

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

Helena, Montana
April 2, 2007

House Chambers
State Capitol

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

Roll Call. All members present except for Representative Wilmer, excused. Quorum present.

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

L. Jones, Chair

Speaker Sales introduced the pages of the week:

Pages: Logan Gregg, Kalispell
Danielle Labelle, Libby
Sloane Real Bird, Crow Agency
Kelsey Orr, Libby
Jesi Roedel, Kalispell
Allison Gossack, Great Falls
Michelle Cronquist, Columbia Falls
Abbey Francisco, Anaconda
Edson Jefferson, Lodge Grass

REPORTS OF STANDING COMMITTEES

BILLS (Jones, Chairman): 4/2/2007
Correctly printed: **SB 321, SB 370, SB 442, SB 444.**
Delivered to the Secretary of State at 9:23 a.m., April 2, 2007: **HJR 1, HJR 4, HJR 7, HJR 17.**
Delivered to the Governor for approval at 9:30 a.m., April 2, 2007: **HB 37, HB 57, HB 91, HB 166, HB 198, HB 206, HB 242, HB 253, HB 259, HB 427, HB 437, HB 532, HB 756, HB 786, HB 789, HB 803.**

MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence: 3/31/2007
SB 138, introduced by Wanzenried
SB 375, introduced by McGee

House bills concurred in and returned to the House: 3/31/2007
HB 426, introduced by Ross
HB 769, introduced by Lake

FIRST READING AND COMMITMENT OF BILLS

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

SB 138, introduced by Wanzenried, referred to Taxation.
SB 375, introduced by McGee, referred to Taxation.

HOUSE JOURNAL
SEVENTIETH LEGISLATIVE DAY - APRIL 2, 2007

Democratic Caucus Leader Villa announced the Democrats would caucus. Majority Leader Lange announced Republicans would stand at ease. House resumed at 12:50 p.m.

**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 Mendenhall in the chair.

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

SB 152 - Representative Lange moved **SB 152** be concurred in.

SB 152 - Representative Lange moved **SB 152**, second reading copy, be amended as follows:

1. Page 45, line 29 through line 30.

Strike: "(1)" on line 29 through "VOID." on line 30

Renumber: subsequent subsections

Amendment adopted 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, Kasten, Keane, Kerns, Klock, Koopman, 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, Sinrud, Small-Eastman, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wells, Wilmer, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.

Total 96

Noes: Blasdel, Lake, Sonju.

Total 3

Voted Absentee: Wilmer, Aye.

Excused: None.

Total 0

Absent or not voting: Jore.

Total 1

SB 152 - Representative Lange moved consideration of **SB 152** be placed below **SB 538** on the second reading board. Motion carried.

SB 312 - Representative L. Jones moved **SB 312** be concurred in.

SB 312 - Representative Franklin moved **SB 312**, second reading copy, be amended as follows:

HOUSE JOURNAL
SEVENTIETH LEGISLATIVE DAY - APRIL 2, 2007

1. Page 1, line 15.

Strike: "HOSPITAL"

Insert: "medicare"

Following: "CERTIFICATION"

Insert: "or for accreditation by the joint commission on accreditation of healthcare organizations"

2. Page 1, line 18.

Strike: "EXCEPT AS MAY BE REQUIRED BY MEDICAL STAFF BYLAWS."

3. Page 1, line 30.

Following: "PARTNER,"

Strike: "ASSOCIATE,"

Amendment adopted as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, Blasdel, Boggio, Branae, Butcher, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Everett, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hawk, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, W. Jones, Jopek, 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.

Total 94

Noes: Jore, Kasten, Keane, Sinrud, Witte, Mr. Speaker.

Total 6

Voted Absentee: Wilmer, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 312 - The motion that **SB 312**, as amended, be concurred in, 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, Hamilton, Hands, Hawk, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Jore, Kasten, 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: Groesbeck, Keane, Koopman.

Total 3

HOUSE JOURNAL
SEVENTIETH LEGISLATIVE DAY - APRIL 2, 2007

Voted Absentee: Wilmer, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 538 - Representative Lange moved consideration of **SB 538** be passed for the day. Motion carried.

SB 152 - Representative Lange moved consideration of **SB 152** be placed below **SB 801** on the second reading board. Motion carried.

SJR 25 - Representative Hendrick moved **SJR 25** be concurred in.

SJR 25 - Representative Hendrick moved **SJR 25**, second reading copy, be amended as follows:

1. Title, line 6.

Strike: "SOLDIERS"

Insert: "MILITARY PERSONNEL"

2. Title, line 7.

Strike: "SOLDIERS"

Insert: "MILITARY PERSONNEL"

3. Title, line 9.

Strike: "SOLDIERS"

Insert: "MILITARY PERSONNEL"

4. Page 1, line 12.

Strike: "soldiers"

Insert: "military personnel"

5. Page 1, line 14.

Strike: "soldiers"

Insert: "military personnel"

6. Page 1, line 17.

Strike: "soldiers"

Insert: "military personnel"

7. Page 1, line 22.

Strike: "every"

Insert: "all"

Strike: "soldiers"

Insert: "military personnel"

Strike: "conflict"

Insert: "war"

8. Page 1, line 26.

HOUSE JOURNAL
SEVENTIETH LEGISLATIVE DAY - APRIL 2, 2007

Strike: "SOLDIERS"

Insert: "military personnel"

Amendment adopted as follows:

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

Total 100

Noes: None.

Total 0

Voted Absentee: Wilmer, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SJR 25 - The motion that **SJR 25**, as amended, be concurred in 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: Wilmer, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HOUSE JOURNAL
SEVENTIETH LEGISLATIVE DAY - APRIL 2, 2007

HB 27 - Representative Driscoll moved **HB 27** do pass.

HB 27 - Representative Klock moved **HB 27**, second reading copy, be amended as follows:

1. Page 1, line 17 through line 22.

Strike: subsection (1) in its entirety

Insert: "(1) "Allowable costs" means the actual costs associated with upgrading, purchasing, programming, installing, testing, operating, and maintaining data, hardware, and software necessary to comply with federal communications commission orders."

Amendment adopted as follows:

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

Total 83

Noes: Beck, Blasdel, Glaser, Hawk, Himmelberger, Kasten, Koopman, Mendenhall, Morgan, Nooney, Sinrud, Sonju, Taylor, Wells, Witte, Mr. Speaker.

Total 16

Voted Absentee: Wilmer, Aye.

Excused: None.

Total 0

Absent or not voting: Vincent.

Total 1

HB 27 - The motion that **HB 27**, as amended, do pass, carried as follows:

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

Total 74

Noes: Blasdel, Dutton, Everett, Glaser, Hawk, Heinert, Hilbert, Jayne, Jore, Kasten, Kerns, Koopman, Lambert, Lange, Malcolm, Mendenhall, Morgan, Ripley, Sinrud, Sonju, Stoker, Taylor, Vincent, Wells, Mr. Speaker.

Total 25

Voted Absentee: Wilmer, Aye.

Excused: None.

HOUSE JOURNAL
SEVENTIETH LEGISLATIVE DAY - APRIL 2, 2007

Total 0

Absent or not voting: Stahl.

Total 1

HB 801 - Representative MacLaren moved **HB 801** do pass. Motion carried as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Bergren, Boggio, Butcher, Campbell, Clark, Cordier, Dickenson, Dutton, Ebinger, Everett, French, Gallik, Grinde, Groesbeck, Hands, Hawk, Heinert, Hendrick, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Kasten, Kerns, Klock, Kottel, Lambert, Lange, MacLaren, McChesney, McNutt, Mendenhall, Milburn, Noonan, Nooney, O'Hara, Olson, Parker, Peterson, Pomnichowski, Reinhart, Rice, Ripley, Sands, Sinrud, Stahl, Stoker, Thomas, Van Dyk, Ward, Wells, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.

Total 66

Noes: Becker, Bixby, Branae, Caferro, Callahan, Cohenour, Erickson, Franklin, Furey, Glaser, Hamilton, Henry, Jore, Koopman, Lake, Malcolm, McAlpin, McGillvray, Morgan, Musgrove, Phillips, Raser, Ross, Sonju, Taylor, Villa, Wilmer.

Total 27

Voted Absentee: Wilmer, No.

Excused: None.

Total 0

Absent or not voting: Beck, Blasdel, Driscoll, Keane, Sesso, Small-Eastman, Vincent.

Total 7

SB 152 - Representative Lange moved consideration of **SB 152** be placed below **HB 148** on the second reading board. Motion carried.

HB 828 - Representative Olson moved **HB 828** do pass. Motion carried as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, Blasdel, Boggio, Branae, Butcher, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Franklin, French, Furey, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Kasten, Keane, Klock, Kottel, Lake, Lambert, 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, Thomas, Van Dyk, Villa, Vincent, Ward, Wilmer, Wilson, Windy Boy, Wiseman.

Total 85

Noes: Caferro, Everett, Gallik, Hawk, Heinert, Ingraham, Jore, Kerns, Koopman, Lange, Sinrud, Taylor, Wells, Witte, Mr. Speaker.

Total 15

Voted Absentee: Wilmer, Aye.

Excused: None.

Total 0

HOUSE JOURNAL
SEVENTIETH LEGISLATIVE DAY - APRIL 2, 2007

Absent or not voting: None.
Total 0

HB 148 - Representative Grinde moved **HB 148** do pass. Motion carried as follows:

Ayes: Ankney, Arntzen, Barrett, Beck, Becker, Bergren, Bixby, Branae, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Franklin, Furey, Gallik, Grinde, Groesbeck, Hamilton, Hands, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, L. Jones, W. Jones, Jopek, Keane, Lambert, MacLaren, McAlpin, McChesney, McNutt, Milburn, Morgan, Musgrove, Noonan, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Rice, Sands, Sesso, Small-Eastman, Sonju, Stahl, Stoker, Thomas, Van Dyk, Villa, Wilmer, Wilson, Windy Boy, Wiseman.
Total 68

Noes: Augare, Blasdel, Boggio, Butcher, Everett, French, Glaser, Hawk, Heinert, Hendrick, Jayne, Jore, Kasten, Kerns, Klock, Koopman, Kottel, Lake, Lange, Malcolm, McGillvray, Mendenhall, Nooney, Ripley, Ross, Sinrud, Taylor, Vincent, Ward, Wells, Witte, Mr. Speaker.
Total 32

Voted Absentee: Wilmer, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 152 - Representative Lange moved consideration of **SB 152** be placed at the bottom of the second reading board for the purpose of amendment. Motion carried.

HB 840 - Representative Hilbert moved **HB 840** 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, 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, Mendenhall, Musgrove, Noonan, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Ross, Sands, Sesso, Small-Eastman, Sonju, Stoker, Taylor, Thomas, Van Dyk, Villa, Ward, Wells, Wilmer, Wilson, Windy Boy, Wiseman.
Total 82

Noes: Everett, Hawk, Heinert, Jayne, Jore, Kasten, Kerns, Koopman, Morgan, Nooney, Rice, Ripley, Sinrud, Stahl, Vincent, Witte, Mr. Speaker.
Total 17

Voted Absentee: Wilmer, Aye.

Excused: None.
Total 0

Absent or not voting: Milburn.
Total 1

HOUSE JOURNAL
SEVENTIETH LEGISLATIVE DAY - APRIL 2, 2007

HB 844 - Representative Barrett moved **HB 844** do pass. Motion **failed** as follows:

Ayes: Arntzen, Barrett, Beck, Blasdel, Boggio, Butcher, Clark, Dutton, Everett, Glaser, Hawk, Hendrick, Hilbert, Himmelberger, Ingraham, L. Jones, W. Jones, Jore, Kasten, Kerns, Klock, Koopman, Lake, Lambert, Lange, MacLaren, Malcolm, McGillvray, Mendenhall, Milburn, Morgan, Nooney, O'Hara, Olson, Peterson, Rice, Ripley, Ross, Sinrud, Sonju, Stoker, Taylor, Vincent, Ward, Wells, Witte, Mr. Speaker.
Total 47

Noes: Ankney, Augare, Becker, Bergren, Bixby, Branae, Caferro, Callahan, Campbell, Cohenour, Cordier, Dickenson, Driscoll, Ebinger, Erickson, Franklin, French, Furey, Gallik, Grinde, Groesbeck, Hamilton, Hands, Heinert, Henry, Hiner, Hollenbaugh, Jacobson, Jayne, Jopek, Keane, Kottel, McAlpin, McChesney, McNutt, Musgrove, Noonan, Parker, Phillips, Pomnichowski, Raser, Reinhart, Sands, Sesso, Small-Eastman, Stahl, Thomas, Van Dyk, Villa, Wilmer, Wilson, Windy Boy, Wiseman.
Total 53

Voted Absentee: Wilmer, No.

Excused: None.
Total 0

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

Ayes: Ankney, Arntzen, Augare, 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, Hawk, Heinert, Hendrick, Henry, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, W. Jones, Jopek, Kasten, Keane, Kerns, Klock, Kottel, Lake, Lambert, Lange, MacLaren, McAlpin, McChesney, McGillvray, McNutt, Milburn, Morgan, Noonan, Nooney, O'Hara, Olson, Parker, Phillips, Pomnichowski, Raser, Reinhart, Ross, Sands, Sesso, Small-Eastman, Stahl, Stoker, Thomas, Van Dyk, Villa, Vincent, Wells, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.
Total 82

Noes: Barrett, Blasdel, Everett, Jore, Koopman, Musgrove, Peterson, Rice, Ripley, Taylor, Ward.
Total 11

Excused: Wilmer.
Total 1

Absent or not voting: Hilbert, L. Jones, Malcolm, Mendenhall, Sinrud, Sonju.
Total 6

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 273 passed as follows:

HOUSE JOURNAL
SEVENTIETH LEGISLATIVE DAY - APRIL 2, 2007

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, 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 99

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Hilbert.

Total 1

HB 330 passed as follows:

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

Total 74

Noes: Barrett, Clark, Everett, Glaser, Jore, Kasten, Kerns, Koopman, Lange, Malcolm, McGillvray, Mendenhall, Morgan, Nooney, Peterson, Rice, Ripley, Sinrud, Sonju, Stoker, Taylor, Wells, Witte, Mr. Speaker.

Total 24

Excused: None.

Total 0

Absent or not voting: Hilbert, Ward.

Total 2

HB 363 passed as follows:

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

HOUSE JOURNAL
SEVENTIETH LEGISLATIVE DAY - APRIL 2, 2007

Van Dyk, Villa, Vincent, Ward, Wells, Wilmer, Wilson, Windy Boy, Wiseman.
Total 93

Noes: Jore, Koopman, Sinrud, Stahl, Witte, Mr. Speaker.
Total 6

Excused: None.
Total 0

Absent or not voting: Hilbert.
Total 1

HB 556 passed as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, Blasdel, Boggio, Branae, Butcher, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Everett, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hawk, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Jore, Kasten, Keane, Kerns, Klock, Koopman, Kottel, Lake, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McGillvray, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, 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: Peterson, Sinrud.
Total 2

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 790 passed as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, Blasdel, Boggio, Branae, Butcher, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Everett, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hawk, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Jore, Kasten, Keane, Kerns, Klock, Koopman, Kottel, Lake, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McGillvray, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Rice, Ripley, Ross, Sands, Sesso, Sinrud, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wells, Wilmer, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.
Total 100

Noes: None.
Total 0

Excused: None.
Total 0

HOUSE JOURNAL
SEVENTIETH LEGISLATIVE DAY - APRIL 2, 2007

Absent or not voting: None.
Total 0

SB 114 concurred in 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, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wells, Wilmer, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.
Total 99

Noes: Sinrud.
Total 1

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 132 concurred in as follows:

Ayes: Arntzen, Augare, Barrett, Becker, Bergren, Bixby, Branae, Butcher, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Franklin, French, Furey, Gallik, Grinde, Groesbeck, Hamilton, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Jore, Keane, Klock, Koopman, Kottel, Lake, Lambert, MacLaren, Malcolm, McAlpin, McChesney, McGillvray, McNutt, Milburn, Morgan, Musgrove, Noonan, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Rice, Ross, Sands, Sesso, Small-Eastman, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Ward, Wilmer, Wilson, Windy Boy, Wiseman, Mr. Speaker.
Total 77

Noes: Ankney, Beck, Blasdel, Boggio, Caferro, Everett, Glaser, Hands, Hawk, Heinert, Hendrick, Henry, Kasten, Kerns, Lange, Mendenhall, Nooney, Ripley, Sinrud, Sonju, Vincent, Wells, Witte.
Total 23

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 204 concurred in as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Bergren, Bixby, Blasdel, Boggio, Butcher, Caferro, Callahan, Clark, Cordier, Dickenson, Dutton, Ebinger, Everett, Franklin, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hawk, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Jacobson, L. Jones, W. Jones, Jopek, Keane, Kerns, Klock, Kottel, Lake, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McGillvray, McNutt,

HOUSE JOURNAL
SEVENTIETH LEGISLATIVE DAY - APRIL 2, 2007

Mendenhall, Milburn, 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 85

Noes: Becker, Branae, Campbell, Cohenour, Driscoll, Erickson, French, Hands, Ingraham, Jayne, Jore, Kasten, Koopman, Morgan, Sinrud.
Total 15

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 219 concurred in as follows:

Ayes: Ankney, Arntzen, Barrett, Beck, Becker, Bergren, Bixby, Blasdel, Boggio, Branae, Butcher, Caferro, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Everett, Franklin, French, Furey, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hawk, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Ingraham, 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, Olson, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Rice, Ripley, Ross, Sands, Sesso, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, Van Dyk, Vincent, Ward, Wells, Wilmer, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.
Total 89

Noes: Augare, Callahan, Gallik, Hiner, Hollenbaugh, Jacobson, Jayne, Jopek, Parker, Sinrud, Villa.
Total 11

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 246 concurred in 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, Hiner, Hollenbaugh, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Keane, Kerns, Klock, Kottel, Lake, Lambert, Malcolm, McAlpin, McChesney, McGillvray, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noonan, 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.
Total 87

Noes: Boggio, Dutton, Himmelberger, Ingraham, Jore, Kasten, Koopman, Lange, MacLaren, Nooney, Sinrud, Witte, Mr. Speaker.
Total 13

HOUSE JOURNAL
SEVENTIETH LEGISLATIVE DAY - APRIL 2, 2007

Voted Absentee: Wilmer, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 279 concurred in 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, 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, Ward, Wells, Wilmer, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.

Total 97

Noes: MacLaren, Sinrud, Sonju.

Total 3

Voted Absentee: Wilmer, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 282 concurred in 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, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wells, Wilmer, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.

Total 99

Noes: Sinrud.

Total 1

Voted Absentee: Wilmer, Aye.

Excused: None.

Total 0

HOUSE JOURNAL
SEVENTIETH LEGISLATIVE DAY - APRIL 2, 2007

Absent or not voting: None.
Total 0

SB 285 concurred in as follows:

Ayes: Ankney, Augare, Becker, Bergren, Bixby, Branae, Caferro, Callahan, Campbell, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Franklin, French, Furey, Gallik, Groesbeck, Hamilton, Hands, Hendrick, Henry, Hiner, Hollenbaugh, Jacobson, L. Jones, W. Jones, Jopek, Keane, Koopman, Kottel, McAlpin, McChesney, McNutt, Musgrove, Noonan, Parker, Phillips, Raser, Reinhart, Sands, Sesso, Small-Eastman, Thomas, Van Dyk, Villa, Ward, Wilmer, Wilson, Windy Boy.
Total 53

Noes: Arntzen, Barrett, Beck, Blasdel, Boggio, Butcher, Clark, Everett, Glaser, Grinde, Hawk, Heinert, Hilbert, Himmelberger, Ingraham, Jayne, Jore, Kasten, Kerns, Klock, Lake, Lambert, Lange, MacLaren, Malcolm, McGillvray, Mendenhall, Milburn, Morgan, Nooney, O'Hara, Olson, Peterson, Pomnichowski, Rice, Ripley, Ross, Sinrud, Sonju, Stahl, Stoker, Taylor, Vincent, Wells, Wiseman, Witte, Mr. Speaker.
Total 47

Voted Absentee: Wilmer, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 286 concurred in as follows:

Ayes: Augare, Bergren, Bixby, Branae, Caferro, Callahan, Campbell, Cohenour, Cordier, Dickenson, Driscoll, Ebinger, Erickson, Franklin, French, Furey, Gallik, Groesbeck, Hamilton, Hands, Hendrick, Henry, Himmelberger, Hiner, Hollenbaugh, Jacobson, L. Jones, W. Jones, Jopek, Keane, Koopman, Kottel, McAlpin, McChesney, McNutt, Musgrove, Noonan, Olson, Parker, Phillips, Raser, Reinhart, Sands, Sesso, Small-Eastman, Thomas, Van Dyk, Villa, Ward, Wilmer, Wilson, Windy Boy.
Total 52

Noes: Ankney, Arntzen, Barrett, Beck, Becker, Blasdel, Boggio, Butcher, Clark, Dutton, Everett, Glaser, Grinde, Hawk, Heinert, Hilbert, Ingraham, Jayne, Jore, Kasten, Kerns, Klock, Lake, Lambert, Lange, MacLaren, Malcolm, McGillvray, Mendenhall, Milburn, Morgan, Nooney, O'Hara, Peterson, Pomnichowski, Rice, Ripley, Ross, Sinrud, Sonju, Stahl, Stoker, Taylor, Vincent, Wells, Wiseman, Witte, Mr. Speaker.
Total 48

Voted Absentee: Wilmer, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 293 concurred in as follows:

HOUSE JOURNAL
SEVENTIETH LEGISLATIVE DAY - APRIL 2, 2007

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, Small-Eastman, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wells, Wilmer, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.
Total 98

Noes: Sinrud, Sonju.
Total 2

Voted Absentee: Wilmer, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 295 concurred in as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Bergren, 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, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Keane, Kerns, Klock, Kottel, Lake, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McGillvray, McNutt, Milburn, 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, Wells, Wilmer, Wilson, Windy Boy, Wiseman.
Total 86

Noes: Becker, Campbell, Everett, Franklin, Jore, Kasten, Koopman, Mendenhall, Morgan, Musgrove, Sinrud, Sonju, Witte, Mr. Speaker.
Total 14

Voted Absentee: Wilmer, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 299 concurred in as follows:

Ayes: Arntzen, Augare, Barrett, Becker, Bergren, Bixby, Branae, Butcher, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Franklin, French, Furey, Gallik, Grinde, Groesbeck, Hamilton, Hands, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Jacobson, L. Jones, W. Jones, Jopek, Keane, Kerns, Kottel, Lake, Lambert, MacLaren, Malcolm, McAlpin, McChesney, McGillvray, McNutt, Milburn, Morgan, Musgrove, Noonan, O'Hara, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart,

HOUSE JOURNAL
SEVENTIETH LEGISLATIVE DAY - APRIL 2, 2007

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

Total 74

Noes: Ankney, Beck, Blasdel, Boggio, Everett, Glaser, Hawk, Heinert, Ingraham, Jayne, Jore, Kasten, Klock, Koopman, Lange, Mendenhall, Nooney, Olson, Ripley, Sinrud, Sonju, Stahl, Taylor, Wells, Witte, Mr. Speaker.

Total 26

Voted Absentee: Wilmer, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 305 concurred in 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, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wells, Wilmer, Wilson, Wiseman, Witte, Mr. Speaker.

Total 98

Noes: Sinrud, Windy Boy.

Total 2

Voted Absentee: Wilmer, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 308 concurred in as follows:

Ayes: Ankney, Arntzen, Barrett, Beck, Bergren, Blasdel, Branae, Butcher, Caferro, Clark, Cordier, Dickenson, Driscoll, Ebinger, Everett, Franklin, Furey, Glaser, Grinde, Groesbeck, Hamilton, Hands, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Keane, Kerns, Klock, Kottel, Lake, Lambert, Lange, MacLaren, Malcolm, McChesney, McGillvray, McNutt, Milburn, Morgan, Musgrove, Noonan, Nooney, O'Hara, Parker, Peterson, Phillips, Rice, Ross, Sesso, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, Van Dyk, Vincent, Ward, Wells, Wilmer, Wilson, Windy Boy, Mr. Speaker.

Total 72

Noes: Augare, Becker, Bixby, Boggio, Callahan, Campbell, Cohenour, Dutton, Erickson, French, Gallik, Hawk, Ingraham, Jore, Kasten, Koopman, McAlpin, Mendenhall, Olson, Pomnichowski, Raser, Reinhart, Ripley, Sands,

HOUSE JOURNAL
SEVENTIETH LEGISLATIVE DAY - APRIL 2, 2007

Sinrud, Villa, Wiseman, Witte.
Total 28

Voted Absentee: Wilmer, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 309 concurred in as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Blasdel, Boggio, Branae, Butcher, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dutton, Ebinger, Everett, 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, McChesney, McGillvray, 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, Wilmer, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.
Total 92

Noes: Bixby, Dickenson, Driscoll, Erickson, Hands, McAlpin, Musgrove, Sinrud.
Total 8

Voted Absentee: Wilmer, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 317 concurred in as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Blasdel, Boggio, Branae, Butcher, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Everett, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hawk, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Jore, Kasten, Keane, Kerns, Klock, Kottel, Lake, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McGillvray, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Rice, Ripley, Ross, Sands, Sesso, Small-Eastman, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wells, Wilmer, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.
Total 96

Noes: Bixby, Koopman, Sinrud, Sonju.
Total 4

Voted Absentee: Wilmer, Aye.

HOUSE JOURNAL
SEVENTIETH LEGISLATIVE DAY - APRIL 2, 2007

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 318 concurred in as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Bergren, Blasdel, Boggio, Butcher, Campbell, Clark, Cordier, Dutton, Ebinger, Everett, French, Furey, Glaser, Hamilton, Hands, Hawk, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Ingraham, L. Jones, W. Jones, Jore, Kasten, Keane, Kerns, Klock, Koopman, Kottel, Lake, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McGillvray, McNutt, Mendenhall, Milburn, Morgan, Noonan, Nooney, O'Hara, Olson, Pomnichowski, Reinhart, Rice, Ripley, Ross, Sesso, Sonju, Stahl, Stoker, Taylor, Thomas, Van Dyk, Vincent, Ward, Wells, Wilmer, Wiseman, Witte, Mr. Speaker.
Total 72

Noes: Becker, Bixby, Branae, Caferro, Callahan, Cohenour, Dickenson, Driscoll, Erickson, Franklin, Gallik, Grinde, Groesbeck, Hollenbaugh, Jacobson, Jayne, Jopek, Musgrove, Parker, Peterson, Phillips, Raser, Sands, Sinrud, Small-Eastman, Villa, Wilson, Windy Boy.
Total 28

Voted Absentee: Wilmer, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 364 concurred in 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, 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, Wells, Wilmer, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.
Total 97

Noes: Nooney, Sinrud, Sonju.
Total 3

Voted Absentee: Wilmer, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HOUSE JOURNAL
SEVENTIETH LEGISLATIVE DAY - APRIL 2, 2007

SB 367 concurred in as follows:

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

Total 93

Noes: Jore, Lange, Mendenhall, Ripley, Sinrud, Stahl, Vincent.

Total 7

Voted Absentee: Wilmer, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 378 concurred in as follows:

Ayes: Ankney, Arntzen, Augare, 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, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, W. Jones, Jopek, 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, Ross, Sands, Sesso, Small-Eastman, Stoker, Taylor, Thomas, Van Dyk, Villa, Ward, Wells, Wilmer, Wilson, Windy Boy, Wiseman.

Total 87

Noes: Barrett, Himmelberger, Jore, Kasten, Koopman, Mendenhall, Ripley, Sinrud, Sonju, Stahl, Vincent, Witte, Mr. Speaker.

Total 13

Voted Absentee: Wilmer, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 440 concurred in 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,

HOUSE JOURNAL
SEVENTIETH LEGISLATIVE DAY - APRIL 2, 2007

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, 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, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wells, Wilmer, Wilson, Windy Boy, Wiseman.
Total 89

Noes: Himmelberger, Jore, Kasten, Koopman, Lake, Mendenhall, Sinrud, Sonju, Witte, Mr. Speaker.
Total 10

Voted Absentee: Wilmer, Aye.

Excused: None.
Total 0

Absent or not voting: Stahl.
Total 1

SB 453 concurred in 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, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Keane, Klock, Koopman, Kottel, Lake, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McGillvray, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noonan, 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 93

Noes: Franklin, Hendrick, Jore, Kasten, Kerns, Nooney, Sinrud.
Total 7

Voted Absentee: Wilmer, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 459 concurred in as follows:

Ayes: Ankney, Arntzen, Augare, Beck, 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, Hendrick, Henry, Hilbert, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, Jopek, Keane, Klock, Kottel, Lambert, Lange, MacLaren, McAlpin, McChesney, Mendenhall, Milburn, Morgan, Musgrove, Noonan, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Rice, Ross, Sands, Sesso, Small-Eastman, Sonju, Stahl, Stoker, Thomas, Van Dyk, Villa, Vincent, Ward, Wells, Wilmer, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.

HOUSE JOURNAL
SEVENTIETH LEGISLATIVE DAY - APRIL 2, 2007

Total 82

Noes: Barrett, Boggio, Hawk, Heinert, Himmelberger, W. Jones, Jore, Kasten, Kerns, Koopman, Lake, Malcolm, McGillvray, McNutt, Nooney, Ripley, Sinrud, Taylor.

Total 18

Voted Absentee: Wilmer, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 465 concurred in as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Becker, Bixby, Boggio, Branae, Callahan, Campbell, Clark, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Franklin, Furey, Gallik, Glaser, Grinde, Hamilton, Hands, Heinert, Henry, Hiner, Hollenbaugh, Ingraham, Jacobson, L. Jones, W. Jones, Kasten, Keane, Klock, Koopman, Kottel, Lange, MacLaren, Malcolm, McAlpin, McChesney, McNutt, Mendenhall, Milburn, Musgrove, Nooney, Olson, Parker, Pomnichowski, Raser, Reinhart, Ripley, Sands, Small-Eastman, Sonju, Stahl, Stoker, Thomas, Van Dyk, Vincent, Ward, Wilson, Windy Boy, Wiseman.

Total 65

Noes: Beck, Bergren, Blasdel, Butcher, Caferro, Cohenour, Everett, French, Groesbeck, Hawk, Hendrick, Hilbert, Himmelberger, Jayne, Jopek, Jore, Kerns, Lake, Lambert, McGillvray, Morgan, Noonan, O'Hara, Peterson, Phillips, Rice, Ross, Sesso, Sinrud, Taylor, Villa, Wells, Wilmer, Witte, Mr. Speaker.

Total 35

Voted Absentee: Wilmer, No.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 480 concurred in 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, Klock, Koopman, Kottel, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McGillvray, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noonan, 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, Wells, Wilmer, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.

Total 95

Noes: Kerns, Lake, Nooney, Sinrud, Sonju.

Total 5

HOUSE JOURNAL
SEVENTIETH LEGISLATIVE DAY - APRIL 2, 2007

Voted Absentee: Wilmer, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 502 concurred in 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, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wells, Wilmer, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.
Total 99

Noes: Sinrud.
Total 1

Voted Absentee: Wilmer, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 517 concurred in as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Bixby, Blasdel, Boggio, Branae, Butcher, Campbell, Clark, Cordier, Dickenson, Dutton, Ebinger, Everett, Glaser, Hawk, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Ingraham, L. Jones, W. Jones, Kasten, Keane, Kerns, Klock, Lake, Lambert, MacLaren, McChesney, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Noonan, Nooney, O'Hara, Olson, Peterson, Reinhart, Rice, Ripley, Ross, Sands, Small-Eastman, Sonju, Stahl, Taylor, Thomas, Vincent, Ward, Wells, Windy Boy, Witte, Mr. Speaker.
Total 61

Noes: Becker, Bergren, Caferro, Callahan, Cohenour, Driscoll, Erickson, Franklin, French, Furey, Gallik, Grinde, Groesbeck, Hamilton, Hands, Hiner, Hollenbaugh, Jacobson, Jayne, Jopek, Jore, Koopman, Kottel, McAlpin, McGillvray, Parker, Phillips, Pomnichowski, Raser, Sesso, Sinrud, Stoker, Van Dyk, Villa, Wilmer, Wilson, Wiseman.
Total 37

Voted Absentee: Wilmer, No.

Excused: None.
Total 0

HOUSE JOURNAL
SEVENTIETH LEGISLATIVE DAY - APRIL 2, 2007

Absent or not voting: Lange, Malcolm.
Total 2

SB 532 concurred in as follows:

Ayes: Ankney, Arntzen, Augare, Becker, Bergren, Bixby, Blasdel, Boggio, Branae, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Ebinger, Erickson, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hendrick, Henry, Hilbert, Hiner, Hollenbaugh, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Keane, Kerns, Klock, Kottel, Lambert, MacLaren, McAlpin, McChesney, McNutt, Milburn, Morgan, Musgrove, Noonan, O'Hara, Olson, Parker, Phillips, Pomnichowski, Raser, Reinhart, Ross, Sands, Sesso, Small-Eastman, Sonju, Stoker, Thomas, Van Dyk, Villa, Vincent, Ward, Wilmer, Wilson, Windy Boy, Wiseman.
Total 73

Noes: Barrett, Beck, Butcher, Dutton, Everett, Hawk, Heinert, Himmelberger, Ingraham, Jore, Kasten, Koopman, Lake, Lange, Malcolm, McGillvray, Mendenhall, Nooney, Peterson, Rice, Ripley, Sinrud, Stahl, Taylor, Wells, Witte, Mr. Speaker.
Total 27

Voted Absentee: Wilmer, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJR 22 concurred in as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, Blasdel, Branae, Butcher, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Driscoll, Dutton, Ebinger, Everett, Franklin, French, Furey, Glaser, Grinde, Groesbeck, Hamilton, Hawk, Heinert, Hendrick, Henry, Hilbert, 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, Mendenhall, Milburn, Morgan, Noonan, Nooney, O'Hara, Olson, Parker, Reinhart, Rice, Ripley, Ross, Sands, Sesso, Small-Eastman, Sonju, Stahl, Stoker, Thomas, Villa, Vincent, Ward, Wells, Wilmer, Witte, Mr. Speaker.
Total 82

Noes: Boggio, Dickenson, Erickson, Gallik, Hands, Himmelberger, Kasten, Musgrove, Peterson, Phillips, Pomnichowski, Raser, Sinrud, Taylor, Van Dyk, Wilson, Windy Boy, Wiseman.
Total 18

Voted Absentee: Wilmer, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HOUSE JOURNAL
SEVENTIETH LEGISLATIVE DAY - APRIL 2, 2007

**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 Mendenhall in the chair.

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

SB 152 - Representative Lange moved **SB 152** be concurred in.

SB 152 - Representative Lange moved **SB 152**, second reading copy, be amended as follows:

1. Page 45, line 29 through line 30.

Strike: "(1)" on line 29 through "VOID." on line 30

Renumber: subsequent subsections

Amendment adopted as follows:

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

Total 100

Noes: None.

Total 0

Voted Absentee: Wilmer, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 152 - Representative Small-Eastman moved **SB 152**, second reading copy, be amended:

Amendment **failed** as follows:

Ayes: 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

HOUSE JOURNAL
SEVENTIETH LEGISLATIVE DAY - APRIL 2, 2007

Noes: 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

Voted Absentee: Wilmer, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 152 - Representative W. Jones moved **SB 152**, second reading copy, be amended as follows:

1. Title, line 27.

Following: "PROGRAM;"

Insert: "PROVIDING FOR A VOLUNTARY MENTAL HEALTH SCREENING AND REFERRAL PROGRAM TO BE ADMINISTERED BY THE SUPERINTENDENT OF PUBLIC INSTRUCTION;"

2. Page 44, line 26.

Insert: "NEW SECTION. **Section 35. Voluntary mental health screening and referral program.** There is a voluntary mental health screening and referral program. The superintendent of public instruction shall:

(1) develop, administer, and supervise a voluntary program of mental health screening and referral for students, including voluntary training for school administrators and licensed and support staff;

(2) establish procedures to allow schools to volunteer to participate in a program of mental health screening and referral for students;

(3) establish the position of coordinator of volunteer school-based mental health screening and referral in the office of the superintendent of public instruction;

(4) establish procedures to assist a child and the child's family in volunteering for and obtaining necessary services relating to mental health screening and referral and the treatment of social, emotional, and mental health issues; and

(5) assist school districts with the voluntary conduct of mental health screening and referral for students."

Renumber: subsequent sections

3. Page 45, line 10.

Insert: "(4) [Section 35] is intended to be codified as an integral part of Title 20, chapter 7, and the provisions of Title 20, chapter 7, apply to [section 35]."

Amendment adopted as follows:

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

Total 56

HOUSE JOURNAL
SEVENTIETH LEGISLATIVE DAY - APRIL 2, 2007

Noes: Ankney, Arntzen, Barrett, Beck, Blasdel, Boggio, Butcher, Dutton, Everett, Glaser, Hawk, Heinert, Hendrick, Hilbert, Himmelberger, Ingraham, L. Jones, Jore, Kasten, Kerns, Klock, Koopman, Lake, Lange, Malcolm, McAlpin, McGillvray, McNutt, Mendenhall, Milburn, O'Hara, Rice, Ripley, Ross, Sinrud, Sonju, Stahl, Taylor, Villa, Vincent, Ward, Wells, Witte, Mr. Speaker.

Total 44

Voted Absentee: Wilmer, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 152 - Representative Raser moved **SB 152**, second reading copy, be amended.

Amendment **failed** as follows:

Ayes: 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

Noes: 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, Noonan, O'Hara, Olson, Peterson, Rice, Ripley, Ross, Sinrud, Sonju, Stahl, Stoker, Taylor, Vincent, Ward, Wells, Witte, Mr. Speaker.

Total 51

Voted Absentee: Wilmer, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 152 - The motion that **SB 152** be concurred in, as amended, **failed** as follows:

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

Total 47

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, Jore, Keane, Koopman, Kottel, McAlpin, McChesney, Musgrove, Noonan,

HOUSE JOURNAL
SEVENTIETH LEGISLATIVE DAY - APRIL 2, 2007

Parker, Phillips, Pomnichowski, Raser, Reinhart, Sands, Sesso, Small-Eastman, Sonju, Thomas, Van Dyk, Villa, Wilmer, Wilson, Windy Boy, Wiseman, Mr. Speaker.

Total 53

Voted Absentee: Wilmer, No.

Excused: None.

Total 0

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 Mendenhall 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, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Everett, French, Furey, Glaser, Grinde, Hands, Hawk, Heinert, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, W. Jones, Jore, Kasten, 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, Small-Eastman, Sonju, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Wells, Windy Boy, Wiseman, Witte, Mr. Speaker.

Total 86

Noes: Callahan, Franklin, Gallik, Groesbeck, Hamilton, Hendrick, Jopek, Mendenhall, Sinrud, Stahl, Ward, Wilson.

Total 12

Excused: Wilmer.

Total 1

Absent or not voting: Milburn.

Total 1

Committee meetings were announced by committee chairs.

Majority Leader Lange moved the House stand at recess until 5:30 p.m.

The house resumed at 5:30. Mr. Speaker in the chair. All members present except for Representative Wilmer and Representative Clark, excused.

**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 Mendenhall in the chair.

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

HB 39 - Representative Mendenhall moved consideration of **HB 39** be placed below **HB 637** on the second reading

HOUSE JOURNAL
SEVENTIETH LEGISLATIVE DAY - APRIL 2, 2007

board. Motion carried.

HB 179 - Representative French moved **HB 179** 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, Hawk, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Kasten, Keane, Kerns, Koopman, Kottel, Lake, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McGillvray, McNutt, Mendenhall, Milburn, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Ripley, 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 94

Noes: Everett, Jore, Morgan.

Total 3

Voted Absentee: Clark, Wilmer, Ayes.

Excused: None.

Total 0

Absent or not voting: Klock, Rice, Ross.

Total 3

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, Dickenson, Driscoll, Dutton, Ebinger, Erickson, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hawk, Heinert, Hendrick, Henry, Hilbert, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Kasten, Keane, Kerns, Klock, Kottel, Lake, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McNutt, Mendenhall, Milburn, Noonan, Nooney, O'Hara, Olson, Parker, Phillips, Pomnichowski, Raser, Reinhart, Rice, Ross, Sands, Sesso, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wells, Wilmer, Wilson, Witte.

Total 86

Noes: Everett, Franklin, Himmelberger, Jore, McGillvray, Morgan, Musgrove, Peterson, Sinrud, Windy Boy, Wiseman, Mr. Speaker.

Total 12

Voted Absentee: Clark, Wilmer, Ayes.

Excused: None.

Total 0

Absent or not voting: Koopman, Ripley.

Total 2

HB 39 - Representative McNutt moved **HB 39** do pass. Motion carried as follows:

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

HOUSE JOURNAL
SEVENTIETH LEGISLATIVE DAY - APRIL 2, 2007

Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Everett, Franklin, French, Furey, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hawk, Heinert, 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, Mendenhall, Milburn, Morgan, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Rice, Ripley, Ross, Sands, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wells, Wilmer, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.
Total 96

Noes: Gallik, Kasten, Sinrud.
Total 3

Voted Absentee: Clark, Wilmer, Ayes.

Excused: None.
Total 0

Absent or not voting: Sesso.
Total 1

HB 843 - Representative L. Jones moved **HB 843** do pass. Motion carried as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, Blasdel, 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, Keane, Klock, Kottel, Lake, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McGillvray, McNutt, Mendenhall, Milburn, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Raser, Reinhart, Ripley, Ross, Sands, Sesso, Sinrud, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wells, Wilmer, Wilson, Windy Boy, Witte, Mr. Speaker.
Total 89

Noes: Boggio, Dutton, Jore, Kasten, Kerns, Koopman, Morgan, Pomnichowski, Rice, Wiseman.
Total 10

Voted Absentee: Clark, Wilmer, Ayes.

Excused: None.
Total 0

Absent or not voting: Branae.
Total 1

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

Ayes: Ankney, Augare, Barrett, Beck, Becker, Bergren, Bixby, Blasdel, Boggio, Branae, Butcher, Caferro, Callahan, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Everett, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, 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,

HOUSE JOURNAL
SEVENTIETH LEGISLATIVE DAY - APRIL 2, 2007

Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McGillvray, McNutt, Milburn, Morgan, Musgrove, Noonan, Nooney, Olson, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Rice, Ripley, Ross, Sesso, Small-Eastman, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wells, Wilson, Wiseman, Witte, Mr. Speaker.

Total 88

Noes: Hamilton, Mendenhall, Sinrud, Sonju, Windy Boy.

Total 5

Excused: Clark, Wilmer.

Total 2

Absent or not voting: Arntzen, Campbell, O'Hara, Parker, Sands.

Total 5

MOTIONS

Majority Leader Lange moved **SB 539** be re-referred to the Committee on Taxation. There being no objections, so ordered.

Majority Leader Lange moved **SB 242** be re-referred to the Committee on Taxation. There being no objections, so ordered.

Representative French moved **HB 838** be taken from the table in the Committee on Taxation, be printed and placed on second reading on Legislative Day 71. Motion **failed** as follows:

Ayes: 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, W. Jones, Jopek, Keane, Kottel, McAlpin, McChesney, Musgrove, Noonan, Phillips, Pomnichowski, Raser, Reinhart, Sands, Sesso, Small-Eastman, Stahl, Thomas, Van Dyk, Villa, Wilson, Windy Boy, Wiseman.

Total 49

Noes: Ankney, Arntzen, Barrett, Beck, Blasdel, Boggio, Butcher, Dutton, Everett, Glaser, Hawk, Heinert, Hendrick, Hilbert, Himmelberger, Ingraham, L. 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, Stoker, Taylor, Vincent, Ward, Wells, Witte, Mr. Speaker.

Total 48

Excused: Clark, Wilmer.

Total 2

Absent or not voting: Parker.

Total 1

Representative Arntzen moved **HB 665** be taken from the table in the Committee on Appropriations, be printed and placed on second reading on Legislative Day 71. Motion **carried** as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Becker, Blasdel, Boggio, Branae, Caferro, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, French, Furey, Grinde, Groesbeck, Hamilton, Hands, Hendrick, Henry, Hilbert, Hollenbaugh, Ingraham, Jacobson, L. Jones, W. Jones, Jopek, Kerns, Klock, Lambert, MacLaren, Malcolm,

HOUSE JOURNAL
SEVENTIETH LEGISLATIVE DAY - APRIL 2, 2007

McAlpin, McChesney, McGillvray, McNutt, Mendenhall, Milburn, Morgan, Nooney, O'Hara, Olson, Peterson, Phillips, Pomnichowski, Reinhart, Ross, Sands, Stahl, Taylor, Van Dyk, Vincent, Ward, Wilson, Wiseman, Witte.
Total 60

Noes: Beck, Bergren, Bixby, Butcher, Callahan, Campbell, Everett, Franklin, Gallik, Glaser, Hawk, Heinert, Himmelberger, Hiner, Jayne, Jore, Kasten, Keane, Koopman, Kottel, Lake, Lange, Musgrove, Noonan, Raser, Rice, Ripley, Sesso, Sinrud, Small-Eastman, Sonju, Stoker, Thomas, Villa, Wells, Windy Boy, Mr. Speaker.
Total 37

Excused: Clark, Wilmer.
Total 2

Absent or not voting: Parker.
Total 1

Representative Reinhart moved to reconsider action taken on **SB 51** and that it be placed on third reading on Legislative Day 71. Motion **carried** as follows:

Ayes: Augare, Becker, Bergren, Bixby, Branae, Caferro, Callahan, Campbell, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Franklin, French, Furey, Gallik, Grinde, Groesbeck, Hamilton, Hands, Henry, Hiner, Hollenbaugh, Jacobson, Jayne, Jopek, Keane, Klock, Kottel, McAlpin, McChesney, McNutt, Musgrove, Noonan, Nooney, Olson, Phillips, Pomnichowski, Raser, Reinhart, Sands, Sesso, Small-Eastman, Thomas, Van Dyk, Villa, Wilson, Windy Boy, Wiseman.
Total 52

Noes: Ankney, Arntzen, Barrett, Beck, Blasdel, Boggio, Butcher, Everett, Glaser, Hawk, Heinert, Hendrick, Hilbert, Himmelberger, Ingraham, L. Jones, W. Jones, Jore, Kasten, Kerns, Koopman, Lake, Lambert, Lange, MacLaren, Malcolm, McGillvray, Mendenhall, Milburn, Morgan, O'Hara, Peterson, Rice, Ripley, Ross, Sinrud, Sonju, Stahl, Stoker, Taylor, Vincent, Ward, Wells, Witte, Mr. Speaker.
Total 45

Excused: Clark, Wilmer.
Total 2

Absent or not voting: Parker.
Total 1

Representative Mendenhall moved to suspend the rules and add a sponsor to **SB 321**. The motion was later withdrawn.

REPORTS OF STANDING COMMITTEES

BILLS (L. Jones, Chairman): 3/30/2007
Correctly enrolled: **HB 112, HB 265, HB 426, HB 769**.
Examined by the sponsor and found to be correct: **HB 265, HB 112, HB 769, HB 426**.

BUSINESS AND LABOR (Mendenhall, Chairman): 4/2/2007
SB 127, be concurred in. Report adopted.
SB 157, be concurred in. Report adopted.
SB 276, be amended as follows:

HOUSE JOURNAL
SEVENTIETH LEGISLATIVE DAY - APRIL 2, 2007

1. Title, line 5.

Following: "INSURANCE"

Insert: "SUBJECT TO CERTAIN CONDITIONS"

2. Title, line 6.

Following: "INSURANCE";"

Strike: "AND"

Strike: "33-17-212,"

Following: "MCA"

Insert: "; AND PROVIDING A DELAYED EFFECTIVE DATE"

3. Page 1, line 17.

Strike: "without limits on the initial guaranteed death benefit"

4. Page 1, line 21.

Following: "policy"

Insert: "or certificate"

5. Page 1, line 21.

Following: "sold"

Insert: "by a licensed insurance producer or"

6. Page 1, line 23.

Following: "policy"

Insert: "or certificate"

7. Page 2, line 5.

Strike: "applicant"

Insert: "insured"

8. Page 2, line 5 through line 6.

Strike: "if" on line 5 through "undertaker" on line 6

9. Page 2, line 8.

Strike: "MAY"

Insert: "shall"

10. Page 2, line 17.

Following: "POLICY"

Insert: "or certificate"

11. Page 2, line 18.

Following: "UNDERTAKER"

Insert: "licensed to do business in this state"

12. Page 2, line 19.

Following: "SERVICES"

Insert: "to the extent permitted by state or federal law for the purpose of the insured's eligibility for supplemental security income benefits, medicaid, or other public assistance benefits"

HOUSE JOURNAL
SEVENTIETH LEGISLATIVE DAY - APRIL 2, 2007

13. Page 2, line following 23.

Insert: "(6) After the death of a person who at any time received medicaid benefits, a funeral director, mortician, mortuary, undertaker, or other person, including but not limited to the decedent's spouse, heir, devisee, or personal representative, who is the beneficiary of funeral insurance in excess of \$5,000 in value designated to pay for the disposition of the medicaid recipient's remains and for related expenses shall, after paying for the disposition and related expenses, pay all remaining funds to the department of public health and human services within 30 days following the receipt of the funeral insurance death benefit. The funds must be paid to the department regardless of any provision in a written contract, insurance policy, or other agreement entered into on or after [the effective date of this act] directing a different disposition of the funds. Funds paid to the department under this section are not considered to be property of the deceased medicaid recipient's estate, and the provisions of 53-6-167 do not apply to recovery of the funds by the department."

14. Page 2, following line 23.

Insert: "NEW SECTION. Section 2. Excess funeral insurance proceeds. Funeral insurance proceeds that exceed the cost of the funeral goods and services provided must be paid in accordance with the beneficiary designation in the insurance policy or certificate."

Insert: "NEW SECTION. Section 3. Rules. The commissioner may adopt rules to regulate funeral insurance, including but not limited to rules regarding licensure of producers, form review, and consumer protection."

Renumber: subsequent sections

15. Page 4, line 26 through page 6, line 15.

Strike: section 3 in its entirety

Renumber: subsequent sections

16. Page 7, line 20.

Following: "ANY"

Insert: "life insurance, other than"

Following: "insurance,"

Strike: "OTHER THAN"

17. Page 7, line 27.

Following: "available"

Strike: "soliciting to sell or selling"

Insert: "selling, soliciting, or negotiating"

18. Page 7, line 29.

Following: "whom the"

Strike: "solicitation or"

Following: "sale"

Insert: ", solicitation, or negotiation"

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

Following: "33-17-214"

Strike: "in" on page 7, line 30 through "1(1)(c)(ii)" on page 8, line 1

20. Page 8, line 1.

Following: "."

Insert: "A life insurer that sells, solicits, or negotiates funeral insurance, as defined in [section 1(1)(c)(ii)], through a funeral director, mortician, undertaker, or any employee of a mortuary or undertaker shall comply with

HOUSE JOURNAL
SEVENTIETH LEGISLATIVE DAY - APRIL 2, 2007

the provisions of [sections 1 and 2]."

21. Page 8, following line 5.

Insert: "(3) A funeral insurance policy or certificate and any solicitation material for the policy must clearly indicate that:

- (a) the policy or certificate is a life insurance product;
- (b) the insured may designate the beneficiary; and
- (c) the beneficiary may use the proceeds for any purpose."

Renumber: subsequent subsections

22. Page 8, following line 10.

Insert: "NEW SECTION. **Section 7. Codification instruction.** [Sections 1 through 3] are intended to be codified as an integral part of Title 33, chapter 20, and the provisions of Title 33, chapter 20, apply to [sections 1 through 3]."

Insert: "NEW SECTION. **Section 8. Saving clause.** [This act] does not affect rights and duties that matured, penalties that were incurred, or proceedings that were begun before [the effective date of this act]."

Insert: "NEW SECTION. **Section 9. Effective date.** [This act] is effective January 1, 2008."

And, as amended, be concurred in. Report adopted.

SB 296, be concurred in. Report adopted.

SB 491, be amended as follows:

1. Title, line 4 through line 5.

Strike: "REQUIRING" on line 4 through "LOANS;" on line 5

2. Page 3, line 2.

Strike: "and grants"

3. Page 3, line 3 through line 4.

Strike: ", grants" on line 3 through "grants" on line 4

4. Page 3, line 26.

Strike: "or grants"

5. Page 3, line 27.

Strike: "or" through "granted"

6. Page 3, line 28.

Strike: "or grants"

7. Page 4, line 20.

Strike: "or grants"

And, as amended, be concurred in. Report adopted.

SB 524, be concurred in. Report adopted.

SJR 15, be amended as follows:

1. Page 1, line 14.

Following: "that"

HOUSE JOURNAL
SEVENTIETH LEGISLATIVE DAY - APRIL 2, 2007

Insert: "may"

2. Page 1, line 20.

Strike: line 20 in its entirety

Insert: "WHEREAS, some members of Congress, as well as some members of the Montana Legislature, have indicated an interest in further examination and study of these issues during the biennium."

3. Page 1, lines 26 and 27.

Following: "(1)"

Strike: "analyze" on line 26 through "system" line 27

Insert: "study and analyze the impacts of various models for the delivery of health care services on the cost of health care, the quality of care, and access to health care services"

4. Page 1, line 30.

Strike: "facilities"

Insert: "health care facilities, as defined in 50-5-101,"

5. Page 2, line 1.

Strike: "that these facilities provide"

Insert: "provided by physician-owned and privately owned health care facilities and specialty hospitals and the benefits and impacts of those services"

6. Page 2, line 2.

Strike: "and"

7. Page 2, lines 3 and 4.

Strike: subsection (c)

Insert: "(c) the comparative cost of services rendered by the private facilities and specialty hospitals compared to the nonprofit, community-based hospitals; and

(d) the comparative impact on a community's health care safety net of the operations of health care providers in each of the categories in subsection (1)(c);"

8. Page 2, line 9.

Following: "SYSTEM"

Insert: "and Montana's health care consumers"

9. Page 2, following line 11.

Insert: "(b) the increase in hospital-employed physicians;"

Renumber: subsequent subsections

10. Page 2, line 17.

Following: ";"

Strike: "AND"

11. Page 2, line 18.

Following: "TECHNOLOGY"

Insert: "; (h) health care costs and ways to reduce those costs; and

(i) how to empower Montanans to take a more active role in their health care and to be better health care consumers"

HOUSE JOURNAL
SEVENTIETH LEGISLATIVE DAY - APRIL 2, 2007

And, as amended, be concurred in. Report adopted.

EDUCATION (Jore, Chairman):

4/2/2007

SB 225, be amended as follows:

1. Title, line 7.

Following: "DATE"

Insert: "AND AN APPLICABILITY PROVISION"

2. Page 1, line 13.

Following: "(1)"

Strike: "The"

Insert: "Except as provided in subsection (4), the"

3. Page 1, line 26.

Insert: "NEW SECTION. Section 3. Extension of school election deadlines -- applicability. In order to allow for the more orderly and efficient conduct of the regular school elections scheduled for May 8, 2007, it may not be possible to comply with certain statutory deadlines relating to a school election. Therefore, in 2007 only, a school district may limit the regular school election scheduled for May 8, 2007, to trustee elections only and may reschedule a single general fund operating levy election at any time prior to the adoption of a final budget pursuant to 20-9-131. For any levy election rescheduled under this section, a resolution calling for the election may not be adopted later than 20 days before the scheduled election and final ballot language may not be adopted later than 10 days before the date of the election. In addition, all statutory deadlines for the May 2007 regular school election are extended to April 27, 2007."

And, as amended, be concurred in. Report adopted.

SB 291, be amended as follows:

1. Page 7, line 7.

Strike: "[section 1(6)(a)]"

Insert: "[section 1(6)(b)]"

And, as amended, be concurred in. Report adopted.

SB 335, be concurred in. Report adopted.

SJR 12, be amended as follows:

1. Title, line 5.

Strike: "AND SUPPORTING"

2. Page 2, line 4.

Strike: "support and"

And, as amended, be concurred in. Report adopted.

SJR 16, be concurred in. Report adopted.

TAXATION (Lake, Chairman):

4/2/2007

SB 121, be amended as follows:

HOUSE JOURNAL
SEVENTIETH LEGISLATIVE DAY - APRIL 2, 2007

1. Title, line 7.

Following: "AUTHORITY;"

Insert: "PROHIBITING THE DEPARTMENT OF REVENUE FROM PROVIDING ACTIVE OR PASSIVE TAX RETURN PREPARATION SERVICES;"

2. Page 1, line 12.

Following: "(1)"

Insert: "(a)"

Strike: "A"

Insert: "Subject to subsection (1)(b), a"

3. Page 1.

Following: line 14

Insert: "(b) The provisions of this section do not prevent the bona fide sale of a tax return preparation, accounting, or law practice in the ordinary course of business."

4. Page 1, line 17.

Following: "(A)"

Insert: "(i)"

Following: "disclosure;"

Insert: "or

(ii) disclosure is required in connection with an internal audit;"

5. Page 2, line 6.

Insert: "information"

Insert: ":

(a)"

Following: "reviews"

Insert: ";

(b)"

Strike: "or"

6. Page 2, line 7.

Strike: "statutorily"

Following: "so"

Insert: "by Montana law;

(c) when required to do so by federal or state law; or

(d) pursuant to a court subpoena or administrative summons"

7. Page 3, line 2.

Insert: "NEW SECTION. Section 2. Prohibition on tax return preparation services. (1) The department is prohibited from using any funds made available through any legislative appropriation to contract for the use of, lease, own, or otherwise use any software program that allows an individual to submit tax return information directly to the department, any political subdivision, or any third-party contractor.

(2) The department may not perform any function of a tax preparer as described in [section 1]. The department may not use any software program that accepts the transfer of an individual taxpayer's return information to any computer program over which the department exerts legal control. All individual tax returns submitted electronically must have at least one verifiable level of intervention. The restriction does not include programs used by private sector tax preparers, programs used for electronic filing, or programs used by the internal revenue service to process state information in conjunction with a federal tax return."

HOUSE JOURNAL
SEVENTIETH LEGISLATIVE DAY - APRIL 2, 2007

Renumber: subsequent sections

8. Page 3, line 4.

Strike: "[section 1]"

Insert: "[sections 1 and 2]"

9. Page 3, line 6.

Strike: "and 2"

Insert: "through 3"

10. Page 3, line 8.

Strike: "and 2"

Insert: "through 3"

And, as amended, be concurred in. Report adopted.

SB 233, be amended as follows:

1. Page 5.

Following: line 26

Insert: "COORDINATION SECTION. Section 13. Coordination instruction. If Senate Bill No. 299 and [this act] are both passed and approved and they contain a section amending 7-16-2205, then the sections amending 7-16-2205 are void and 7-16-2205 must be amended as follows:

"7-16-2205. Authorization for mill levy. (1) The board of county commissioners of any county ~~owning, acquiring, contributing, or making a grant to any museum, facility for the arts and the humanities, or collection of exhibits as set forth in 7-16-2202:~~

(a) ~~(i)~~ may make an appropriation in its annual budget for:

(i) the upkeep, care, maintenance, operation, and support of ~~the~~ a museum, including a museum district created under [sections 1 through 9 of Senate Bill No. 233], a facility for the arts and the humanities, or a collection of exhibits as set forth in 7-16-2202;

(ii) the support of a heritage preservation and cultural tourism commission and for heritage and cultural tourism resources;

~~(ii)(iii) may make an appropriation in its annual budget for a grant program for private, nonprofit museums, and for private, nonprofit facilities for the arts and the humanities, or for a heritage preservation and cultural tourism commission; and~~

(b) ~~in order to fund the appropriation or grant program,~~ may, subject to 15-10-420, annually levy a tax on the taxable valuation of the property subject to taxation in the county for the purposes described in subsection (1)(a) of this section. However, a levy for a museum district applies only to the property subject to taxation in the district.

(2) The levy must be made at the same time as other levies are made for county and school purposes.

(3) The proceeds from the collection of the levy must be kept in a special fund by the county treasurer and used, at the discretion of the board of county commissioners, solely for the purpose for which the levy was made.

(4) A board of trustees of a museum district appointed as provided in [section 7 of Senate Bill No. 233] may request the board of county commissioners to submit to the voters of the district at the next general or special election a levy on taxable property in the district for operation of the district or for maintenance or construction within the district."

And, as amended, be concurred in. Report adopted.

SB 242, be amended as follows:

1. Title, line 6.

HOUSE JOURNAL
SEVENTIETH LEGISLATIVE DAY - APRIL 2, 2007

Following: "INFORMATION;"

Insert: "INCREASING THE MINIMUM TAX ON CORPORATIONS;"

Strike: "SECTION"

Insert: "SECTIONS 15-31-121 AND"

2. Page 1, line 11.

Following: line 10

Insert: "**Section 1.** Section 15-31-121, MCA, is amended to read:

"15-31-121. Rate of tax -- minimum tax -- distribution of revenue. (1) Except as provided in subsection (2), the percentage of net income to be paid under 15-31-101 is 6 3/4% of all net income for the tax period.

(2) For a taxpayer making a water's-edge election, the percentage of net income to be paid under 15-31-101 is 7% of all taxable net income for the tax period.

(3) Each corporation subject to taxation under this part shall pay a minimum tax of not less than ~~\$50~~ \$55.

(4) For fiscal year 2005, the tax collected from water's-edge corporations must be deposited as follows:

(a) \$375,000 in the state special revenue fund to the credit of the department of public health and human services for state matching funds to maximize federal funds for medicaid health services; and

(b) the balance in the state general fund."

Renumber: subsequent sections

And, as amended, be concurred in. Report adopted.

SB 492, be amended as follows:

1. Title, line 5.

Strike: ", CITY, OR"

2. Title, line 6.

Strike: "TOWN"

Strike: "SECTIONS 7-1-4124 AND"

Insert: "SECTION"

3. Page 1, line 11 through page 2, line 16.

Strike: section 1 in its entirety

Renumber: subsequent sections

4. Page 2, line 20.

Strike: ", city, or town"

5. Page 2, line 21.

Following: "~~\$10,000~~"

Insert: "in an amount in excess of \$20,000"

Following: "~~\$40,000~~"

Insert: "in an amount in excess of \$80,000"

6. Page 1, line 22.

Following: "~~by~~"

Insert: "the value of the property or conservation easement has been previously estimated by"

7. Page 2, line 23 through line 24.

Strike: "FOR" on line 23 through "BY" on line 24

HOUSE JOURNAL
SEVENTIETH LEGISLATIVE DAY - APRIL 2, 2007

8. Page 2, line 25 through line 26.

Strike: "or by" on line 25 through "landowner" on line 26

9. Page 2, line 27 through line 28.

Strike: "FOR" on line 27 through "BY" on line 28

10. Page 2, line 28 through line 29.

Strike: ", city" on line 28 through "appropriate," on line 29

11. Page 2, line 30.

Following: "county"

Strike: "z" through "TOWN"

Following: "appraised"

Insert: "appraised"

12. Page 2, line 30 through page 3, line 1.

Strike: "DETERMINED" on page 2, line 30 through "(1)" on page 3, line 1

And, as amended, be concurred in. Report adopted.

SB 525, be amended as follows:

1. Page 22, line 10.

Insert: "COORDINATION SECTION. Section 29. Coordination instruction. If Senate Bill No. 118 and [this act] are both passed and approved and they contain a section amending 15-66-102, then the sections amending 15-66-102 are void and 15-66-102 must be amended as follows:

"15-66-102. (Temporary) Utilization fee for inpatient bed days. (1) Each hospital in the state shall pay to the department a utilization fee:

(a) in the amount of ~~\$19.43~~ \$27.70 for each inpatient bed day between January 1, ~~2004~~ 2006, and June 30, ~~2005~~ 2007;

(b) in the amount of ~~\$29.75~~ \$47 for each inpatient bed day between July 1, ~~2005~~ 2007, and December 31, ~~2005~~ 2007;

(c) in the amount of ~~\$27.70~~ \$43 for each inpatient bed day between January 1, ~~2006~~ 2008, and December 31, ~~2006~~ 2008;

(d) in the amount of \$48 for each inpatient bed day between January 1, 2009, and December 31, 2009; and ~~(d)(e)~~ (e) after beginning January 1, ~~2007~~ 2010, in an amount determined by rule as provided in subsection (2) in the amount of \$50 for each inpatient bed day.

(2) ~~Prior to each calendar year that will be subject to the fee, the department by rule shall determine the amount of the fee, not to exceed \$50, based upon:~~

~~(a) an estimate of the unpaid medicaid hospital costs, total inpatient days, and the federal medical assistance percentages;~~

~~(b) an estimate of any federal limit on federal financial participation for hospital services; and~~

~~(c) an estimate of federal disproportionate share funds not matched by state general funds.~~

~~(3)(2)~~ (a) All proceeds from the collection of utilization fees, including penalties and interest, must, in accordance with the provisions of [section 1 of Senate Bill No. 525], be deposited to the credit of the department of public health and human services in a state special revenue account as provided in 53-6-149.

~~(b) A hospital may not place a fee created in this chapter on a patient's bill. (Void on occurrence of contingency--sec. 18, Ch. 390, L. 2003. Terminates June 30, 2007--secs. 4, 7, Ch. 606, L. 2005.)"~~

Renumber: subsequent sections

HOUSE JOURNAL
SEVENTIETH LEGISLATIVE DAY - APRIL 2, 2007

And, as amended, be concurred in. Report adopted.

TRANSPORTATION (Sonju, Chairman):
SB 302, be concurred in. Report adopted.

4/2/2007

SPECIAL ORDERS OF THE DAY

HB 179, introduced by French, the following sponsors were added:

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

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Lange moved that the House adjourn until 1:00 p.m., Tuesday, April 3, 2007. Motion carried.

House adjourned at 6:00 p.m.

MARILYN MILLER
Chief Clerk of the House

SCOTT SALES
Speaker of the House