

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

Helena, Montana
March 7, 2007

House Chambers
State Capitol

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

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

COMMUNICATIONS AND PETITIONS

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

L. Jones, Chair

Marilyn Miller, Chief Clerk
House of Representatives
Capitol Station
Helena, MT 59602

Dear Marilyn:

This letter is to inform you that I have named Representative Roger Koopman to the Economic Development Advisory Council.

Sincerely,

Scott Sales
Speaker of the House

cc: Representative Roger Koopman
Ms. Susan Fox
Ms. Janice Wannebo

REPORTS OF STANDING COMMITTEES

BILLS (Jones, Chairman): 3/7/2007
Correctly printed: **SB 10**, **SB 11**, **SB 35**.

STATE ADMINISTRATION (Himmelberger, Chairman): 3/6/2007
SR 10, be concurred in. Report adopted.
SR 11, be concurred in. Report adopted.
SR 35, be concurred in. Report adopted.

JUDICIARY (Rice, Chairman): 3/7/2007
SB 8, be concurred in. Report adopted.
SB 20, be concurred in. Report adopted.
SB 39, be concurred in. Report adopted.
SB 40, be concurred in. Report adopted.
SB 101, be concurred in. Report adopted.

HOUSE JOURNAL
FORTY-EIGHTH LEGISLATIVE DAY - MARCH 7, 2007

FIRST READING AND COMMITMENT OF BILLS

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

SB 78, introduced by Larson, referred to Fish, Wildlife and Parks.

SB 306, introduced by Harrington, Jayne, Kaufmann, Brown, Williams, Larson, Noonan, Campbell, Villa, Small-Eastman, Windy Boy, Bixby, Wanzenried, Jopek, Sesso, Groesbeck, Musgrove, Gallus, Henry, Branae, Raser, Dickenson, Reinhart, Sands, Weinberg, Caferro, Wilmer, Cordier, French, Keane, Erickson, referred to Judiciary.

SB 288, introduced by Schmidt, Perry, Clark, Sesso, referred to Education.

**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 Vincent in the chair.

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

HB 407 - Representative Lange moved consideration of **HB 407** be passed for the day. Motion carried.

HB 284 - Representative Augare moved **HB 284** do pass.

HB 284 - Representative Augare moved **HB 284**, second reading copy, be amended as follows:

1. Title, line 10.

Following: "~~APPROPRIATION;~~"

Insert: "PROVIDING AN APPROPRIATION;"

2. Page 2, line 12.

Insert: "NEW SECTION. Section 2. Appropriation. There is appropriated \$500 from the general fund to the department of fish, wildlife, and parks for the purposes of [section 1]."

Renumber: subsequent sections

Amendment adopted as follows:

Ayes: Ankney, Arntzen, Augare, Beck, Becker, Bergren, Bixby, Blasdel, Branae, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Keane, Kerns, Klock, Koopman, Kottel, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Ross, Sands, Sesso, Sinrud, Small-Eastman, Sonju, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Wells, Wilmer, Wilson, Windy Boy, Wiseman, Witte.
Total 85

Noes: Barrett, Boggio, Butcher, Everett, Hawk, Heinert, Jore, Kasten, Lake, McGillvray, Rice, Ripley, Ward, Mr. Speaker.

Total 14

Voted Absentee: Ward, No.

Excused: None.

HOUSE JOURNAL
FORTY-EIGHTH LEGISLATIVE DAY - MARCH 7, 2007

Total 0

Absent or not voting: Stahl.

Total 1

HB 284 - The motion to pass **HB 284**, as amended, carried as follows:

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

Total 76

Noes: Barrett, Beck, Blasdel, Boggio, Butcher, Everett, Hawk, Heinert, Ingraham, Jore, Kasten, Kerns, Lake, McGillvray, Mendenhall, Rice, Ross, Sinrud, Sonju, Stoker, Ward, Wells, Witte, Mr. Speaker.

Total 24

Voted Absentee: Ward, No.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 637 - Representative Klock moved **HB 637** 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, Driscoll, Dutton, Ebinger, Erickson, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, 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, McNutt, Mendenhall, Milburn, Morgan, 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, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.

Total 93

Noes: Dickenson, Everett, Hands, McGillvray, Musgrove.

Total 5

Voted Absentee: Ward, Aye.

Excused: None.

Total 0

Absent or not voting: Sinrud, Wilmer.

Total 2

HOUSE JOURNAL
FORTY-EIGHTH LEGISLATIVE DAY - MARCH 7, 2007

HB 719 - Representative Wilmer moved **HB 719** do pass. Motion carried as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, Blasdel, Boggio, Branae, Butcher, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Keane, Kerns, Klock, Kottel, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Rice, Sands, Sesso, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wilmer, Wilson, Windy Boy, Wiseman.
Total 86

Noes: Everett, Hawk, Ingraham, Jore, Kasten, Koopman, Lake, McGillvray, Ripley, Ross, Wells, Witte, Mr. Speaker.
Total 13

Voted Absentee: Ward, Aye.

Excused: None.
Total 0

Absent or not voting: Sinrud.
Total 1

HB 556 - Representative McChesney moved **HB 556** 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, Jones L, Jones W, 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: Ward, Aye.

Absent or not voting: None
Total 0

Majority Leader Lange moved the committee rise, report progress, and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the chair. Chairman Vincent moved the Committee of the Whole report be adopted.

Mr. Speaker in the chair. Chairman Reinhart moved the Committee of the Whole report be adopted. Report adopted as follows:

HOUSE JOURNAL
FORTY-EIGHTH LEGISLATIVE DAY - MARCH 7, 2007

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, Blasdel, Boggio, Branae, Butcher, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Everett, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hawk, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, Jopek, Kasten, Keane, Kerns, Klock, Koopman, Kottel, Lake, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McGillvray, McNutt, Mendenhall, Milburn, Morgan, Noonan, Nooney, O'Hara, Olson, Peterson, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Rice, Ripley, Ross, Sands, Sesso, Sinrud, Small-Eastman, Sonju, Stoker, Taylor, Thomas, Villa, Vincent, Wells, Wilmer, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.
Total 93

Noes: Jore, Musgrove.
Total 2

Excused: None.
Total 0

Absent or not voting: Caferro, Jones W, Parker, Stahl.
Total 4

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 57 passed as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, Branae, Butcher, 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, W. Jones, Jopek, Keane, Klock, Kottel, Lake, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Phillips, Pomnichowski, Raser, Reinhart, Rice, Sands, Sesso, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Wells, Wilmer, Wilson, Windy Boy, Wiseman.
Total 83

Noes: Blasdel, Boggio, Everett, Jore, Kasten, Kerns, Koopman, McGillvray, Peterson, Ripley, Ross, Sinrud, Witte, Mr. Speaker.
Total 14

Excused: Ward.
Total 1

Absent or not voting: Caferro, L. Jones.
Total 2

HB 333 passed as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Becker, Bergren, Bixby, Blasdel, Boggio, Branae, Butcher, Callahan, Campbell, Clark, Cordier, Driscoll, Ebinger, Erickson, French, Furey, Glaser, Grinde, Groesbeck, Hamilton, Heinert, Henry, Hiner, Hollenbaugh, Jacobson, Jopek, Keane, Kottel, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McNutt, Morgan, Musgrove, Noonan, Nooney, Olson, Parker, Phillips, Pomnichowski,

HOUSE JOURNAL
FORTY-EIGHTH LEGISLATIVE DAY - MARCH 7, 2007

Raser, Reinhart, Rice, Ross, Sands, Sesso, Small-Eastman, Sonju, Stahl, Taylor, Thomas, Van Dyk, Villa, Vincent, Wells, Wilmer, Wilson, Windy Boy, Wiseman.

Total 66

Noes: Cohenour, Dickenson, Dutton, Everett, Franklin, Gallik, Hands, Hawk, Hendrick, Hilbert, Himmelberger, Ingraham, Jayne, W. Jones, Jore, Kasten, Kerns, Koopman, Lake, McGillvray, Mendenhall, Milburn, O'Hara, Peterson, Ripley, Sinrud, Stoker, Witte, Mr. Speaker.

Total 29

Excused: Ward.

Total 1

Absent or not voting: Beck, Caferro, L. Jones, Klock.

Total 4

HB 583 passed as follows:

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

Total 66

Noes: Barrett, Beck, Blasdel, Boggio, Clark, Dutton, Everett, Hawk, Hilbert, Himmelberger, Ingraham, Kasten, Kerns, Klock, Koopman, Lake, Lange, Malcolm, McGillvray, Mendenhall, Milburn, O'Hara, Rice, Ripley, Ross, Sonju, Stoker, Taylor, Vincent, Wells, Witte, Mr. Speaker.

Total 32

Excused: Ward.

Total 1

Absent or not voting: Caferro.

Total 1

HB 611 passed as follows:

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

Total 69

Noes: Beck, Blasdel, Butcher, Clark, Everett, Glaser, Hawk, Himmelberger, Ingraham, Jore, Kasten, Kerns, Koopman, Lake, Lange, Malcolm, McGillvray, Mendenhall, Milburn, Peterson, Sinrud, Sonju, Stoker, Taylor, Vincent, Wells, Witte, Mr. Speaker.

Total 28

HOUSE JOURNAL
FORTY-EIGHTH LEGISLATIVE DAY - MARCH 7, 2007

Excused: Ward.

Total 1

Absent or not voting: Caferro, L. Jones.

Total 2

HJR 22 adopted as follows:

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

Total 83

Noes: Boggio, Dutton, Everett, Hawk, Jayne, Jore, Kasten, Koopman, McGillvray, Mendenhall, Ross, Sinrud, Wells, Mr. Speaker.

Total 14

Excused: Ward.

Total 1

Absent or not voting: Caferro, L. Jones.

Total 2

HJR 33 adopted as follows:

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

Total 73

Noes: Beck, Blasdel, Boggio, Butcher, Dutton, Everett, Hawk, Heinert, Jayne, Jore, Kasten, Koopman, Lake, Malcolm, McGillvray, Mendenhall, Rice, Ross, Sinrud, Sonju, Taylor, Vincent, Wells, Mr. Speaker.

Total 24

Excused: Ward.

Total 1

Absent or not voting: Caferro, L. Jones.

Total 2

HJR 39 adopted as follows:

Ayes: Ankney, Arntzen, Augare, Becker, Bergren, Bixby, Blasdel, Branae, Callahan, Campbell, Clark, Cohenour,

HOUSE JOURNAL
FORTY-EIGHTH LEGISLATIVE DAY - MARCH 7, 2007

Cordier, Dickenson, Driscoll, Ebinger, Erickson, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hawk, Heinert, Hendrick, Henry, Hiner, Hollenbaugh, Ingraham, Jacobson, W. Jones, Jopek, Kasten, Keane, Kerns, Klock, Kottel, Lake, Lambert, MacLaren, McAlpin, McChesney, McNutt, Mendenhall, Milburn, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Rice, Sands, Sesso, Small-Eastman, Stahl, Stoker, Thomas, Van Dyk, Villa, Vincent, Wilmer, Wilson, Windy Boy, Wiseman.

Total 74

Noes: Barrett, Beck, Boggio, Butcher, Dutton, Everett, Hilbert, Himmelberger, Jayne, Jore, Koopman, Lange, Malcolm, McGillvray, Morgan, Ripley, Ross, Sinrud, Sonju, Taylor, Wells, Witte, Mr. Speaker.

Total 23

Excused: Ward.

Total 1

Absent or not voting: Caferro, L. Jones.

Total 2

SB 15 concurred in as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Bergren, Blasdel, Boggio, Butcher, Clark, Cohenour, Cordier, Dutton, Everett, French, Glaser, Grinde, Groesbeck, Hawk, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Ingraham, W. Jones, Jopek, Kasten, Keane, Klock, Lake, Lambert, Lange, MacLaren, Malcolm, McChesney, Mendenhall, Milburn, Morgan, Noonan, Nooney, O'Hara, Olson, Parker, Peterson, Pomnichowski, Rice, Ripley, Ross, Sesso, Sinrud, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Wilson, Windy Boy, Wiseman, Witte.

Total 65

Noes: Becker, Bixby, Branae, Callahan, Campbell, Dickenson, Driscoll, Ebinger, Erickson, Franklin, Furey, Gallik, Hamilton, Hands, Hollenbaugh, Jacobson, Jayne, Jore, Kerns, Koopman, Kottel, McAlpin, McGillvray, McNutt, Musgrove, Phillips, Raser, Reinhart, Sands, Wells, Wilmer, Mr. Speaker.

Total 32

Excused: Ward.

Total 1

Absent or not voting: Caferro, L. Jones.

Total 2

**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 Vincent in the chair.

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

HJR 43 - Representative Rice moved **HJR 43** be adopted. Motion carried as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Bergren, Bixby, Blasdel, Boggio, Branae, Butcher, Caferro,

HOUSE JOURNAL
FORTY-EIGHTH LEGISLATIVE DAY - MARCH 7, 2007

Campbell, Clark, Cohenour, Cordier, Driscoll, Dutton, Ebinger, Everett, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, 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, 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, Vincent, Ward, Wells, Wilmer, Windy Boy, Wiseman, Witte, Mr. Speaker.

Total 91

Noes: Becker, Callahan, Dickenson, Erickson, Hands, Jayne, Mendenhall, Villa, Wilson.

Total 9

Voted Absentee: Ward, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 96 - Representative Kerns moved **HB 96** do pass. Motion carried as follows:

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

Total 80

Noes: Bergren, Bixby, Callahan, Campbell, Dickenson, Everett, Franklin, Gallik, Hands, Hollenbaugh, Ingraham, Mendenhall, Musgrove, Raser, Ripley, Sands, Sinrud, Villa, Wilson, Mr. Speaker.

Total 20

Voted Absentee: Ward, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 298 - Representative Hiner moved **HB 298**, do pass. Motion, which requires a three-fourth vote of each house, 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, Henry, Himmelberger, Hiner, Hollenbaugh, Jacobson, Jayne, W. Jones, Jopek, Kasten, Keane, Klock, Kottel, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McNutt, Morgan, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Raser,

HOUSE JOURNAL
FORTY-EIGHTH LEGISLATIVE DAY - MARCH 7, 2007

Reinhart, Rice, Ripley, Ross, Sands, Sesso, Small-Eastman, Sonju, Stahl, Taylor, Thomas, Van Dyk, Villa, Vincent, Wilmer, Wilson, Windy Boy, Wiseman.

Total 79

Noes: Barrett, Beck, Butcher, Heinert, Hendrick, Hilbert, Ingraham, Jore, Kerns, Koopman, Lake, McGillvray, Mendenhall, Milburn, Sinrud, Stoker, Ward, Wells, Witte, Mr. Speaker.

Total 20

Voted Absentee: Ward, No.

Excused: None.

Total 0

Absent or not voting: L. Jones.

Total 1

HJR 28 - Representative Cohenour moved **HJR 28** be adopted. Motion carried as follows:

Ayes: Arntzen, Augare, Becker, Bergren, Bixby, Branae, Caferro, Callahan, Campbell, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hendrick, Henry, Hiner, Hollenbaugh, Jacobson, 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, Rice, Sands, Sesso, Small-Eastman, Stahl, Thomas, Van Dyk, Villa, Wilmer, Wilson, Windy Boy, Wiseman.

Total 65

Noes: Ankney, Barrett, Beck, Blasdel, Boggio, Butcher, Clark, Everett, Hawk, Heinert, Hilbert, Himmelberger, Ingraham, Jayne, Jore, Kasten, Kerns, Koopman, Lake, Malcolm, McGillvray, Mendenhall, Milburn, Peterson, Ripley, Ross, Sinrud, Sonju, Stoker, Taylor, Vincent, Ward, Wells, Witte.

Total 34

Voted Absentee: Ward, No.

Excused: None.

Total 0

Absent or not voting: Mr. Speaker.

Total 1

Majority Leader Lange moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the chair. Chairman Vincent 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, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Everett, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hawk, Heinert, Hendrick, Henry, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, W. Jones, Jopek, Kasten, Keane, Kerns, Klock, Koopman, Kottel, Lake, Lambert, Lange, MacLaren, Malcolm, McAlpin, 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, Wilmer, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.

HOUSE JOURNAL
FORTY-EIGHTH LEGISLATIVE DAY - MARCH 7, 2007

Total 89

Noes: Franklin, Jayne, Jore, Mendenhall, Wells.
Total 5

Excused: Ward.
Total 1

Absent or not voting: Hilbert, L. Jones, McChesney, Milburn, Vincent.
Total 5

MOTIONS

Majority Leader Lange moved that **HB 637** be re-referred to the Committee on Appropriations. There being no objections, so ordered.

Majority Leader Lange moved that **HB 719** be re-referred to the Committee on Appropriations. There being no objections, so ordered.

Majority Leader Lange moved that **HB 556** be re-referred to the Committee on Appropriations. There being no objections, so ordered.

Majority Leader Lange moved that **SB 49** be re-referred from the Committee on Education to the Committee on Judiciary. There being no objections, so ordered.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Lange moved that the House adjourn until 1:00 p.m., Thursday, March 8, 2007. Motion carried.

House adjourned at 2:05 p.m.

MARILYN MILLER
Chief Clerk of the House

SCOTT SALES
Speaker of the House