

**HOUSE JOURNAL
60TH LEGISLATURE
EIGHTY-SEVENTH LEGISLATIVE DAY**

Helena, Montana
April 24, 2007

House Chambers
State Capitol

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

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

Mr. Speaker: We, your committee on Legislative Administration/Bills and Journal, having examined the daily journals for the eighty-first, eighty-second, and eighty-third legislative days, find the same to be correct.

L. Jones, Chair

REPORTS OF STANDING COMMITTEES

BILLS (L. Jones, Chairman): 4/23/2007
Correctly printed: **SJR 31**.
Examined by the sponsor and found to be correct: **HB 823**.
Correctly engrossed: **SB 205**.
Correctly enrolled: **HB 155, HJR 50, HB 533**.
Signed by the Chief Clerk of the House at 1:30 p.m., April 20, 2007: **HB 40, HB 390, HB 406, HB 569, HB 665, HJR 25**.
Signed by the Speaker at 11:45 a.m., April 24, 2007: **HB 40, HB 390, HB 406, HB 569, HB 665, HJR 25**.
Examined by the sponsor and found to be correct: **HB 25, HB 155, HJR 50, HB 533**. 4/24/2007
Correctly enrolled: **HB 3, HB 39, HB 69, HB 257, HB 330, HB 798, HB 687**.

APPROPRIATIONS (Sinrud, Chairman): 4/24/2007
SB 22, be concurred in. Report adopted.
SB 115, be concurred in. Report adopted.
SB 161, be concurred in. Report adopted.
SB 166, be concurred in. Report adopted.
SB 205, be amended as follows:

1. Title, line 6.
Strike: "IMMEDIATE"

2. Page 2, line 2 through line 3.
Strike: "ON PASSAGE AND APPROVAL"
Insert: "July 1, 2007"

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

SB 273, be concurred in. Report adopted.

BUSINESS AND LABOR (Mendenhall, Chairman): 4/24/2007
SB 417, be concurred in. Report adopted.

HUMAN SERVICES (Stoker, Chairman): 4/24/2007
SJR 23, be concurred in. Report adopted.

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REPORTS OF SELECT COMMITTEES

FREE CONFERENCE COMMITTEE

on Senate Bill 51

Report No.1, April 24, 2007

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered **Senate Bill 51** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **Senate Bill 51** (reference copy -- salmon) be amended as follows:

1. Page 11, line 22.

Strike: "2008"

Insert: "2009"

2. Page 11, line 24.

Strike: "and"

3. Page 11, line 26.

Following: "interface"

Insert: "; and

(c) identification of enforcement mechanisms"

4. Page 11, line 27 through line 28.

Strike: subsection (3) in its entirety

5. Page 12, line 19.

Strike: "2008"

Insert: "2009"

6. Page 13, line 5.

Strike: "2008"

Insert: "2009"

For the Senate:

Hawks, Chairman

Laible

Moss

For the House:

Koopman, Chairman

Dickenson

Vincent

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 831 passed as follows:

Ayes: Ankney, Augare, Becker, Bergren, Bixby, Branae, Butcher, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Ebinger, Erickson, Franklin, French, Furey, Gallik, Grinde, Groesbeck, Hamilton,

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Hands, Heinert, Henry, Hiner, Hollenbaugh, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Kasten, Keane, Klock, Kottel, MacLaren, Malcolm, McAlpin, McChesney, McNutt, Milburn, Morgan, Musgrove, Noonan, O'Hara, Olson, Parker, Phillips, Pomnichowski, Raser, Reinhart, Ross, Sands, Sesso, Small-Eastman, Thomas, Van Dyk, Villa, Vincent, Ward, Wilmer, Wilson, Windy Boy, Wiseman.

Total 67

Noes: Arntzen, Barrett, Beck, Blasdel, Boggio, Dutton, Everett, Glaser, Hawk, Hendrick, Himmelberger, Ingraham, Jore, Kerns, Koopman, Lake, Lambert, Lange, McGillvray, Mendenhall, Nooney, Peterson, Rice, Ripley, Sinrud, Sonju, Stoker, Taylor, Wells, Witte, Mr. Speaker.

Total 31

Voted Absentee: Ross, Aye.

Excused: None.

Total 0

Absent or not voting: Hilbert, Stahl.

Total 2

HJR 62 failed as follows:

Ayes: Ankney, Arntzen, Barrett, Beck, Boggio, Butcher, Caferro, Clark, Dutton, Ebinger, Everett, Furey, Glaser, Grinde, Heinert, Hendrick, Hilbert, Himmelberger, Ingraham, L. Jones, W. Jones, Jore, Klock, Koopman, Lake, Lambert, Lange, MacLaren, Malcolm, McGillvray, McNutt, Mendenhall, Morgan, Nooney, O'Hara, Olson, Peterson, Reinhart, Ripley, Ross, Sinrud, Sonju, Stahl, Stoker, Vincent, Ward, Witte.

Total 47

Noes: Augare, Becker, Bergren, Bixby, Blasdel, Branae, Callahan, Campbell, Cohenour, Cordier, Dickenson, Driscoll, Erickson, Franklin, French, Gallik, Groesbeck, Hamilton, Hands, Hawk, Henry, Hiner, Hollenbaugh, Jacobson, Jayne, Jopek, Kasten, Keane, Kerns, Kottel, McAlpin, McChesney, Milburn, Musgrove, Noonan, Parker, Phillips, Pomnichowski, Raser, Rice, Sands, Sesso, Small-Eastman, Taylor, Thomas, Van Dyk, Villa, Wells, Wilmer, Wilson, Windy Boy, Wiseman, Mr. Speaker.

Total 53

Voted Absentee: Ross, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 281 concurred in as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, Blasdel, Boggio, Branae, Butcher, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Everett, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hawk, Heinert, Hendrick, 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, Sesso, Sinrud, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, Van Dyk,

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Vincent, Ward, Wells, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.
Total 93

Noes: Caferro, Callahan, Franklin, Henry, Sands, Villa, Wilmer.
Total 7

Voted Absentee: Ross, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 514 concurred in as follows:

Ayes: Ankney, Arntzen, Barrett, Beck, Blasdel, Boggio, Butcher, Clark, Dutton, Everett, Gallik, Glaser, Groesbeck, Hawk, Heinert, Hendrick, Hilbert, Himmelberger, Ingraham, Jayne, L. Jones, W. Jones, Jore, Kasten, Kerns, Klock, 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 53

Noes: Augare, Becker, Bergren, Bixby, Branae, Caferro, Callahan, Campbell, Cohenour, Cordier, Dickenson, Driscoll, Ebinger, Erickson, Franklin, French, Furey, Grinde, Hamilton, Hands, Henry, Hiner, Hollenbaugh, Jacobson, Jopek, Keane, Koopman, Kottel, McAlpin, McChesney, Musgrove, Noonan, Parker, Phillips, Pomnichowski, Raser, Reinhart, Sands, Sesso, Small-Eastman, Thomas, Van Dyk, Villa, Wilmer, Wilson, Windy Boy, Wiseman.
Total 47

Voted Absentee: Ross, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 524 concurred in as follows:

Ayes: Ankney, Arntzen, Augare, Beck, Becker, Bergren, Bixby, Blasdel, Branae, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Ebinger, Erickson, Franklin, French, Furey, Glaser, Grinde, Groesbeck, Hamilton, Hands, Heinert, Henry, Hiner, Hollenbaugh, Ingraham, Jacobson, L. Jones, W. Jones, Jopek, Keane, Klock, Kottel, Lake, Malcolm, McAlpin, McChesney, McNutt, Milburn, Morgan, Musgrove, Noonan, O'Hara, Olson, Parker, Phillips, Pomnichowski, Raser, Reinhart, Rice, Ripley, Ross, Sands, Sesso, Sinrud, Small-Eastman, Sonju, Stoker, Taylor, Thomas, Van Dyk, Villa, Ward, Wilmer, Wilson, Wiseman, Witte.
Total 73

Noes: Barrett, Boggio, Butcher, Dutton, Everett, Gallik, Hawk, Hendrick, Hilbert, Himmelberger, Jayne, Jore, Kasten, Kerns, Koopman, Lambert, Lange, MacLaren, McGillvray, Mendenhall, Nooney, Peterson, Stahl, Vincent, Wells, Windy Boy, Mr. Speaker.

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Total 27

Voted Absentee: Ross, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 49, Free Conference Committee Report No. 1, requiring two -thirds vote of each house, 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, Lange, MacLaren, Malcolm, McAlpin, McChesney, McGillvray, McNutt, Milburn, Morgan, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Rice, Ripley, Ross, Sands, Sesso, Sinrud, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wells, Wilmer, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.

Total 98

Noes: Jore, Mendenhall.

Total 2

Voted Absentee: Ross, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 147, Free Conference Committee Report No. 1, concurred in as follows:

Ayes: Ankney, Arntzen, Augare, Beck, Becker, Bergren, Boggio, Branae, Butcher, Caferro, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Everett, Franklin, Gallik, Groesbeck, Hamilton, Hawk, Heinert, Henry, Hiner, Hollenbaugh, Jacobson, L. Jones, W. Jones, Jopek, Keane, Klock, Lambert, MacLaren, Malcolm, McChesney, McGillvray, McNutt, Milburn, Morgan, Musgrove, Noonan, O'Hara, Olson, Parker, Peterson, Phillips, Raser, Reinhart, Ross, Sands, Sesso, Sinrud, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Wilson, Windy Boy, Wiseman.

Total 65

Noes: Barrett, Bixby, Blasdel, Callahan, Campbell, Clark, Cohenour, French, Furey, Glaser, Grinde, Hands, Hendrick, Hilbert, Himmelberger, Ingraham, Jayne, Jore, Kasten, Kerns, Koopman, Kottel, Lake, Lange, McAlpin, Mendenhall, Nooney, Pomnichowski, Rice, Ripley, Ward, Wells, Wilmer, Witte, Mr. Speaker.

Total 35

Voted Absentee: Ross, Aye.

Excused: None.

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Total 0

Absent or not voting: None.

Total 0

SB 365, Free Conference Committee Report No. 1, concurred in as follows:

Ayes: Ankney, Augare, Bergren, Bixby, Boggio, Branae, Caferro, Cohenour, Cordier, Dickenson, Dutton, Ebinger, Erickson, Everett, Franklin, French, Furey, Grinde, Groesbeck, Hamilton, Hawk, Heinert, Henry, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, W. Jones, Jopek, Kasten, Keane, Klock, Kottel, Lake, Malcolm, McAlpin, McChesney, McNutt, Mendenhall, Morgan, Musgrove, Noonan, Nooney, Olson, Parker, Phillips, Raser, Reinhart, Ross, Sesso, Small-Eastman, Stahl, Stoker, Thomas, Van Dyk, Villa, Vincent, Ward, Wells, Windy Boy.
Total 62

Noes: Arntzen, Barrett, Beck, Becker, Blasdel, Butcher, Callahan, Campbell, Clark, Driscoll, Gallik, Glaser, Hands, Hendrick, Hilbert, L. Jones, Jore, Kerns, Koopman, Lambert, Lange, MacLaren, McGillvray, Milburn, O'Hara, Peterson, Pomnichowski, Rice, Ripley, Sands, Sinrud, Sonju, Taylor, Wilmer, Wilson, Wiseman, Witte, Mr. Speaker.
Total 38

Voted Absentee: Ross, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Lange moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Taylor in the chair.

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

SB 4 - Representative Taylor moved consideration of **SB 4** be placed at the bottom of the second reading board for the purpose of amendment. Motion carried.

HJR 56 - Representative Sands moved **HJR 56** be adopted. Motion carried as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Becker, Bergren, Bixby, Branae, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hendrick, Henry, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Keane, Klock, Kottel, Lambert, MacLaren, McAlpin, McChesney, McGillvray, McNutt, Milburn, Morgan, Musgrove, Noonan, Nooney, Parker, Phillips, Pomnichowski, Raser, Reinhart, Sands, Sesso, Small-Eastman, Stahl, Stoker, Thomas, Van Dyk, Villa, Wilmer, Wilson, Windy Boy, Wiseman.
Total 69

Noes: Beck, Blasdel, Boggio, Butcher, Everett, Hawk, Heinert, Hilbert, Himmelberger, Jore, Kasten, Kerns,

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Koopman, Lake, Malcolm, Mendenhall, O'Hara, Olson, Peterson, Rice, Ripley, Ross, Sinrud, Sonju, Taylor, Ward, Wells, Witte, Mr. Speaker.

Total 29

Voted Absentee: Ross, No.

Excused: None.

Total 0

Absent or not voting: Lange, Vincent.

Total 2

SB 206 - Representative Clark moved **SB 206** be concurred in. Motion carried as follows:

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

Total 80

Noes: Beck, Everett, Heinert, Hendrick, Hilbert, Himmelberger, Jore, Kasten, Kerns, Koopman, Lake, Mendenhall, Rice, Ross, Sinrud, Sonju, Wells, Witte, Mr. Speaker.

Total 19

Voted Absentee: Ross, No.

Excused: None.

Total 0

Absent or not voting: Lange.

Total 1

SB 168 - Governor's Amendments - Representative Dickenson moved Governor's amendments to **SB 158** be concurred in. Motion carried as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, Blasdel, Boggio, Branae, Butcher, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Everett, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hawk, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, 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, Ripley, Ross, Sands, Sesso, Sinrud, Small-Eastman, Stahl, Stoker, Thomas, Van Dyk, Villa, Vincent, Ward, Wells, Wilmer, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.

Total 93

Noes: Jayne, Jore, Kasten, Koopman, Mendenhall, Taylor.

Total 6

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Voted Absentee: Ross, Aye.

Excused: None.
Total 0

Absent or not voting: Sonju.
Total 1

SB 537 - Governor's Amendments - Representative Stahl moved Governor's amendments to **SB 537** be **not** concurred in. Motion carried as follows:

Ayes: Ankney, Arntzen, Barrett, Beck, Blasdel, Boggio, Butcher, Clark, Dutton, Everett, Glaser, Hawk, Heinert, Hendrick, Hilbert, Himmelberger, Ingraham, L. Jones, W. Jones, Jore, Kasten, Keane, 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 52

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, Kottel, McAlpin, McChesney, Musgrove, Noonan, Parker, Phillips, Pomnichowski, Raser, Reinhart, Sands, Sesso, Small-Eastman, Thomas, Van Dyk, Villa, Wilmer, Wilson, Windy Boy, Wiseman.
Total 48

Voted Absentee: Ross, Aye.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJR 31 - Representative Sonju moved **SJR 31** be concurred in. Motion carried as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Becker, Bixby, Boggio, Branae, Caferro, Callahan, Campbell, Clark, Cordier, Driscoll, Dutton, Ebinger, Erickson, Franklin, French, Furey, Glaser, Grinde, Groesbeck, Hands, Heinert, Hendrick, Henry, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, L. Jones, Jopek, Keane, Klock, Kottel, Lambert, Lange, MacLaren, McChesney, McGillvray, McNutt, Morgan, Noonan, Nooney, O'Hara, Olson, Parker, Phillips, Pomnichowski, Raser, Reinhart, Rice, Sands, Sesso, Small-Eastman, Sonju, Stahl, Stoker, Thomas, Ward, Windy Boy, Wiseman.
Total 64

Noes: Beck, Bergren, Blasdel, Butcher, Cohenour, Dickenson, Everett, Gallik, Hamilton, Hawk, Jayne, W. Jones, Jore, Kasten, Kerns, Koopman, Lake, Malcolm, McAlpin, Mendenhall, Milburn, Musgrove, Peterson, Ripley, Ross, Sinrud, Taylor, Van Dyk, Villa, Vincent, Wells, Wilmer, Wilson, Witte, Mr. Speaker.
Total 35

Voted Absentee: Ross, No.

Excused: None.

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Total 0

Absent or not voting: Hilbert.

Total 1

HB 353 - Governor's Amendments - Representative McGillvray moved Governor's amendments to **HB 353** be concurred in. Motion carried as follows:

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

Total 1

Voted Absentee: Ross, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 729 - Governor's Amendments - Representative Raser moved Governor's amendments to **HB 729** be concurred in. Motion carried as follows:

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

Total 78

Noes: Blasdel, Boggio, Dutton, Everett, Hawk, Hendrick, Hilbert, Himmelberger, Kasten, Kerns, Koopman, Malcolm, Mendenhall, Peterson, Ripley, Ross, Sinrud, Stahl, Stoker, Vincent, Wells, Mr. Speaker.

Total 22

Voted Absentee: Ross, No.

Excused: None.

Total 0

Absent or not voting: None.

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Total 0

SB 118 - Free Conference Committee Report No. 1 - Representative Morgan moved the Free Conference Committee report to **SB 118** be adopted. Motion carried as follows:

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

Total 94

Noes: Bergren, Jore, Kerns, Koopman, Mendenhall.

Total 5

Voted Absentee: Ross, Aye.

Excused: None.

Total 0

Absent or not voting: Small-Eastman.

Total 1

SB 227 - Conference Committee Report No. 1 - Representative Peterson moved the Conference Committee report to **SB 227** be adopted. Motion carried as follows:

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

Total 1

Voted Absentee: Ross, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 201 - Representative MacLaren moved **SB 201** be concurred in.

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SB 201 - Representative Erickson moved **SB 201**, second reading copy, be amended as follows:

1. Page 5, line 1 through line 2.

Strike: subsection (C) in its entirety

Renumber: subsequent subsections

Amendment adopted as follows:

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

Total 76

Noes: Ankney, Arntzen, Beck, Blasdel, Boggio, Everett, Hawk, Heinert, Hendrick, Hilbert, Himmelberger, Jore, Kasten, Koopman, Mendenhall, Morgan, Peterson, Sinrud, Sonju, Vincent, Ward, Wells, Mr. Speaker.

Total 23

Voted Absentee: Ross, Aye.

Excused: None.

Total 0

Absent or not voting: Witte.

Total 1

SB 201 - The motion that **SB 201**, as amended, be concurred in carried as follows:

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

Total 65

Noes: Arntzen, Barrett, Beck, Blasdel, Boggio, Everett, Heinert, Hendrick, Hilbert, Himmelberger, Ingraham, Jore, Kasten, Kerns, Klock, Koopman, Lambert, Malcolm, McGillvray, Mendenhall, Milburn, Morgan, Olson, Rice, Ripley, Sinrud, Sonju, Stoker, Taylor, Vincent, Wells, Witte, Mr. Speaker.

Total 33

Voted Absentee: Ross, Aye.

Excused: None.

Total 0

Absent or not voting: Butcher, Stahl.

Total 2

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Speaker Sales assumed the chair.

SB 4 - Representative Taylor moved **SB 4** be concurred in. Motion carried as follows:

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

Total 1

Voted Absentee: Ross, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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

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

Total 91

Noes: Bergren, Jore, Koopman, Mendenhall, Sinrud, Wilson.

Total 6

Excused: Ross.

Total 1

Absent or not voting: Dutton, Jayne.

Total 2

REPORTS OF SELECT COMMITTEES

CONFERENCE COMMITTEE

HOUSE JOURNAL
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on House Amendments to **Senate Bill 96**
Report No. 1, April 24, 2007

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered House amendments to **Senate Bill 96** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **Senate Bill 96** (reference copy -- salmon) be amended as follows:

1. Title, line 7.

Following: "TO THE"

Insert: "PETITIONER, WITH REVIEW BY THE"

2. Title, line 8.

Following: "DIVISION"

Insert: "AND APPROVAL BY THE ATTORNEY GENERAL FOR INITIATED MEASURES AND PREPARATION BY THE ATTORNEY GENERAL FOR REFERRED MEASURES"

3. Page 2, line 12 through line 13.

Strike: "LEGISLATIVE" on line 12 through "DIVISION'S" on line 13

Insert: "petitioner's

Following: "statements"

Insert: "for initiated measures and the attorney general's ballot statements for referred measures"

4. Page 2, line 17.

Strike: "LEGISLATIVE SERVICES DIVISION'S"

Insert: "petitioner's"

5. Page 2, lines 21 and 22.

Strike: "A QUALIFIED ELECTOR"

Insert: "the lead petitioner"

6. Page 2, line 24.

Following: "COURT."

Insert: "If a lead petitioner has not been designated in accordance with this section or if the parties to the proceeding agree, the proceeding must be referred to the district court for Lewis and Clark County."

7. Page 2.

Following: line 27

Insert: "(4) As used in this section, "lead petitioner" means an individual designated by the petitioner or petitioners on a form provided by the secretary of state.

Renumber: subsequent subsection

8. Page 9, line 11.

Following: "state"

Insert: "together with draft ballot statements intended to comply with 13-27-312"

9. Page 9, line 14.

Following: "issue"

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Insert: "and statements"

10. Page 9, line 15.

Following: "text"

Insert: "and statements"

Following: "consistency,"

Insert: "and"

11. Page 9, line 16.

Following: "division"

Insert: ", the requirements of 13-27-312"

12. Page 9, line 18.

Following: "text"

Insert: "and statements"

13. Page 9, line 20.

Following: "text"

Insert: "and revisions to the statements to make them consistent with any recommendations for change to the text and the requirements of 13-27-312"

14. Page 9, line 28.

Following: "issue"

Insert: "and ballot statements"

15. Page 10, line 1.

Following: "text"

Insert: "or a ballot statement"

16. Page 10, line 3.

Following: "issue"

Insert: "and statements"

Following: "to"

Insert: "the"

Following: "sufficiency"

Insert: "of the issue and for approval of the petitioner's ballot statements"

17. Page 10, lines 3 and 4.

Strike: "TO THE LEGISLATIVE SERVICES DIVISION"

18. Page 10, line 4.

Strike: "preparation of ballot statements"

Insert: "a determination"

Following: "13-27-312"

Insert: "whether a fiscal note is necessary"

19. Page 10, line 19.

Strike: "LEGISLATIVE SERVICES DIVISION"

Insert: "petitioner, as approved by the attorney general and"

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20. Page 10, line 23 through line 24.

Strike: "LEGISLATIVE" on line 23 through "DIVISION" on line 24

Insert: "petitioner, reviewed by the legislative services division, and approved by the attorney general"

21. Page 14, line 25.

Strike: "HARASSMENT"

Insert: "**Physical prevention of obtaining signatures or physical intimidation**"

22. Page 14, line 26.

Strike: "HARASS"

Insert: "physically prevent an individual from obtaining signatures or attempting to obtain signatures on a petition for a ballot issue"

Following: the second "OR"

Insert: "physically"

23. Page 14, lines 27 and 28.

Strike: "MEASURE" on line 27 through "MEASURE" on line 28

Insert: "issue"

24. Page 16, line 7.

Following: "issue"

Insert: "**and statements**"

25. Page 16, line 8.

Strike: "statements --"

Following: "issue"

Insert: "and statements"

26. Page 16, line 13.

Following: "section"

Insert: "and shall determine whether the ballot statements comply with the requirements of this section"

27. Page 16, line 17.

Strike: "LEGISLATIVE SERVICES DIVISION shall prepare"

Insert: "attorney general shall, in reviewing the ballot statements, endeavor to seek out parties on both sides of the issue and obtain their advice. The attorney general shall review the ballot statements to determine if they contain the following matters"

28. Page 16, line 24.

Strike: "SEND"

Insert: "return"

29. Page 16, line 25.

Strike: "SECRETARY OF STATE"

Insert: "attorney general"

30. Page 16, line 26.

Strike: "LEGISLATIVE SERVICES DIVISION"

Insert: "attorney general"

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31. Page 17, line 26.

Strike: "LEGISLATIVE" through "SHALL"

Insert: "attorney general shall also"

Following: "state"

Insert: "the petitioner's"

32. Page 17, line 27.

Strike: "prepared pursuant to"

Insert: "that comply with the requirements of"

Strike: "and THE"

Insert: ". If the attorney general determines in writing that a ballot statement clearly does not comply with the requirements of this section, the attorney general shall prepare a statement that complies with the requirements of this section, forward that statement to the secretary of state as the approved statement, and provide a copy to the petitioner. The"

33. Page 18, line 1.

Strike: "LEGISLATIVE SERVICES DIVISION"

Insert: "attorney general"

Following: "has"

Insert: "approved or"

34. Page 18, line 5.

Strike: "LEGISLATIVE SERVICES DIVISION"

Insert: "attorney general"

35. Page 18, line 7.

Strike: "LEGISLATIVE SERVICES DIVISION"

Insert: "attorney general"

36. Page 18, line 10.

Strike: "LEGISLATIVE SERVICES DIVISION"

Insert: "attorney general"

37. Page 18, line 28.

Strike: "LEGISLATIVE SERVICES DIVISION"

Insert: "approved petitioner"

38. Page 18, line 30.

Strike: "formulated"

Insert: "approved"

Strike: "LEGISLATIVE SERVICES DIVISION"

Insert: "attorney general"

39. Page 19, line 8.

Following: "statement"

Insert: "petitioner"

Strike: "formulated"

Insert: "approved"

40. Page 19, line 8 through line 9.

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Strike: "LEGISLATIVE" on line 8 through "DIVISION" on line 9
Insert: "attorney general"

41. Page 19, line 18.

Strike: "LEGISLATIVE SERVICES DIVISION'S ballot statements"
Insert: "petitioner's ballot statements approved by the attorney general"

42. Page 19, line 27.

Strike: "LEGISLATIVE SERVICES DIVISION"
Insert: "attorney general"

43. Page 19, line 29.

Strike: "LEGISLATIVE SERVICES DIVISION"
Insert: "attorney general"

44. Page 20, line 8.

Strike: "LEGISLATIVE SERVICES DIVISION"
Insert: "attorney general"

45. Page 20, line 18.

Strike: "LEGISLATIVE SERVICES DIVISION"
Insert: "attorney general"

46. Page 20, line 21.

Strike: "LEGISLATIVE SERVICES DIVISION'S"
Insert: "petitioner's"
Following: "statements"
Insert: ", as approved by the attorney general,"

47. Page 23, line 16.

Strike: "LEGISLATIVE SERVICES DIVISION's"
Insert: "attorney general's"

For the Senate:

Williams, Chairman
Laible
Laslovich

For the House:

Everett, Chairman
Butcher
Kottel

FREE CONFERENCE COMMITTEE
on **House Bill 715**
Report No. 1, April 23, 2007

Mr. Speaker and Mr. President:

We, your Free Conference Committee met and considered **House Bill 715** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

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And, recommend that **House Bill 715** (reference copy -- salmon) be amended as follows:

1. Title, line 6.

Following: "PROJECTS"

Insert: "OR RENEWABLE RESOURCE RESEARCH AND DEVELOPMENT PROJECTS"

2. Page 1, line 29.

Following: "projects"

Insert: ", "

Strike: "or"

3. Page 1, line 30.

Following: "projects"

Insert: ", or renewable resource research and development projects"

4. Page 2, line 7.

Strike: "20%"

Insert: "30%"

5. Page 2, line 8.

Following: "development"

Insert: "or renewable resource research and development"

6. Page 2, line 10.

Following: "DEVELOPMENT"

Insert: "or renewable resource research and development"

7. Page 3, line 12.

Insert: "(11) For the purposes of this section: (a) "clean coal research and development" means research and development of projects that would advance the efficiency, environmental performance, and cost-competitiveness of using coal as an energy source well beyond the current level of technology used in commercial service;

(b) "renewable resource research and development" means research and development that would advance:

(i) the use of any of the sources of energy listed in 69-8-1003(6) to produce electricity; and

(ii) the efficiency, environmental performance, and cost competitiveness of using renewable resources as an energy source well beyond the current level of technology used in commercial service."

For the House:

Olson, Chairman
Driscoll
Himmelberger

For the Senate:

Wanzenried, Chairman
Gebhardt
Lind

CONFERENCE COMMITTEE
on Senate Amendments to **House Bill 160**
Report No. 1, April 24, 2007

Mr. Speaker and Mr. President:

We, your Conference Committee met and considered Senate amendments to **House Bill 160** (reference copy - salmon)

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and recommend this Conference Committee report be adopted.

And, recommend that **House Bill 160** (reference copy -- salmon) be amended as follows:

1. Page 1, line 12.

Strike: "\$446,987"

Insert: "\$822,774.07"

2. Page 1, line 13.

Following: "interest"

Insert: "plus interest"

3. Page 1, line 19.

Following: "interest"

Insert: "plus interest"

4. Page 1, line 22.

Strike: "\$5.40"

Insert: "\$5.94"

5. Page 1, line 23.

Strike: "\$14,242.87"

Insert: "\$14,500.19"

6. Page 1, line 24.

Strike: "\$737.95"

Insert: "\$761.97"

7. Page 1, line 25.

Strike: "\$5,881.98"

Insert: "\$6,060.68"

8. Page 1, line 26 through line 28.

Strike: lines 26 through 28 in their entirety

ReNUMBER: subsequent subsections

9. Page 1, line 29.

Strike: "STATE SPECIAL REVENUE FUND"

Strike: "\$9.26"

Insert: "\$10.40"

10. Page 1, line 30.

Strike: "STATE SPECIAL REVENUE FUND"

11. Page 2, line 1.

Strike: "\$17.06"

Insert: "\$19.24"

12. Page 2, line 2.

Following: "SCHOOLS"

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Insert: "common schools"
Strike: "STATE SPECIAL REVENUE FUND"

13. Page 2, line 3.
Strike: "CAPITOL LAND GRANT PROJECTS FUND ("
Following: "BUILDINGS"
Strike: ")"
Strike: "\$25,848.25"
Insert: "\$29,149.38"

14. Page 2, line 12.
Strike: "TRANSFERRED"
Insert: "appropriated"

15. Page 2, line 13.
Following: the first "SCHOOLS"
Insert: "common schools"
Strike: "STATE SPECIAL REVENUE FUND"

16. Page 2, line 14.
Following: line 13
Insert: "common schools"

For the House:

Musgrove, Chairman
Ripley
Stoker

For the Senate:

Wanzenried, Chairman
Hawks
Laible

MESSAGES FROM THE SENATE

House amendments to Senate bills concurred in: 4/23/2007
SB 130, introduced by Story
SB 222, introduced by Esp
SB 233, introduced by Elliott
SB 309, introduced by Balyeat
SB 436, introduced by Gebhardt
SB 486, introduced by Shockley
SB 518, introduced by Perry
SB 525, introduced by Elliott
SB 538, introduced by Elliott
SB 549, introduced by Story

Conference Committee Report No.1 adopted: 4/23/2007
SB 49, introduced by Esp
SB 147, introduced by Shockley
SB 365, introduced by Story

MOTIONS

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Representative Van Dyk moved **HB 426** be placed on second reading on Legislative Day 88 to consider the Governor's Amendments.

Motion, requiring a three-fifths vote, **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, Nooney, O'Hara, Olson, Peterson, Rice, Ripley, Sinrud, Sonju, Stahl, Stoker, Taylor, Vincent, Ward, Wells, Witte, Mr. Speaker.

Total 50

Excused: Ross.

Total 1

Absent or not voting: None.

Total 0

Representative Noonan moved to take **HJR 63** from the table in the Committee on Appropriations, be printed and placed on second reading on Legislative Day 88.

Motion, requiring a three-fifths vote, **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, Nooney, O'Hara, Olson, Peterson, Rice, Ripley, Sinrud, Sonju, Stahl, Stoker, Taylor, Vincent, Ward, Wells, Witte, Mr. Speaker.

Total 50

Excused: Ross.

Total 1

Absent or not voting: None.

Total 0

Representative Groesbeck moved to take **SB 235** from the table in the Committee on Appropriations, be printed and placed on second reading on Legislative Day 88.

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Motion, requiring a three-fifths vote, **failed**, as follows:

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

Total 51

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

Total 48

Excused: Ross.

Total 1

Absent or not voting: None.

Total 0

Majority Leader Lange moved that the Speaker be authorized to appoint a Conference Committee to meet with a like committee from the Senate to confer on **House Amendments** to **Senate Bill 316**, by Representative Elliott.

The Speaker appointed the following members:

Representative Mendenhall
Representative Lambert
Representative Jopek

There being no objections, so ordered.

Majority Leader Lange moved that the Speaker be authorized to appoint a Conference Committee to meet with a like committee from the Senate to confer on **House Amendments** to **Senate Bill 393**, by Representative Gillan.

The Speaker appointed the following members:

Representative Rice failed to concur in House amendments to **SB 316**, authorized the President to appoint the following Conference Committee, and requested that the House appoint a like committee to confer on **SB 316**:

Representative Hawk
Representative Jayne

There being no objections, so ordered.

Majority Leader Lange moved that the Speaker be authorized to dissolve the Conference Committee on **Senate Amendments** to **House Bill 592**, by Representative Wilson, and to appoint a **Free** Conference Committee.

The Speaker appointed the following members:

Representative McGillvray
Representative Klock

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Representative Wilson

There being no objections, so ordered.

REPORTS OF SELECT COMMITTEES

FREE CONFERENCE COMMITTEE

on **House Bill 829**

Report No. 1, April 24, 2007

Mr. Speaker and Mr. President:

We, your Free Conference Committee met and considered **House Bill 829** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **House Bill 829** (reference copy -- salmon) be amended as follows:

1. Title, lines 9 and 10.

Following: "ACCOUNT;" on line 9

Strike: remainder of line 9 through "VOIDNESS;" on line 10

2. Page 2, line 9.

Following: "the account."

Insert: "Up to \$650,000 each fiscal year of interest and earnings on the account must be deposited in the account."

3. Page 2, line 10.

Following: "only for"

Insert: ":

(a)"

4. Page 2, line 16.

Following: "Tribe"

Insert: "; and

(b) implementation of the water rights compact among the Blackfeet Tribe, the state, and the United States and any associated agreements as may be specified in the compact or agreements"

5. Page 2, line 17.

Following: "(3)"

Insert: "(a)"

6. Page 2, line 18 through line 19.

Following: "PURPOSES" on line 18

Strike: remainder of line 18 through "RESERVATION" on line 19

7. Page 2, line 20.

Following: line 19

Insert: "(b) The department may expend up to \$650,000 each fiscal year of the interest and income on the escrow account provided for in subsection (4)(b) for the purposes described in subsection (2)(b)."

8. Page 2, line 20.

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Following: "(4)"
Insert: "(a)"

9. Page 2, line 22.

Following: line 21

Insert: "(b) The amount of \$10 million in this account must be held in escrow. The department shall negotiate the terms of an escrow agreement."

10. Page 2, line 20.

Strike: "\$2.5"

Insert: "\$4.5"

Strike: "fund"

Insert: "account"

11. Page 3, line 16.

Following: "(1)"

Insert: "(a)"

12. Page 3, line 19.

Following: "(3)"

Insert: "(a)"

13. Page 3, line 20.

Following: line 19

Insert: "(b) Up to \$650,000 each fiscal year of the interest and income on the escrow account provided for in [section 2] is appropriated to the department for the purposes described in [section 2(2)(b)]."

14. Page 3, line 29 through line 30.

Strike: section 8 in its entirety

Renumber: subsequent sections

For the House:

L. Jones, Chairman
Augare
Barrett

For the Senate:

Laslovich, Chairman
Black
Juneau

CONFERENCE COMMITTEE
on Senate Amendments to **House Bill 304**
Report No. 1, April 24, 2007

Mr. Speaker and Mr. President:

We, your Conference Committee met and considered Senate amendments to **House Bill 304** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **House Bill 304** (reference copy -- salmon) be amended as follows:

1. Title, line 5 through line 7.

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Following: "ISSUES" on line 5

Strike: " " on line 5 through "MONTANA" on line 7

2. Title, line 9.

Strike: "APPROPRIATIONS"

Insert: "AN APPROPRIATION"

3. Page 12, line 28 through page 13, line 8.

Strike: subsection (3) in its entirety

For the House:

Furey, Chairman
Barrett
L. Jones

For the Senate:

Kaufmann, Chairman
Lind
Perry

FREE CONFERENCE COMMITTEE
on **Senate Bill 276**
Report No. 1, April 24, 2007

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered **Senate Bill 276** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **Senate Bill 276** (reference copy -- salmon) be amended as follows:

1. Page 1, line 22.

Following: "BY"

Insert: ":

(A)"

2. Page 1, line 23 through line 24.

Following: "PRODUCER"

Insert: ";

Strike: "by" on line 23 through "state." on line 24

Insert: "(B) a person licensed under Title 37, chapter 19, parts 3 and 4, if that person also is licensed as a life insurance producer in this state.

(d)"

3. Page 1, line 25.

Strike: "this"

4. Page 2, line 5 through line 8.

Strike: "AND" on line 5 through "." on line 8

Insert: "(b) the applicant may designate the beneficiary, including but not limited to a funeral director, mortician, mortuary, or undertaker, if the applicant has an insurable interest in the life of the insured; and

(c) subject to the provisions of [section 2] and this section, the beneficiary may use the proceeds for any purpose."

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5. Page 4, line 5 through line 6.

Strike: "WITH" on line 5 through "in" on line 6

Insert: "except as permitted by"

6. Page 9, line 2 through line 5.

Strike: "CLEARLY" on line 2 through "PURPOSE" on line 5

Insert: "comply with [section 1]"

7. Page 9, line 8.

Strike: "(4)"

Insert: "(5)"

For the Senate:

Steinbeisser, Chairman
Larson
M. Tropila

For the House:

Mendenhall, Chairman
Boggio
Reinhart

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Lange moved that the House adjourn until 9:00 a.m., Wednesday, April 25, 2007. Motion carried.

House adjourned at 2:45 p.m.

MARILYN MILLER
Chief Clerk of the House

SCOTT SALES
Speaker of the House