

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

Helena, Montana  
April 26, 2007

House Chambers  
State Capitol

House convened at 9:00 a.m. Mr. Speaker in the Chair. Invocation by Representative Stoker. Pledge of Allegiance to the Flag.

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

**REPORTS OF STANDING COMMITTEES**

**BILLS** (Jones, Chairman): 4/26/2007  
Correctly enrolled: **HJR 61**.  
Examined by the sponsor and found to be correct: **HJR 61, HB 368, HB 304, HB 715**.  
Signed by the Chief Clerk of the House at 4:15 p.m., April 25, 2007: **HB 831, HJR 59**.  
Signed by the President at 8:53 p.m., April 25, 2007: **HB 3, HB 39, HB 69, HB 155, HB 257, HB 330, HB 533, HB 687, HJR 50**.  
Signed by the President at 9:10 p.m., April 25, 2007: **HB 4, HB 6, HB 7, HB 8, HB 24, HB 49, HB 96, HB 131, HB 141, HB 195, HB 240, HB 278, HB 480, HB 488, HB 512, HB 536, HB 608, HB 616, HB 668, HB 823, HB 840, HJR 28**.  
Delivered to the Governor for approval at 12:00 p.m., April 26, 2007: **HB 3, HB 39, HB 69, HB 155, HB 257, HB 330, HB 533, HB 687, HB 4, HB 6, HB 7, HB 8, HB 24, HB 49, HB 96, HB 131, HB 141, HB 195, HB 240, HB 278, HB 480, HB 488, HB 512, HB 536, HB 608, HB 616, HB 668, HB 823, HB 840**.  
Delivered to the Secretary of State at 12:05 p.m., April 26, 2007: **HJR 50, HJR 28**.  
Correctly printed: **SJR 28**.  
Correctly enrolled: **HB 304, HB 368, HB 715**.

**EDUCATION** (L. Jore, Chairman): 4/25/2007  
**SJR 28**, be concurred in. Report adopted.

**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 304, Conference Committee Report No. 1**, passed as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, Branae, Butcher, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Heinert, Hendrick, Henry, Hiner, Hollenbaugh, Ingraham, Jacobson, L. Jones, W. Jones, Jopek, Keane, Kerns, Klock, Kottel, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McGillvray, McNutt, Morgan, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Rice, Ross, Sands, Sesso, Sinrud, Small-Eastman, Stahl, Stoker, Thomas, Van Dyk, Villa, Vincent, Ward, Wilmer, Wilson, Windy Boy, Wiseman, Mr. Speaker.  
Total 82

Noes: Blasdel, Boggio, Everett, Hawk, Hilbert, Himmelberger, Jore, Kasten, Koopman, Lake, Mendenhall, Milburn, Ripley, Sonju, Taylor, Wells, Witte.  
Total 17

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Voted Absentee: Ross, Aye.

Excused: None.  
Total 0

Absent or not voting: Jayne.  
Total 1

**HB 337, Conference Committee Report No. 1**, passed as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, Blasdel, Branae, Butcher, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Ebinger, Erickson, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hawk, Hendrick, Henry, Hilbert, Hiner, Hollenbaugh, Ingraham, Jacobson, L. Jones, W. Jones, Jopek, Keane, Kerns, Klock, Kottel, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McNutt, Milburn, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Ripley, Ross, Sands, Sesso, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wells, Wilmer, Wilson, Windy Boy, Wiseman.  
Total 83

Noes: Boggio, Dutton, Everett, Heinert, Himmelberger, Jore, Kasten, Koopman, Lake, McGillvray, Mendenhall, Morgan, Sinrud, Witte, Mr. Speaker.  
Total 15

Voted Absentee: Ross, Aye.

Excused: None.  
Total 0

Absent or not voting: Jayne, Rice.  
Total 2

**HB 462, Free Conference Committee Report No. 1**, passed as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Bergren, Bixby, Blasdel, Branae, Caferro, Callahan, Campbell, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Franklin, French, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hawk, Heinert, Hendrick, Henry, Hiner, Hollenbaugh, Ingraham, Jacobson, L. Jones, W. Jones, Jopek, Keane, Kottel, Lake, Lange, MacLaren, McAlpin, McChesney, Musgrove, Noonan, Nooney, Olson, Parker, Phillips, Pomnichowski, Raser, Reinhart, Ross, Sands, Sesso, Sinrud, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, Villa, Ward, Wells, Wilmer, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.  
Total 73

Noes: Becker, Boggio, Butcher, Clark, Everett, Furey, Hilbert, Himmelberger, Jore, Kasten, Kerns, Klock, Koopman, Lambert, Malcolm, McGillvray, McNutt, Mendenhall, Milburn, Morgan, O'Hara, Peterson, Ripley, Van Dyk, Vincent.  
Total 25

Voted Absentee: Ross, Aye.

Excused: None.  
Total 0

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Absent or not voting: Jayne, Rice.  
Total 2

**HB 715, Free Conference Committee Report No. 1,** passed as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, Blasdel, Boggio, Branae, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Franklin, French, Furey, Glaser, Grinde, Groesbeck, Hamilton, Hands, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, L. Jones, W. Jones, Jopek, Jore, Kasten, Keane, Kerns, Klock, Koopman, Kottel, Lake, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McGillvray, McNutt, Milburn, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Phillips, Pomnichowski, Raser, Reinhart, 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 91

Noes: Butcher, Everett, Gallik, Hawk, Mendenhall, Morgan, Peterson.  
Total 7

Voted Absentee: Ross, Aye.

Excused: None.  
Total 0

Absent or not voting: Jayne, Rice.  
Total 2

**HB 768, as amended by the Governor,** passed as follows:

Ayes: Ankney, Arntzen, 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, Hawk, Hendrick, Henry, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, L. Jones, W. Jones, Jopek, Keane, Kerns, Kottel, Lambert, Lange, MacLaren, McAlpin, McChesney, McGillvray, McNutt, Morgan, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Ross, Sands, Sesso, Small-Eastman, Stahl, Stoker, Thomas, Van Dyk, Villa, Vincent, Wilmer, Wilson, Windy Boy, Wiseman.  
Total 76

Noes: Beck, Blasdel, Boggio, Everett, Heinert, Hilbert, Jore, Kasten, Klock, Koopman, Lake, Malcolm, Mendenhall, Milburn, Ripley, Sinrud, Sonju, Taylor, Ward, Wells, Witte, Mr. Speaker.  
Total 22

Voted Absentee: Ross, Aye.

Excused: None.  
Total 0

Absent or not voting: Jayne, Rice.  
Total 2

**HB 829, Free Conference Committee Report No. 1,** passed as follows:

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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, Hawk, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Keane, Klock, Kottel, Lake, Lambert, Lange, MacLaren, McAlpin, McChesney, McNutt, Milburn, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Rice, Ross, Sands, Sesso, Small-Eastman, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wilmer, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.

Total 83

Noes: Beck, Blasdel, Boggio, Butcher, Everett, Jore, Kasten, Kerns, Koopman, Malcolm, McGillvray, Mendenhall, Ripley, Sinrud, Sonju, Wells.

Total 16

Voted Absentee: Ross, Aye.

Excused: None.

Total 0

Absent or not voting: Morgan.

Total 1

**SB 51, Free Conference Committee Report No. 1**, concurred in as follows:

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

Total 77

Noes: Blasdel, Boggio, Hawk, Hilbert, Himmelberger, Ingraham, Jore, Kasten, Kerns, Koopman, Lake, Lambert, Lange, McGillvray, Mendenhall, Peterson, Rice, Sonju, Stahl, Taylor, Vincent, Witte, Mr. Speaker.

Total 23

Voted Absentee: Ross, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 96, Conference Committee Report No. 1**, concurred in as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Becker, Bergren, Bixby, Blasdel, Branae, Butcher, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Everett, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Jacobson, L. Jones, W. Jones, Jopek, Kasten, Keane, Klock, Kottel, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McNutt, Milburn, Morgan, Musgrove, Noonan, Nooney, O'Hara,

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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, Mr. Speaker.

Total 86

Noes: Beck, Boggio, Hawk, Ingraham, Jayne, Jore, Kerns, Koopman, Lake, McGillvray, Mendenhall, Sinrud, Sonju, Witte.

Total 14

Voted Absentee: Ross, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 276, Free Conference Committee Report No. 1**, concurred in as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Bergren, Bixby, Blasdel, Boggio, Branae, Butcher, Caferro, 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, 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 93

Noes: Beck, Becker, Gallik, Kasten, Mendenhall, Sinrud, Sonju.

Total 7

Voted Absentee: Ross, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 115** concurred in as follows:

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

Total 87

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Noes: Boggio, Butcher, Everett, Himmelberger, Jore, Kasten, Kerns, Lake, Lambert, McGillvray, Mendenhall, Rice, Wells.

Total 13

Voted Absentee: Ross, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 161** concurred in as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, 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, 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 94

Noes: Blasdel, Boggio, Hilbert, Jore, Koopman, Mendenhall.

Total 6

Voted Absentee: Ross, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 166** concurred in as follows:

Ayes: Ankney, Arntzen, Augare, Beck, Bergren, Bixby, Caferro, Campbell, Cohenour, Cordier, Dickenson, Driscoll, Ebinger, French, Furey, Glaser, Grinde, Groesbeck, Henry, Hilbert, Hiner, Hollenbaugh, Jacobson, W. Jones, Jopek, Keane, Klock, Koopman, Kottel, Lange, McAlpin, McChesney, McNutt, Milburn, Noonan, O'Hara, Olson, Parker, Phillips, Pomnichowski, Reinhart, Sands, Sesso, Sinrud, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Ward, Wilmer, Wilson, Windy Boy, Wiseman, Witte.

Total 58

Noes: Barrett, Becker, Blasdel, Boggio, Branae, Butcher, Callahan, Clark, Dutton, Erickson, Everett, Franklin, Gallik, Hamilton, Hands, Hawk, Heinert, Hendrick, Himmelberger, Ingraham, Jayne, L. Jones, Jore, Kasten, Kerns, Lake, Lambert, MacLaren, Malcolm, McGillvray, Mendenhall, Morgan, Musgrove, Nooney, Peterson, Raser, Rice, Ripley, Ross, Vincent, Wells, Mr. Speaker.

Total 42

Voted Absentee: Ross, No.

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Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SB 273** concurred in as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, Blasdel, Branae, Butcher, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hawk, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, W. Jones, Jopek, 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, Ripley, Ross, Sesso, Sinrud, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wilmer, Wilson, Windy Boy, Wiseman.  
Total 87

Noes: Boggio, Everett, Heinert, Jore, Kasten, Kerns, Koopman, Malcolm, Mendenhall, Peterson, Wells, Witte, Mr. Speaker.  
Total 13

Voted Absentee: Ross, Aye.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SB 417** concurred in as follows:

Ayes: Ankney, Augare, Becker, Bixby, Blasdel, Branae, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Ebinger, Erickson, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Heinert, Hendrick, Henry, Hilbert, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Keane, Klock, Kottel, Lake, Lambert, MacLaren, Malcolm, McAlpin, McChesney, McNutt, Milburn, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Ross, Sands, Sesso, Small-Eastman, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wilmer, Wilson, Windy Boy, Wiseman.  
Total 75

Noes: Arntzen, Barrett, Beck, Bergren, Boggio, Butcher, Dutton, Everett, Hawk, Himmelberger, Jore, Kasten, Kerns, Koopman, McGillvray, Mendenhall, Morgan, Rice, Ripley, Sinrud, Sonju, Wells, Witte, Mr. Speaker.  
Total 24

Voted Absentee: Ross, Aye.

Excused: None.  
Total 0

Absent or not voting: Lange.  
Total 1

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**SJR 23** concurred in as follows:

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

Total 91

Noes: Blasdel, Butcher, Jayne, Mendenhall, Ripley, Ross, Taylor, Vincent, Windy Boy.

Total 9

Voted Absentee: Ross, No.

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 Hollenbaugh in the chair.

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

**HB 583** - Representative Bergren moved consideration of **HB 583** be passed for the day. Without objection, so ordered.

**HB 818 - Governor's Amendments** - Representative Taylor moved Governor's amendments to **HB 818** be **not** concurred in. Motion carried as follows:

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

Total 97

Noes: Windy Boy, Wiseman.

Total 2



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Voted Absentee: Ross, Aye.

Excused: None.  
Total 0

Absent or not voting: Mr. Speaker.  
Total 1

**SB 69** - Representative Sesso moved **SB 69** be concurred in. Motion carried 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, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Kasten, Keane, Kerns, Klock, Kottel, Lake, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McGillvray, McNutt, Milburn, Morgan, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Rice, Ripley, Ross, Sands, Sesso, Sinrud, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wilmer, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.  
Total 93

Noes: Barrett, Everett, Hawk, Jore, Koopman, Mendenhall, Wells.  
Total 7

Voted Absentee: Ross, Aye.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SB 25 - Conference Committee Report No. 1** - Representative Everett moved the Conference Committee report to **SB 25** 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, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wilmer, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.  
Total 97

Noes: Mendenhall.  
Total 1

Voted Absentee: Ross, Aye.

Excused: None.  
Total 0

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Absent or not voting: Stahl, Wells.  
Total 2

**SB 27 - Governor's Amendments** - Representative Stoker moved Governor's amendments to **SB 27** 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, 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: Mendenhall.  
Total 1

Voted Absentee: Ross, Aye.

Excused: None.  
Total 0

Absent or not voting: Lake.  
Total 1

**SB 103 - Conference Committee Report No. 1** - Representative Stahl moved the Conference Committee report to **SB 103** be adopted. Motion carried as follows:

Ayes: Ankney, Arntzen, Augare, Beck, Becker, Bergren, Bixby, Branae, Butcher, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hawk, Heinert, Hendrick, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Keane, Kerns, Klock, Kottel, Lake, Lange, MacLaren, Malcolm, McAlpin, McChesney, McNutt, Milburn, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Raser, Reinhart, Rice, Ross, Sands, Sesso, Sinrud, Small-Eastman, Sonju, Stahl, Stoker, Thomas, Van Dyk, Villa, Ward, Wilmer, Wilson, Windy Boy, Wiseman, Mr. Speaker.  
Total 82

Noes: Barrett, Blasdel, Boggio, Everett, Henry, Kasten, Koopman, Lambert, McGillvray, Mendenhall, Morgan, Pomnichowski, Ripley, Taylor, Vincent, Wells, Witte.  
Total 17

Voted Absentee: Ross, Aye.

Excused: None.  
Total 0

Absent or not voting: Jore.  
Total 1

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**SB 547 - Free Conference Committee Report No. 1** - Representative Sinrud moved the Free Conference Committee report to **SB 547** be adopted. 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, Everett, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hawk, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, L. Jones, 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 95

Noes: Caferro, Jayne, W. Jones, Jopek, Mendenhall.

Total 5

Voted Absentee: Ross, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 550 - Conference Committee Report No. 1** - Representative Rice moved the Conference Committee report to **SB 550** 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, 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: McGillvray, Mendenhall.

Total 2

Voted Absentee: Ross, Aye.

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

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Ayes: 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, Ingraham, Jacobson, 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, Sands, Sesso, Sinrud, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Ward, Wells, Wilmer, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.

Total 93

Noes: Jayne, Jore, Mendenhall.

Total 3

Excused: Ross.

Total 1

Absent or not voting: Ankney, Hollenbaugh, Vincent.

Total 3

Speaker Sales announced the House would recess until 10:15 a.m.

The House reconvened at 10:20. Mr. Speaker in the chair. All members present except Representative Ross, excused.

#### MOTIONS

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 **Senate Amendments to House Bill 818**, by Representative Taylor.

The Speaker appointed the following members:

Representative Taylor  
Representative Sinrud  
Representative Bergren

There being no objections, so ordered.

Majority Leader Lange moved that the Speaker be authorized to dissolve the Conference Committee on **House Amendments to Senate Bill 316**, by Representative Kasten, and to appoint a new **Free** Conference Committee.

The Speaker appointed the following members:

Representative Mendenhall  
Representative Lambert  
Representative Jopek

There being no objections, so ordered.

#### REPORTS OF SELECT COMMITTEES

CONFERENCE COMMITTEE  
on Senate Amendments to **House Bill 116**  
Report No. 1, April 25, 2007

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Mr. Speaker and Mr. President:

We, your Conference Committee met and considered Senate amendments to **House Bill 116** (reference copy - salmon) and recommend this Conference Committee report be adopted.

And, recommend that **House Bill 116** (reference copy -- salmon) be amended as follows:

1. Title, line 20.

**Following:** "DATE"

**Insert:** "AND A TERMINATION DATE"

2. Page 15, line 27.

**Following:** "submit"

**Strike:** ", as" through "17-7-111,"

**Insert:** "to the legislative finance committee"

**Following:** "complete"

**Insert:** "annual"

3. Page 15, line 29.

**Following:** "report"

**Insert:** "by September 15 following the end of the fiscal year"

4. Page 21, line 29 through page 22, line 1.

**Strike:** line 29 through page 22, line 1

5. Page 39, line 1 through line 3.

**Strike:** subsection (1) in its entirety

**Insert:** "(1) For the biennium beginning July 1, 2007, the department of administration shall transfer \$500,000 from the general fund as follows:

(a) \$346,145 to the orphan share fund as provided for in 75-10-743; and

(b) \$153,855 to the environmental contingency account as provided for in 75-1-1101."

6. Page 39, line 16.

**Following:** line 15

**Insert:** "NEW SECTION. **Section 33. Termination.** [Section 9] terminates June 30, 2009. "

For the House:

Ripley, Chairman

Jore

Witte

For the Senate:

Wanzenried, Chairman

Laible

M. Tropicola

Speaker Sales announced the House would stand in recess until 1:00.

House reconvened at 1:05. Mr. Speaker in the chair. All members present except Representative Ross, excused.

**REPORTS OF SELECT COMMITTEES**

CONFERENCE COMMITTEE

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on Senate Amendments to **House Bill 160**  
Report No. 2, April 26, 2007

Mr. Speaker and Mr. President:

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

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11. Page 2, line 1.

**Strike:** "\$17.06"

**Insert:** "\$19.24"

12. Page 2, line 2.

**Following:** "SCHOOLS"

**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:

Stoker, Chairman

Musgrove

Ripley

For the Senate:

Wanzenried, Chairman

Hawks

Laible

**FREE CONFERENCE COMMITTEE**

on **House Bill 592**

Report No. 1, April 25, 2007

Mr. Speaker and Mr. President:

We, your Free Conference Committee met and considered **House Bill 592** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **House Bill 592** (reference copy -- salmon) be amended as follows:

1. Page 1, line 14 through line 15.

**Following:** "signs." on line 14

**Strike:** remainder of line 14 through line 15

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For the House:

Wilson, Chairman  
Klock  
McGillvray

For the Senate:

Schmidt, Chairman  
Steinbeisser  
M. Tropa

**MESSAGES FROM THE SENATE**

**House bill** passed and transmitted to the House for concurrence: 4/25/2007  
**HB 368**, introduced by Himmelberger

**SB 316** - The Senate acceded to the request of the House, dissolved the Conference Committee on Senate amendments to **SB 316**, and authorized the President to appoint the following **Free** Conference Committee to confer on **SB 316**: 4/25/2007

Senator Elliott, Chair  
Senator Harrington  
Senator J. Peterson

Conference Committee Report No.1 adopted: 4/25/2007  
**SB 96, House amendments**, introduced by Williams  
**HB 304, Senate amendments**, introduced by Furey

**Free** Conference Committee Report No.1 adopted: 4/25/2007  
**HB 715**, introduced by Olson  
**SB 51**, introduced by Hawks  
**SB 118**, introduced by Cobb  
**SB 276**, introduced by Steinbeisser

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

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

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

**HB 116 - Conference Committee Report No. 1** - Representative Ripley moved the Conference Committee report to **HB 116** 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, Kasten, Keane, Kerns, Klock, Kottel, Lake, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McGillvray, McNutt, Milburn, Morgan, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Rice, Ripley, Ross, Sands, Sesso, 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: Jore, Koopman, Mendenhall.



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Total 3

Voted Absentee: Ross, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Morgan moved **SB 22** be concurred in.

Representative Keane moved for cloture. Motion carried as follows:

Ayes: Ankney, Arntzen, Barrett, Beck, Becker, Bixby, Blasdel, Boggio, Branae, Butcher, Callahan, Campbell, Clark, Cordier, Driscoll, Dutton, Ebinger, Erickson, Everett, Glaser, Grinde, Hands, Hawk, Heinert, Hendrick, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jayne, L. Jones, Jore, Kasten, Keane, Kerns, Klock, Koopman, Lake, Lambert, Lange, MacLaren, Malcolm, McChesney, McNutt, Mendenhall, Milburn, Morgan, Musgrove, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Raser, Rice, Ripley, Sinrud, Small-Eastman, Sonju, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wells, Wiseman, Witte, Mr. Speaker.

Total 73

Noes: Augare, Caferro, Cohenour, Dickenson, Franklin, French, Furey, Gallik, Groesbeck, Hamilton, Henry, Jacobson, W. Jones, Jopek, Kottel, McAlpin, McGillvray, Noonan, Pomnichowski, Reinhart, Sands, Sesso, Wilmer, Wilson, Windy Boy.

Total 25

Excused: Ross.

Total 1

Absent or not voting: Bergren.

Total 1

**SB 22** - The motion that **SB 22** be concurred in, carried as follows:

Ayes: Ankney, Arntzen, 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, L. Jones, W. Jones, Jopek, Keane, Kottel, Lambert, McAlpin, McChesney, McNutt, Morgan, Musgrove, Noonan, Olson, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Sands, Sesso, Small-Eastman, Stahl, Thomas, Van Dyk, Villa, Ward, Wilmer, Wilson, Windy Boy, Wiseman.

Total 61

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

Total 39

Voted Absentee: Ross, No.

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Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SB 205** - Representative Milburn moved **SB 205** be concurred in. Motion carried as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, Blasdel, Branae, Caferro, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Everett, Franklin, French, Furey, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hawk, Heinert, Hendrick, Henry, Hilbert, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Keane, Klock, Koopman, Kottel, Lake, Lange, MacLaren, Malcolm, McAlpin, McChesney, McGillvray, McNutt, Milburn, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Reinhart, Rice, Ripley, Ross, Sands, Sesso, Sinrud, Small-Eastman, Sonju, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wilmer, Wilson, Wiseman, Witte, Mr. Speaker.  
Total 85

Noes: Boggio, Butcher, Callahan, Gallik, Himmelberger, Jore, Kasten, Kerns, Lambert, Mendenhall, Morgan, Raser, Stahl, Wells.  
Total 14

Voted Absentee: Ross, Aye.

Excused: None.  
Total 0

Absent or not voting: Windy Boy.  
Total 1

**SJR 26** - Representative Nooney moved **SJR 26** be concurred in. Motion carried as follows:

Ayes: Ankney, Augare, Beck, Becker, Bergren, Bixby, Branae, Caferro, Callahan, Campbell, Cohenour, Cordier, Dickenson, Driscoll, Ebinger, Erickson, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Henry, Hilbert, Hiner, Hollenbaugh, Jacobson, L. Jones, W. Jones, Jopek, Keane, Klock, Kottel, MacLaren, McAlpin, McChesney, Musgrove, Noonan, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Sands, Sesso, Small-Eastman, Sonju, Thomas, Van Dyk, Villa, Wilmer, Wilson, Windy Boy, Wiseman.  
Total 60

Noes: Arntzen, Barrett, Blasdel, Boggio, Butcher, Clark, Dutton, Everett, Hawk, Heinert, Hendrick, Himmelberger, Ingraham, Jayne, Jore, Kasten, Kerns, Koopman, Lake, Lambert, Lange, Malcolm, McGillvray, McNutt, Mendenhall, Milburn, Morgan, Nooney, Rice, Ripley, Ross, Sinrud, Stahl, Stoker, Taylor, Vincent, Ward, Wells, Witte, Mr. Speaker.  
Total 40

Voted Absentee: Ross, No.

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

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

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

Total 89

Noes: Hendrick, Himmelberger, Jore, Koopman, Mendenhall.

Total 5

Excused: Ross.

Total 1

Absent or not voting: French, Nooney, Sinrud, Sonju, Stahl.

Total 5

**MOTIONS**

Representative Bergren moved to bring **SB 155, SB 142, SB 220, HB 426, HB 819, HB 820, HB 833, and HB 515** from the Speaker's desk and be placed on second reading. Representative Bergren withdrew his motion.

Representative Bergren moved to suspend the rules to have **SB 69** placed on third reading of bills this day. Without objections, so ordered.

**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:

**SB 69** 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, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, 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, Sands, Sesso, Sinrud, Small-Eastman, Sonju, Stahl, Stoker, Thomas, Van Dyk, Villa, Ward, Wilmer, Wilson, Windy Boy, Wiseman, Witte.  
Total 86

Noes: Barrett, Everett, Hawk, Himmelberger, Jore, Kasten, Koopman, Mendenhall, Ripley, Taylor, Vincent, Wells, Mr. Speaker.

Total 13

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Excused: Ross.  
Total 1

Absent or not voting: None.  
Total 0

Speaker Sales announced the House would be in recess until 5:00 p.m.

House reconvened at 5:00. Speaker in the chair. All members present except for Representative Ross, excused.

**REPORTS OF SELECT COMMITTEES**

**FREE CONFERENCE COMMITTEE**  
on **Senate Bill 316**  
Report No. 1, April 26, 2007

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered **Senate Bill 316** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **Senate Bill 316** (reference copy -- salmon) be amended as follows:

1. Title, line 9.

**Following:** "AN"

**Insert:** "IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE"

2. Page 3, line 20.

**Insert:** "COORDINATION SECTION. **Section 2. Coordination instruction.** If House Bill No. 488 and [this act] are both passed and approved, then [section 2] of House Bill No. 488 relating to the appropriation for the study of the revaluation of certain property, including agricultural land, must read as follows:

"NEW SECTION. **Section 2. Appropriation.** There is appropriated \$50,000 from the general fund to the legislative services division for the 2009 biennium for the operating expenses and personnel expenses related to the study required by [section 1] of House Bill No. 488."

**Insert:** "NEW SECTION. **Section 3. Effective date.** [This act] is effective on passage and approval."

**Renumber:** subsequent section

3. Page 3, line 21.

**Following:** "Applicability"

**Insert:** "-- retroactive applicability"

4. Page 3, line 25.

**Following:** "applies"

**Insert:** "retroactively, within the meaning of 1-2-109,"

For the Senate:

Elliott, Chairman  
Harrington  
J. Peterson

For the House:

Mendenhall, Chairman  
Jopek  
Lambert

**MESSAGES FROM THE GOVERNOR**

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April 26, 2007

The Honorable Scott Sales  
Speaker of the House  
State Capitol  
Helena, MT 59620

The Honorable Mike Cooney  
President of the Senate  
State Capitol  
Helena, MT 59620

Dear Speaker Sales and President Cooney:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return with amendments House Bill (HB) 683, "AN ACT PROVIDING THAT A FULL GUARDIAN MAY NOT CONSENT TO THE WITHHOLDING OR WITHDRAWAL OF LIFE SUSTAINING TREATMENT OR TO A DO NOT RESUSCITATE ORDER IF THE GUARDIAN DOES NOT HAVE CONSENT AUTHORITY PURSUANT TO THE MONTANA RIGHTS OF THE TERMINALLY ILL ACT, THE LAWS PROVIDING FOR DO NOT RESUSCITATE ORDERS, OR A COURT ORDER; AND AMENDING SECTIONS 50-9-106 AND 72-5-321, MCA."

HB 683 codifies current practice that a guardian of an incapacitated person may not withhold or withdraw life sustaining treatment absent a legal written advanced directive under the Montana Rights of the Terminally Ill Act and the do not resuscitate provisions of Montana law. HB 683 clarifies that absent a written directive, the guardian must petition a court for permission to withdraw treatment. My proposed amendment is intended to clarify that the standard employed by the court when acting on a petition under the guardianship laws is the same as the standard the court employs under the Montana Rights of the Terminally Ill Act.

I have discussed my proposed amendment with the sponsor of the bill, Representative Reinhart, who has expressed her support.

Sincerely,

BRIAN SCHWEITZER  
GOVERNOR

cc: Legislative Services Division

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

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

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

**HB 592 - Free Conference Committee Report No. 1** - Representative Wilson moved the Free Conference Committee report to **HB 592** be adopted. Motion carried as follows:

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Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, Blasdel, Boggio, Branae, Butcher, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Franklin, French, Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Hawk, Heinert, Hendrick, Henry, Hilbert, Himmelberger, Hiner, Hollenbaugh, Ingraham, Jacobson, Jayne, L. Jones, W. Jones, Jopek, Kasten, Keane, Kerns, Klock, Kottel, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McGillvray, McNutt, Milburn, Morgan, Musgrove, Noonan, Nooney, 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 91

Noes: Everett, Jore, Koopman, Lake, Mendenhall, O'Hara, Sinrud, Witte, Mr. Speaker.

Total 9

Voted Absentee: Ross, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 160 - Conference Committee Report No. 1** - Representative Stoker moved the Conference Committee report to **HB 160** 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, Kasten, Keane, Kerns, Klock, Kottel, Lake, Lambert, Lange, MacLaren, Malcolm, McAlpin, McChesney, McGillvray, McNutt, Milburn, Morgan, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Rice, Ripley, Ross, Sands, Sesso, 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: Jore, Koopman, Mendenhall.

Total 3

Voted Absentee: Ross, Aye.

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 Hollenbaugh 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, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, Everett, Franklin, French,

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Furey, Gallik, Glaser, Grinde, Groesbeck, Hamilton, Hands, Heinert, Hendrick, Henry, Himmelberger, Hiner, Ingraham, Jacobson, Jayne, W. Jones, Jopek, Kasten, Kerns, Kottel, Lake, Lambert, Malcolm, McAlpin, McGillvray, McNutt, Milburn, Morgan, Musgrove, Noonan, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Rice, Ripley, Sands, Sesso, Sinrud, Small-Eastman, Stahl, Stoker, Taylor, Thomas, Van Dyk, Villa, Vincent, Ward, Wells, Wilmer, Wilson, Windy Boy, Wiseman, Witte, Mr. Speaker.  
Total 84

Noes: Jore, Koopman, Sonju.  
Total 3

Excused: Ross.  
Total 1

Absent or not voting: Butcher, Hawk, Hilbert, Hollenbaugh, L. Jones, Keane, Klock, Lange, MacLaren, McChesney, Mendenhall, Nooney.  
Total 12

Speaker Sales announced the House would stand at recess until 8:00 p.m.

House reconvened at 8:00 p.m. Mr. Speaker in the chair. All members present except Representative Ross, excused.

**MESSAGES FROM THE SENATE**

**House amendments to Senate bill** concurred in: 4/26/2007

**SB 524**, introduced by Wanzenried

**HB 828**, introduced by Olson. **HB 828** concurred in as amended and returned to the House for concurrence in Senate amendments: This amended bill was returned after the deadline for Revenue Bills. Joint rule 40-200 requires a two-thirds vote for the bill to be considered by the receiving house. 4/26/2007

**House bill** concurred in and returned to the House: 4/26/2007

**HB 577**, introduced by Caferro

House **joint resolutions** concurred in and returned to the House: 4/26/2007

**HJR 47**, introduced by French

**HJR 48**, introduced by MacLaren

**HJR 52**, introduced by Dickenson

**HJR 57**, introduced by Jopek

Conference Committee Report No. 1 adopted: 4/26/2007

**HB 337**, introduced by Cohenour

**Free** Conference Committee Report No.1 adopted: 4/26/2007

**HB 462**, introduced by Sands

**HB 829**, introduced by L. Jones

**HB 818** - The Senate acceded to the request of the House and authorized the President to appoint the following Conference Committee to meet with a like committee from the House to confer on **HB 818**:

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4/26/2007

Senator Larson, Chair  
Senator Laible  
Senator Wanzenried

**MESSAGES FROM THE GOVERNOR**

April 26, 2007

The Honorable Scott Sales  
Speaker of the House  
State Capitol  
Helena, MT 59620

The Honorable Mike Cooney  
President of the Senate  
State Capitol  
Helena, MT 59620

Dear Speaker Sales and President Cooney:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return with amendments House Bill (HB) 406, "AN ACT EXPANDING ACCESS TO HEALTH CARE SERVICES BY ESTABLISHING A GRANT PROGRAM FOR COMMUNITY HEALTH CENTERS; CREATING AN ADVISORY GROUP; REQUIRING A REPORT TO THE LEGISLATURE; TRANSFERRING GENERAL FUND MONEY; PROVIDING AN APPROPRIATION; AND PROVIDING AN EFFECTIVE DATE."

HB 406 establishes a grant program for local community health centers, to be administered by the Department of Public Health and Human Services (DPHHS). The bill appropriates \$650,000 from the general fund for each year of the biennium to DPHHS to be allocated to communities. However, the bill neglects to direct any appropriations to DPHHS for the costs incurred in administering the program, such as setting up the program, establishing a grant process, determining federal eligibility requirements, staffing the advisory committee established in the bill, or paying the travel and reimbursement expenses of the advisory committee.

My proposed amendment authorizes DPHHS to spend up to .5% of the amount appropriated to cover its administrative expenses.

Sincerely,

BRIAN SCHWEITZER  
GOVERNOR

cc: Legislative Services Division

Democratic Caucus Leader Villa announced the Democrats would caucus. Majority Leader Lange announced the Republicans would stand at ease.

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

Majority Leader Lange moved the House resolve itself into a Committee of the Whole for consideration of business



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on second reading. Motion carried. Representative Hollenbaugh in the chair.

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

**HB 683 - Governor's Amendments** - Representative Reinhart moved Governor's amendments to **HB 683** be concurred in. Motion carried as follows:

Ayes: Arntzen, Augare, 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, Heinert, Hendrick, Henry, Hiner, Hollenbaugh, Jacobson, L. Jones, W. Jones, Jopek, Keane, Klock, Kottel, MacLaren, Malcolm, McAlpin, McChesney, McNutt, Milburn, Musgrove, Noonan, Nooney, O'Hara, Olson, Parker, Peterson, Phillips, Pomnichowski, Raser, Reinhart, Ross, Sands, Sesso, Small-Eastman, Stahl, Stoker, Thomas, Van Dyk, Villa, Vincent, Ward, Wilmer, Wilson, Windy Boy, Wiseman.

Total 71

Noes: Barrett, Beck, Blasdel, Boggio, Everett, Hawk, Hilbert, Himmelberger, Ingraham, Jayne, Jore, Kasten, Kerns, Koopman, Lake, Lambert, Lange, McGillvray, Mendenhall, Morgan, Rice, Ripley, Sinrud, Sonju, Taylor, Wells, Witte, Mr. Speaker.

Total 28

Voted Absentee: Ross, Aye.

Excused: None.

Total 0

Absent or not voting: Ankney.

Total 1

**SB 316 - Free Conference Committee Report No. 1** - Representative Lambert moved the Free Conference Committee report to **SB 316** be adopted. Motion carried as follows:

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Becker, Bergren, Bixby, Blasdel, Branae, Butcher, Caferro, Callahan, Campbell, Clark, Cohenour, Cordier, Dickenson, Driscoll, Dutton, Ebinger, Erickson, 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, 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 96

Noes: Boggio, Gallik, Jore, Mendenhall.

Total 4

Voted Absentee: Ross, Aye.

Excused: None.

Total 0

Absent or not voting: None.

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Total 0

Majority Leader Lange moved the committee rise and report. Representative Bergren made a **substitute motion** that the committee rise and report progress and to beg leave sit again. 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, 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

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

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

Total 50

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

Total 49

Excused: Ross.

Total 1

Absent or not voting: None.

Total 0

Majority Leader Lange moved the Committee of the Whole report be adopted.

Ayes: Ankney, Arntzen, Augare, Barrett, Beck, Bergren, Blasdel, Boggio, Butcher, Caferro, Clark, Cohenour, Cordier, Dutton, Ebinger, Erickson, Everett, Franklin, Gallik, Glaser, Groesbeck, Hawk, Hendrick, Hilbert,

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Himmelberger, Ingraham, L. Jones, W. Jones, Kasten, Kerns, Klock, Kottel, Lake, Lambert, Lange, MacLaren, Malcolm, McAlpin, McGillvray, McNutt, Milburn, Morgan, Nooney, O'Hara, Olson, Parker, Peterson, Pomnichowski, Reinhart, Rice, Ripley, Sinrud, Sonju, Stahl, Stoker, Taylor, Villa, Vincent, Ward, Wells, Wilmer, Wiseman, Witte, Mr. Speaker.

Total 64

Noes: Becker, Bixby, Branae, Callahan, Campbell, Dickenson, French, Furey, Grinde, Hamilton, Hands, Henry, Hiner, Jacobson, Jayne, Jopek, Keane, McChesney, Mendenhall, Musgrove, Noonan, Phillips, Raser, Sands, Sesso, Small-Eastman, Thomas, Van Dyk, Wilson, Windy Boy.

Total 30

Excused: Ross.

Total 1

Absent or not voting: Driscoll, Heinert, Hollenbaugh, Jore, Koopman.

Total 5

**MOTIONS**

Representative Bergren moved to bring **SB 155, SB 142, SB 220, HB 426, HB 819, HB 820, HB 833, HB 515, SB 531** from the Speaker's desk and placed on second reading.

Majority Leader Lange moved to divide the question. Motion carried as follows:

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

Total 50

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

Total 49

Excused: Ross.

Total 1

Absent or not voting: None.

Total 0

Representative Noonan moved to bring **HB 820** from the Speaker's desk and placed on second reading on Legislative Day 90. 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, 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.

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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 McAlpin moved to bring **HB 833** from the Speaker's desk and placed on second reading on Legislative Day 90.

Representative McAlpin moved to withdraw his motion to bring **HB 833** from the Speaker's desk.

Representative McAlpin moved to reconsider action taken to table **HB 833** and bring it back to the floor. 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, 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 Erickson moved to bring **SB 220** from the Speaker's desk and placed on second reading on Legislative Day 90. 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, 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

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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 French moved to bring **SB 142** from the Speaker's desk and placed on second reading on Legislative Day 90. 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, 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 Hiner moved to bring **SB 155** from the Speaker's desk and placed on second reading on Legislative Day 90. Motion passed 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, Parker, Phillips, Pomnichowski, Raser, Reinhart, Sands, Sesso, Small-Eastman, Thomas, Van Dyk, Villa, Wilmer, Wilson, Windy Boy, Wiseman.  
Total 50

Noes: Ankney, Arntzen, Barrett, Beck, Blasdel, Boggio, Butcher, Clark, 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, Sinrud, Sonju, Stahl, Stoker, Taylor, Vincent, Ward, Wells, Witte, Mr. Speaker.  
Total 49

Excused: Ross.

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Total 1

Absent or not voting: None.

Total 0

Representative Campbell moved to bring **HB 819** from the Speaker's desk and placed on second reading on Legislative Day 90. 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, Jopek, Keane, Kottel, McAlpin, McChesney, Musgrove, Noonan, Parker, Phillips, Pomnichowski, Raser, Reinhart, Sands, Small-Eastman, Thomas, Van Dyk, Villa, Wilmer, Wilson, Windy Boy, Wiseman.

Total 48

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: Sesso.

Total 1

Representative Sesso moved to bring **SB 531** from the table in the Committee on Business and Labor, have it printed and placed on second reading on Legislative Day 90. 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, 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

Deans of the Legislature, Representative Franklin and Representative Glaser, thanked Speaker Sales for his work during the session and presented him with a gift.

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**ANNOUNCEMENTS**

Committee meetings were announced by the committee chairs.

Majority Leader Lange moved that the House adjourn until 1:00 p.m., Friday, April 27, 2007. Motion carried.

House adjourned at 9:40 p.m.

MARILYN MILLER  
Chief Clerk of the House

SCOTT SALES  
Speaker of the House