

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

Helena, Montana
March 8, 2007

House Chambers
State Capitol

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

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

REPORTS OF STANDING COMMITTEES

Correctly printed: **SB 8, SB 20, SB 39, SB 40, SB 101.** 3/7/2007

BUSINESS AND LABOR (Mendenhall, Chairman): 3/8/2007

- SB 32**, be concurred in. Report adopted.
- SB 43**, be concurred in. Report adopted.
- SB 53**, be concurred in. Report adopted.
- SB 54**, be concurred in. Report adopted.
- SB 97**, be concurred in. Report adopted.

STATE ADMINISTRATION (Himmelberger, Chairman): 3/8/2007

- SB 70**, be concurred in. Report adopted.
- SB 72**, be concurred in. Report adopted.
- SB 90**, be concurred in. Report adopted.

FIRST READING AND COMMITMENT OF BILLS

The following House bill was introduced, read first time, and referred to committee:
HB 813, introduced by Small-Eastman, referred to Education.

- The following Senate bills were introduced, read first time, and referred to committees:
- SB 108**, introduced by Cocchiarella (by request of the Department of Labor and Industry), referred to Business and Labor.
 - SB 112**, introduced by Lewis, referred to Fish, Wildlife and Parks.
 - SB 113**, introduced by Lewis, referred to Appropriations.
 - SB 114**, introduced by Larson, referred to Business and Labor.
 - SB 115**, introduced by Jent, referred to Fish, Wildlife and Parks.
 - SB 116**, introduced by Brueggeman, Keane, Gallik, Steinbeisser, Hansen, Milburn, McGillvray, Cocchiarella (by request of the Economic Affairs Interim Committee), referred to Business and Labor.
 - SB 117**, introduced by Cobb, referred to State Administration.
 - SB 118**, introduced by Cobb, referred to Appropriations.
 - SB 119**, introduced by Moss (by request of the Department of Justice), referred to Judiciary.
 - SB 121**, introduced by Elliott (by request of the Department of Revenue), referred to Taxation.
 - SB 122**, introduced by Kitzenberg, referred to Transportation.
 - SB 123**, introduced by Williams (by request of the Office of Public Instruction), referred to Education.
 - SB 124**, introduced by Harrington (by request of the Department of Public Health and Human Services), referred to Judiciary.
 - SB 125**, introduced by Harrington (by request of the Department of Public Health and Human Services), referred to Judiciary.
 - SB 126**, introduced by Gallus (by request of the Department of Fish, Wildlife, and Parks), referred to Fish, Wildlife

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and Parks.

SB 127, introduced by Wanzenried (by request of the Department of Revenue), referred to Business and Labor.

SB 130, introduced by Story (by request of the Environmental Quality Council), referred to Judiciary.

SB 131, introduced by Cobb (by request of the Board of Land Commissioners), referred to Natural Resources.

SB 132, introduced by Gallus, referred to Human Services.

SB 133, introduced by Essmann, referred to Judiciary.

SB 136, introduced by J. Tropila (by request of the Department of Military Affairs), referred to State Administration.

SB 137, introduced by Laible (by request of the Legislative Finance Committee), referred to Appropriations.

SB 139, introduced by Harrington (by request of the Governor), referred to Taxation.

SB 140, introduced by Weinberg (by request of the State Auditor), referred to Business and Labor.

SB 141, introduced by Laslovich (by request of the Department of Justice), referred to Judiciary.

SB 142, introduced by Lind (by request of the Department of Public Health and Human Services), referred to Judiciary.

SB 143, introduced by Shockley (by request of the Department of Fish, Wildlife, and Parks), referred to Judiciary.

SB 146, introduced by Shockley (by request of the Department of Corrections), referred to Judiciary.

SB 147, introduced by Shockley (by request of the Environmental Quality Council), referred to Natural Resources.

SB 150, introduced by Gillan (by request of the Department of Revenue), referred to Taxation.

SB 152, introduced by Ryan (by request of the Governor), referred to Education.

SB 153, introduced by Cocchiarella (by request of the Department of Labor and Industry), referred to Business and Labor.

SB 155, introduced by Williams, Hiner, W. Jones (by request of the Department of Public Health and Human Services), referred to Appropriations.

SB 157, introduced by Ryan (by request of the State Auditor), referred to Business and Labor.

SB 158, introduced by Cocchiarella (by request of the Department of Transportation), referred to Transportation.

SB 161, introduced by Laible (by request of the State Auditor), referred to Taxation.

SB 162, introduced by Schmidt (by request of the Department of Public Health and Human Services), referred to Human Services.

SB 163, introduced by Shockley (by request of the Department of Justice), referred to Judiciary.

SB 164, introduced by Gallus (by request of the Public Defender Commission), referred to Judiciary.

SB 166, introduced by J. Tropila (by request of the Governor), referred to Fish, Wildlife and Parks.

SB 186, introduced by Lewis, referred to Business and Labor.

SB 205, introduced by Jent, referred to Transportation.

SB 237, introduced by Brueggeman, referred to Transportation.

SB 276, introduced by Steinbeisser, McChesney, Black, referred to Business and Labor.

SB 309, introduced by Balyeat, Hendrick, Koopman, Butcher, Boggio, Everett, Wells, Lange, Curtiss, Bales, O'Hara, J. Peterson, Beck, Lewis, W. Jones, Olson, Campbell, Ward, Blasdel, Kitzenberg, Jent, Stoker, Jore, Jackson, Perry, O'Neil, Rice, Murphy, McGillvray, Windy Boy, Heinert, referred to Judiciary.

SB 337, introduced by Wanzenried, Gillan, Larson, Moss, Grinde, Van Dyk, Driscoll, Becker, Branae, Wilmer, Wiseman, Noonan, Harrington, Groesbeck, Sesso, Gallus, Villa, Parker, Cohenour, Cooney, Gallik, Kaufmann, Erickson, Henry, Hands, Williams, Lind, McAlpin, Wanzenried, Windy Boy, Bergren, Bixby, Small-Eastman, Smith, Jopek, referred to Judiciary.

SB 349, introduced by Ryan, referred to Local Government.

SB 354, introduced by Lind, referred to Human Services.

SB 359, introduced by Cocchiarella, Gebhardt, Squires, Olson, Squires, J. Tropila, referred to State Administration.

SB 376, introduced by Jackson, Hendrick, O'Neil, Ross, Heinert, Sesso, Musgrove, Kaufmann, Barkus, Vincent, Curtiss, Lambert, Jopek, Gebhardt, J. Peterson, Glaser, Erickson, Ankney, referred to Natural Resources.

SB 382, introduced by Laslovich, referred to Judiciary.

SB 383, introduced by Laslovich, referred to Judiciary.

SB 385, introduced by Cobb, referred to Judiciary.

SB 390, introduced by Juneau, Bixby, Kaufmann, Campbell, Erickson, Hamilton, Augare, Sands, Pease, Ankney,

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referred to Education.

SB 391, introduced by Weinberg, referred to Natural Resources.

SB 426, introduced by Jent, K. Peterson, O'Neil, Laslovich, referred to Business and Labor.

SB 430, introduced by Elliott, referred to Taxation.

SB 432, introduced by Brueggeman, referred to Natural Resources.

SB 473, introduced by Black, referred to Transportation.

SB 536, introduced by Perry, Laslovich, referred to Federal Relations, Energy, and Telecommunications.

SB 541, introduced by Brueggeman, referred to Taxation.

**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 Phillips 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 Vincent moved **HB 407** do pass. Motion carried as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, Blasdel, Boggio, Branae, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Franklin, French, Furey, Gallik, 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, 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, Villa, Vincent, Ward, Wilmer, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.

Total 91

Noes: Butcher, Everett, Jayne, Jore, Kasten, Kerns, Koopman, Mendenhall, Wells.

Total 9

Voted Absentee: Ward, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 545 - Representative Lange moved consideration of **HB 545** be passed for the day. Motion carried.

HB 701 - Representative Lange moved consideration of **HB 701** be passed for the day. Motion carried.

HB 216 - Representative Wilmer moved **HB 216** do pass. Motion carried 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, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Keane, Klock, Kottel, Lambert, Lange, MacLaren, Malcolm,

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McAlpin, McChesney, McNutt, Milburn, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Sands, Sesso, Small-Eastman, Sonju, Stahl, Taylor, Thomas, Van Dyk, Villa, Vincent, Wilmer, Wilson, Windy Boy, Wiseman.
Total 78

Noes: Barrett, Boggio, Butcher, Everett, Hawk, Jore, Kasten, Kerns, Koopman, Lake, McGillvray, Mendenhall, Morgan, Rice, Ripley, Ross, Sinrud, Stoker, Ward, Wells, Witte, Mr. Speaker.
Total 22

Voted Absentee: Ward, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 236 - Representative Jacobson moved **HB 236** 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, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hawk, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Keane, 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, Wilmer, Wilson, Windy Boy, Wiseman.
Total 89

Noes: Boggio, Everett, Jore, Kasten, Kerns, Koopman, Sinrud, Wells, Witte, Mr. Speaker.
Total 10

Voted Absentee: Ward, Aye.

Excused: None.
Total 0

Absent or not voting: Klock.
Total 1

HB 567 - Representative Koopman moved **HB 567** do pass.

HB 567 - Representative Koopman moved **HB 567**, second reading copy, be amended:

Amendment **failed** as follows:

Ayes: Barrett, Becker, Blasdel, Butcher, Dickenson, Everett, Glaser, Hawk, Hendrick, Himmelberger, L. Jones, Jore, Kerns, Koopman, Lambert, McGillvray, Mendenhall, Morgan, O'Hara, Peterson, Ripley, Sinrud, Stoker, Taylor, Ward, Wells, Witte, Mr. Speaker.
Total 28

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Noes: Ankney, Arntzen, Augare, Beck, Bergren, Bixby, Boggio, Branae, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Driscoll, Dutton, Ebinger, Erickson, Franklin, French, Furey, Gallik, Grinde, Groesbeck, Hamilton, Hands, Heinert, Henry, Hilbert, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, W. Jones, Jopek, Kasten, Keane, Klock, Kottel, Lake, Malcolm, McAlpin, McChesney, McNutt, Milburn, Musgrove, Noonan, Nooney, Olson, Parker, Phillips, Pomnichowski, Raser, Reinhart, Rice, Ross, Sands, Sesso, Small-Eastman, Sonju, Stahl, Thomas, Van Dyk, Villa, Vincent, Wilmer, Wilson, Windy Boy, Wiseman.
Total 70

Voted Absentee: Ward, Aye.

Excused: None.
Total 0

Absent or not voting: Lange, MacLaren.
Total 2

HB 567 - The motion to pass **HB 567** carried as follows:

Ayes: Ankney, Arntzen, Barrett, Beck, Blasdel, Butcher, Caferro, Clark, Cordier, Dickenson, Driscoll, Ebinger, Franklin, French, Gallik, Glaser, Hawk, Heinert, Hendrick, Hilbert, Himmelberger, Ingraham, Jacobson, L. Jones, W. Jones, Jore, Kerns, Klock, Koopman, Lake, Lambert, Lange, MacLaren, McAlpin, McGillvray, McNutt, Morgan, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Reinhart, Rice, Ross, Sands, Small-Eastman, Sonju, Stahl, Taylor, Thomas, Ward, Wells, Wilmer, Wilson, Windy Boy, Wiseman.
Total 59

Noes: Augare, Becker, Bergren, Bixby, Boggio, Branae, Callahan, Campbell, Cohenour, Dutton, Erickson, Everett, Furey, Grinde, Groesbeck, Hamilton, Hands, Henry, Hiner, Hollenbaugh, Jayne, Jopek, Kasten, Keane, Kottel, Malcolm, McChesney, Mendenhall, Milburn, Musgrove, Noonan, Raser, Ripley, Sesso, Sinrud, Stoker, Van Dyk, Villa, Vincent, Witte, Mr. Speaker.
Total 41

Voted Absentee: Ward, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 737 - Representative Hilbert moved **HB 737** do pass. Motion carried as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Becker, Bixby, Blasdel, Boggio, Branae, Butcher, Caferro, Callahan, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hawk, Heinert, Henry, Hilbert, Hiner, Hollenbaugh, Ingraham, Jacobson, L. Jones, Keane, Klock, Kottel, Lake, MacLaren, Malcolm, McAlpin, McChesney, McNutt, Milburn, Morgan, Musgrove, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Ross, Sands, Sesso, Small-Eastman, Sonju, Stahl, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wilmer, Windy Boy, Wiseman.
Total 73

Noes: Beck, Bergren, Campbell, Everett, Franklin, Hendrick, Himmelberger, Jayne, W. Jones, Jopek, Jore, Kasten, Kerns, Koopman, Lambert, Lange, McGillvray, Mendenhall, Noonan, Rice, Ripley, Sinrud, Stoker, Wells, Wilson,

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Witte, Mr. Speaker.
Total 27

Voted Absentee: Ward, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 778 - Representative Stahl moved **HB 778** 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, 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 97

Noes: Jayne, Jore, Koopman.
Total 3

Voted Absentee: Ward, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 10 - Representative Wilmer moved **SB 10** be concurred in. Motion carried as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, Branae, Butcher, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hawk, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Jore, 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, Small-Eastman, Sonju, Stahl, Stoker, Thomas, Van Dyk, Villa, Vincent, Ward, Wells, Wilmer, Wilson, Windy Boy, Wiseman.
Total 90

Noes: Blasdel, Boggio, Everett, Heinert, Kasten, Mendenhall, Sinrud, Taylor, Witte, Mr. Speaker.
Total 10

Voted Absentee: Ward, Aye.

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Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 11 - Representative Himmelberger moved **SB 11** be concurred in. Motion carried as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, Blasdel, 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, 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, Thomas, Van Dyk, Villa, Vincent, Ward, Wells, Wilmer, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.
Total 94

Noes: Boggio, Jore, Kasten, Mendenhall, Taylor.
Total 5

Voted Absentee: Ward, Aye.

Excused: None.
Total 0

Absent or not voting: Branae.
Total 1

SB 35 - Representative Hendrick moved **SB 35** 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, 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.

Excused: None.
Total 0

Absent or not voting: None.

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Total 0

Majority Leader Lange moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the chair. Chairman Phillips moved the Committee of the Whole report be adopted. Report adopted as follows:

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

Total 86

Noes: Callahan, Furey, Jore, Mendenhall, Sonju.

Total 5

Excused: Ward.

Total 1

Absent or not voting: Bixby, Dutton, Franklin, L. Jones, Kasten, Phillips, Ripley, Sinrud.

Total 8

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 96 passed as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Blasdel, Boggio, Branae, Butcher, Caferro, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hawk, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Jacobson, Jayne, L. Jones, W. Jones, Jopek, 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, Sands, Sesso, Sinrud, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Wilmer, Wilson, Windy Boy, Wiseman, Witte.

Total 83

Noes: Bergren, Callahan, Campbell, Everett, Franklin, Hands, Ingraham, Jore, Kasten, Mendenhall, Musgrove, Raser, Ripley, Mr. Speaker.

Total 14

Excused: Ward.

Total 1

Absent or not voting: Bixby, Wells.

Total 2

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HB 298 failed (due to three-fourths vote of each house requirement) as follows:

Ayes: Ankney, Augare, Becker, Bergren, Branae, Caferro, Callahan, Campbell, Cohenour, Cordier, Dickenson, Driscoll, Ebinger, Erickson, Everett, Franklin, French, Furey, Gallik, Grinde, Groesbeck, Hamilton, Hands, Hawk, Henry, Hiner, Hollenbaugh, Jacobson, Jayne, Jopek, Keane, Klock, Kottel, Lambert, McAlpin, McChesney, McNutt, Mendenhall, Morgan, Musgrove, Noonan, Nooney, Olson, Parker, Phillips, Pomnichowski, Raser, Reinhart, Ripley, Sands, Sesso, Small-Eastman, Thomas, Van Dyk, Villa, Wilmer, Wilson, Windy Boy, Wiseman.

Total 59

Noes: Arntzen, Barrett, Beck, Blasdel, Boggio, Butcher, Clark, Dutton, Glaser, Heinert, Hendrick, Hilbert, Himmelberger, Ingraham, L. Jones, W. Jones, Jore, Kasten, Kerns, Koopman, Lake, Lange, MacLaren, Malcolm, McGillvray, Milburn, O'Hara, Peterson, Rice, Ross, Sinrud, Sonju, Stahl, Stoker, Taylor, Vincent, Witte, Mr. Speaker.

Total 38

Excused: Ward.

Total 1

Absent or not voting: Bixby, Wells.

Total 2

HJR 28 adopted as follows:

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

Total 63

Noes: Beck, Blasdel, Boggio, Butcher, Clark, Dutton, Everett, Glaser, Hawk, Heinert, Hilbert, Himmelberger, Ingraham, Jayne, Jore, Kasten, Kerns, Koopman, Lake, Lange, Malcolm, McGillvray, Mendenhall, Nooney, Peterson, Ripley, Ross, Sinrud, Sonju, Stoker, Taylor, Witte, Mr. Speaker.

Total 33

Excused: Ward.

Total 1

Absent or not voting: Bixby, L. Jones, Wells.

Total 3

HJR 43 adopted as follows:

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

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Total 78

Noes: Becker, Bergren, Callahan, Campbell, Dickenson, Driscoll, Erickson, Franklin, Gallik, Grinde, Groesbeck, Hands, Jayne, Jopek, Mendenhall, Noonan, Peterson, Sands, Villa, Windy Boy.

Total 20

Excused: Ward.

Total 1

Absent or not voting: Bixby.

Total 1

MOTIONS

Majority Leader Lange moved that **HB 680** be taken from the Committee on Appropriations and be re-referred to the Committee on Taxation. There being no objections, so ordered.

Majority Leader Lange moved that **HB 216** be re-referred to the Committee on Appropriations. There being no objections, so ordered.

Majority Leader Lange moved that **HB 236** be re-referred to the Committee on Appropriations. There being no objections, so ordered.

Majority Leader Lange moved that **HB 567** be re-referred to the Committee on Appropriations. There being no objections, so ordered.

HB 298 - Representative Olson moved to reconsider the vote taken on **HB 298** and that the bill be placed on third reading. Motion **carried** as follows:

Ayes: Ankney, Augare, Beck, Becker, Bergren, Branae, Caferro, Callahan, Campbell, Cohenour, Cordier, Dickenson, Driscoll, Ebinger, Erickson, Franklin, French, Furey, Gallik, Grinde, Groesbeck, Hamilton, Hands, Hawk, Hendrick, Henry, Hilbert, Hiner, Hollenbaugh, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Keane, Klock, Kottel, Lange, MacLaren, McAlpin, McChesney, McNutt, Mendenhall, Noonan, Nooney, Olson, Phillips, Pomnichowski, Raser, Reinhart, Sands, Sesso, Sinrud, Small-Eastman, Sonju, Thomas, Van Dyk, Villa, Wilmer, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.

Total 64

Noes: Arntzen, Barrett, Blasdel, Boggio, Butcher, Clark, Dutton, Glaser, Heinert, Himmelberger, Ingraham, Jore, Kasten, Kerns, Koopman, Lake, Malcolm, McGillvray, Milburn, Morgan, Peterson, Rice, Ross, Stahl, Stoker, Taylor, Vincent, Wells.

Total 28

Excused: Ward.

Total 1

Absent or not voting: Bixby, Everett, Lambert, Musgrove, O'Hara, Parker, Ripley.

Total 7

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

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Majority Leader Lange moved that the House adjourn until 1:00 p.m., Friday, March 9, 2007. Motion carried.

House adjourned at 2:58 p.m.

MARILYN MILLER
Chief Clerk of the House

SCOTT SALES
Speaker of the House