HOME"

Insert: ", as those terms are defined in 52-2-602, and the perpetrator:

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(A) has supervisory or disciplinary authority over the victim or is providing treatment to the victim; and
(B) is an employee, contractor, or volunteer of the community-based service, youth foster home, or youth group home"

3. Page 2, line 7.

Strike: "Subsection"

Insert: "Subsections"

Strike: "does"

Insert: "and (1)(b)(vii) do"

4. Page 2, line 8.

Strike: "the second "or"

Insert: ", "

Following: "services"

Insert: ", or is a resident of a youth foster home or a youth group home"

5. Page 2, line 9.

Strike: the second "or"

Insert: ", "

Following: "service"

Insert: ", or home"

6. Page 2, line 27.

Strike: "or"

Following: line 27

Insert: "(iii) receiving community services or is in a youth foster home or a youth group home, as those terms are defined in 52-2-602, and the perpetrator:

(A) has supervisory or disciplinary authority over the victim or is providing treatment to the victim; and

(B) is an employee, contractor, or volunteer of the youth foster home, youth group home, or community-based service; or"

Renumber: subsequent subsection

7. Page 3, line 3.

Strike: "Subsection"

Insert: "Subsections"

Strike: "does"

Insert: "and (5)(a)(iv) do"

8. Page 3, line 4.

Strike: the second "or" on line 4

Insert: ", "

Following: "services"

Insert: ", or is a resident of a youth foster home or youth group home"

9. Page 3, line 5.

Strike: "the second "or"

Insert: ", "

Following: "service"

Insert: ", or home"

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Amendment 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, 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, Sands, Sesso, Sinrud, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Wells, Wilmer, Wilson, Wiseman, Witte, Mr. Speaker.

Total 96

Noes: None.

Total 0

Voted Absentee: Malcolm, Aye.

Excused: Ward, Windy Boy.

Total 2

Absent or not voting: Heinert, Ross.

Total 2

HB 514 - Motion to pass **HB 514** as amended 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, 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: Malcolm, Ward, Windy Boy, 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 Wiseman moved the Committee of the Whole report be adopted. Report adopted 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, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hawk, Heinert, Hendrick, Henry, Hiner, Hollenbaugh, Ingraham, Jacobson, L. Jones, W. Jones, Jopek, Kasten, Keane, Kerns, Klock, Koopman, Kottel, Lake, Lambert, MacLaren, McAlpin, McChesney, McGillvray, McNutt, Milburn, Morgan, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Ross, Sands, Sesso, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Wilmer, Wilson, Wiseman.
Total 84

Noes: Everett, Himmelberger, Jayne, Jore, Lange, Mendenhall, Rice, Ripley, Wells, Witte.
Total 10

Excused: Malcolm, Ward, Windy Boy.
Total 3

Absent or not voting: Hilbert, Sinrud, Mr. Speaker.
Total 3

REPORTS OF STANDING COMMITTEES

STATE ADMINISTRATION (Himmelberger, Chairman): 2/20/2007
HB 664, do pass. Report adopted.

TAXATION (Lake, Chairman): 2/20/2007
HB 270, introduced bill, be amended as follows:

1. Page 1, line 22.

Strike: "\$400"

Insert: "\$200"

2. Page 1, line 23.

Strike: "return"

Insert: "form"

3. Page 1, line 24.

Strike: "\$800"

Insert: "\$400"

4. Page 1, line 25.

Strike: "\$900"

Insert: "\$450"

5. Page 1, line 26.

Strike: "\$1,000"

Insert: "\$500"

6. Page 1, line 28.

Strike: "\$800"

Insert: "\$400"

7. Page 1, line 29.

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Strike: "\$900"

Insert: "\$450"

8. Page 1, line 30.

Strike: "\$1,000"

Insert: "\$500"

9. Page 2, line 1.

Strike: "subsections"

Insert: "subsection"

Strike: "and (3)(c)"

10. Page 2, line 2.

Strike: "\$30,000"

Insert: "\$25,000"

11. Page 2, line 3 through line 5.

Strike: subsection (b) in its entirety

Renumber: subsequent subsections

12. Page 2, line 6.

Strike: "exceeds \$50,000"

Insert: "is equal to or greater than \$35,000"

13. Page 2, line 8.

Strike: "subsections"

Insert: "subsection"

Strike: "through (4)(e)"

14. Page 2, line 9.

Strike: "return"

Insert: "form"

15. Page 2, line 10.

Strike: "\$40,000"

Insert: "\$50,000"

16. Page 2, line 11 through line 19.

Strike: subsections (b) through (d) in their entirety

Renumber: subsequent subsection

17. Page 2, line 20.

Strike: "exceeds"

Insert: "is equal to or greater than"

18. Page 2, line 22.

Strike: "subsections"

Insert: "subsection"

Strike: "through (5)(e)"

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19. Page 2, line 23.

Strike: "\$40,000"

Insert: "\$50,000"

20. Page 2, line 24 through page 3, line 5.

Strike: subsections (b) through (d) in their entirety

Renumber: subsequent subsection

21. Page 3, line 6.

Strike: "exceeds"

Insert: "is equal to or greater than"

22. Page 3, line 19.

Strike: "--"

23. Page 3, line 20.

Strike: "pass-through entities"

Strike: "(1)"

24. Page 3, line 23 through line 25.

Strike: subsection (2) in its entirety

25. Page 4, line 2.

Following: "and"

Insert: ", except as provided in subsection (3),"

26. Page 4, line 7.

Following: "(2)"

Insert: "(a)"

Strike: "subsection"

Insert: "subsections"

Following: "(4)"

Insert: ", (5), and (6)"

27. Page 4, line 9.

Strike: "(a)"

Insert: "(i)"

Strike: the first "month"

Insert: "year"

Strike: the second "month"

Insert: "year"

Renumber: subsequent subsection

28. Page 4, line 11.

Strike: "month"

Insert: "year"

29. Page 4, line 12.

Strike: "two"

Insert: "four"

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30. Page 4.

Following: line 13

Insert: "(b) The credit allowed under this subsection (2) may not be claimed for more than 2 consecutive years.

(3) Subject to subsections (4), (5), and (6), an employer who has paid health insurance premiums for employees during the 2 tax years immediately preceding the tax year for which a claim for the credit is made under this section may claim a tax credit in the following amounts:

(a) not more than \$50 each year for each employee and \$50 each year for each employee's spouse, if the employer covers the employee's spouse; and

(b) not more than \$20 each year for each dependent, other than the employee's spouse, if the employer is paying for the dependents, not to exceed four dependents of an employee in addition to the employee's spouse."

Renumber: subsequent subsections

31. Page 5.

Following: line 2

Insert: "(9) If the credit allowed under this section is claimed by a small business corporation, as defined in 15-30-1101, a pass-through entity, or a partnership, the credit must be attributed to shareholders, owners, or partners using the same proportion as used to report the entity's income or loss."

And, as amended, do pass. Report adopted.

MOTIONS

Majority Leader Lange moved that **HB 304** be rereferred to the Committee on Appropriations. There being no objections, so ordered.

Majority Leader Lange moved that **HB 452** be rereferred to the Committee on Appropriations. There being an objection, the motion was withdrawn.

Majority Leader Lange moved that **HB 392** be rereferred to the Committee on Appropriations. There being no objections, so ordered.

Majority Leader Lange moved that **HB 330** be rereferred to the Committee on Appropriations. There being no objections, so ordered.

Majority Leader Lange moved that **HB 554** be rereferred to the Committee on Appropriations. There being no objections, so ordered.

UNFINISHED BUSINESS

HJR 36, introduced by Lambert, the following sponsor was added:
Representative Small-Eastman.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Lange moved that the House adjourn until 12:30 p.m., Wednesday, February 21, 2007. Motion carried.

House adjourned at 3:24 p.m.

MARILYN MILLER
Chief Clerk of the House

SCOTT SALES
Speaker of the House