

**HOUSE JOURNAL  
61ST LEGISLATURE  
SEVENTY-SEVENTH LEGISLATIVE DAY**

Helena, Montana  
April 8, 2009

House Chambers  
State Capitol

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

Roll Call. All members present. Quorum present.

**REPORTS OF SELECT COMMITTEES**

CONFERENCE COMMITTEE  
on **Senate Bill 48**  
Report No. 1, April 7, 2009

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered House amendments to **Senate Bill 48** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that House amendments to **Senate Bill 48** (reference copy -- salmon) be accepted by the Senate.

For the Senate:

Essmann, Chairman  
Tutvedt  
Gillan

For the House:

Pomnichowski, Chairman  
Lake  
Blasdel  
Wiseman

**FREE CONFERENCE COMMITTEE**  
on **Senate Bill 427**  
Report No. 1, April 8, 2009

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered **Senate Bill 427** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **Senate Bill 427** (reference copy -- salmon) be amended as follows:

1. Title, page 1, line 7.

**Strike:** "PROVISIONS"

**Insert:** "A PROVISION"

**Strike:** "EVIDENCE AND"

2. Page 1, line 13.

**Strike:** "6"

**Insert:** "5"

3. Page 1, line 15.

**Strike:** "6"

**Insert:** "5"

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4. Page 1, line 18.

**Strike:** "6"

**Insert:** "5"

5. Page 2, line 14.

**Strike:** "6"

**Insert:** "5"

6. Page 2, line 28 through page 3, line 5.

**Strike:** section 5 in its entirety

**Renumber:** subsequent sections

7. Page 3, line 18.

**Strike:** "6"

**Insert:** "5"

8. Page 3, line 20.

**Strike:** "6"

**Insert:** "5"

For the Senate:

Laslovich, Chairman  
Story  
McGee

For the House:

A. Noonan, Chairman  
Belcourt  
Vincent  
Milburn

**MESSAGES FROM THE SENATE**

**House amendments to Senate bills** concurred in:

4/7/2009

**SB 8**, introduced by Hansen

**SB 32**, introduced by Barkus

**SB 281**, introduced by Shockley

**SB 286**, introduced by T. Brown

**SB 349**, introduced by Tutvedt

**SB 442**, introduced by Laslovich

**SB 306** - The Senate failed to concur in House amendments to **SB 306**, authorized the President to appoint the following Conference Committee, and requested that the House appoint a like committee to confer on House amendments to **SB 306**:

4/7/2009

Senator Esp, Chair  
Senator Barkus  
Senator Erickson

**SB 457** - The Senate failed to concur in House amendments to **SB 457**, authorized the President to appoint the following Conference Committee, and requested that the House appoint a like committee to confer on House amendments to **SB 457**:

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4/7/2009

Senator Esp, Chair  
Senator Branae  
Senator Black

**SB 427** - The Senate failed to concur in House amendments to **SB 427**, authorized the President to appoint the following **Free** Conference Committee, and requested that the House appoint a like committee to confer on **SB 427**:  
4/7/2009

Senator Laslovich, Chair  
Senator McGee  
Senator Story

**House bill** concurred in and returned to the House: 4/7/2009

**HB 653**, introduced by Pomnichowski

**House joint resolution** concurred in and returned to the House: 4/7/2009

**HJR 30**, introduced by Himmelberger

**HB 486** - 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 Senate amendments to **HB 486**:  
4/8/2009

Senator Gillan, Chair  
Senator Esp  
Senator Tutvedt

**HB 602** - The Senate acceded to the request of the House and authorized the President to appoint the following **Free** Conference Committee to meet with a like committee from the House to confer on **HB 602**:  
4/7/2009

Senator Shockley, Chair  
Senator Brenden  
Senator J. Tropila

**Free** Conference Committee Report No. 1 adopted: 4/7/2009

**SB 79**, introduced by Juneau

**Governor's amendments** to **Senate bill** concurred in and returned to the House: 4/7/2009

**SB 18**, introduced by Wanzenried

**MESSAGES FROM THE GOVERNOR**

April 1, 2009

The Honorable Bob Bergren  
Speaker of the House  
State Capitol

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Helena, Montana 59620

Dear Representative Bergren:

As a matter of clarification and correction, please note **House Bill 283** sponsored by Representative Himmelberger was signed on April 1, 2009. It was delivered to the Office of the Secretary of State.

Sincerely,

BRIAN SCHWEITZER  
Governor

April 6, 2009

The Honorable Bob Bergren  
Speaker of the House  
State Capitol  
Helena, Montana 59620

Dear Representative Bergren:

Please be informed that I have signed the following bills:

04/06/2009

**House Bill 21** sponsored by Representative Dickenson,  
**House Bill 54** sponsored by Representative Ingraham,  
**House Bill 58** sponsored by Representative Ingraham,  
**House Bill 146** sponsored by Representative MacLaren,  
**House Bill 155** sponsored by Representative Pomnichowski,  
**House Bill 193** sponsored by Representative Augare et al.,  
**House Bill 214** sponsored by Representative MacDonald et al.,  
**House Bill 307** sponsored by Representative Roberts,  
**House Bill 372** sponsored by Representative Wilmer et al.,  
**House Bill 387** sponsored by Representative Reichner,  
**House Bill 621** sponsored by Representative Wilson,  
**House Bill 623** sponsored by Representative Milburn,  
**Senate Bill 74** sponsored by Representative Laible,  
**Senate Bill 111** sponsored by Representative Ripley,  
**Senate Bill 143** sponsored by Representative Laible,  
**Senate Bill 185** sponsored by Representative Balyeat et al.,  
**Senate Bill 188** sponsored by Representative Balyeat et al.,  
**Senate Bill 209** sponsored by Representative Laslovich,  
**Senate Bill 250** sponsored by Representative Wanzenried,  
**Senate Bill 273** sponsored by Representative Laslovich,  
**Senate Bill 340** sponsored by Representative Laslovich,  
**Senate Bill 341** sponsored by Representative Laslovich,  
**Senate Bill 395** sponsored by Representative Gebhardt.

Sincerely,

BRIAN SCHWEITZER

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Governor

Rep. Phillips announced that the House Democrats will caucus.

Rep. Mendenhall announced that the House Republicans will stand at ease until 1:20 p.m.

The House recessed at 1:09 p.m.

The House came to order at 1:38 p.m.

**FIRST READING AND COMMITMENT OF BILLS**

The following House joint resolutions were introduced, read first time, and referred to committees:

**HJR 37**, introduced by Arntzen, referred to Taxation.

**HJR 38**, introduced by Ingraham, referred to Local Government.

The following House resolution was introduced, read first time, and referred to committee:

**HR 3**, introduced by More, referred to Judiciary.

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

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

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

**HB 418 - Governor's Amendments** - Representative Butcher moved Governor's amendments to **HB 418** be **not** concurred in. Motion carried as follows:

Yeas: Ankney, Arntzen, Augare, Bean, B. Beck, Belcourt, Bennett, Berry, Blasdel, Boniek, Brown, Butcher, Caferro, Campbell, Cohenour, Getz, Glaser, Hawk, Hendrick, Himmelberger, Hiner, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kasten, Kerns, Klock, Lake, MacLaren, McChesney, McGillvray, McNutt, Mendenhall, Milburn, Miller, More, Morgan, Nooney, O'Hara, Peterson, Randall, Regier, Reichner, Roberts, Sales, Smith, Sonju, Stahl, Stoker, Taylor, Vance, Villa, Vincent, Wagner, Warburton, Washburn, Welborn.  
Total 59

Nays: Barrett, P. Beck, Becker, Blewett, Boland, Boss Ribs, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Grinde, Hamilton, Hands, Henry, Hollenbaugh, Hunter, Jopek, Kottel, MacDonald, Malek, McAlpin, McClafferty, Mehlhoff, Menahan, A. Noonan, P. Noonan, Pease-Lopez, Phillips, Pomnichowski, Reinhart, Roundstone, Sands, Sesso, Steenson, Van Dyk, Wilmer, Wilson, Wiseman, Mr. Speaker.  
Total 41

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

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**HB 228 - Conference Committee Report No. 1** - Representative Kerns moved the Conference Committee report to **HB 228** be adopted. Motion carried as follows:

Yeas: Ankney, Arntzen, Augare, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, Blasdel, Blewett, Boland, Boniek, Brown, Butcher, Campbell, Cohenour, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hawk, Hendrick, Himmelberger, Hiner, Hollandsworth, Hoven, Howard, Hunter, Ingraham, Jones, Jopek, Kasten, Kerns, Klock, Kottel, Lake, MacLaren, McAlpin, McChesney, McGillvray, McNutt, Mehlhoff, Menahan, Mendenhall, Milburn, Miller, More, Morgan, A. Noonan, P. Noonan, Nooney, O'Hara, Peterson, Randall, Regier, Reichner, Roberts, Roundstone, Sales, Sands, Sesso, Smith, Sonju, Stahl, Steenson, Stoker, Taylor, Vance, Van Dyk, Vincent, Wagner, Warburton, Washburn, Welborn, Mr. Speaker.

Total 80

Nays: Barrett, Boss Ribs, Caferro, Dickenson, Driscoll, Hamilton, Hands, Henry, Hollenbaugh, MacDonald, Malek, McClafferty, Pease-Lopez, Phillips, Pomnichowski, Reinhart, Villa, Wilmer, Wilson, Wiseman.

Total 20

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 622 - Conference Committee Report No. 1** - Representative Himmelberger moved the Conference Committee report to **HB 622** be adopted. Motion carried as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, Blasdel, Blewett, Boland, Boniek, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk, Hendrick, Henry, Himmelberger, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jones, Jopek, Kasten, Kerns, Klock, Kottel, Lake, MacDonald, MacLaren, Malek, McAlpin, McChesney, McClafferty, McGillvray, McNutt, Mehlhoff, Menahan, Mendenhall, Milburn, Miller, More, A. Noonan, P. Noonan, Nooney, O'Hara, Pease-Lopez, Peterson, Phillips, Pomnichowski, Randall, Regier, Reichner, Reinhart, Roberts, Roundstone, Sales, Sands, Sesso, Smith, Sonju, Stahl, Steenson, Stoker, Taylor, Vance, Van Dyk, Vincent, Wagner, Warburton, Washburn, Welborn, Wilmer, Wilson, Wiseman.

Total 97

Nays: Morgan, Villa, Mr. Speaker.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 73 - Conference Committee Report No. 1** - Representative Pomnichowski moved the Conference Committee report to **SB 73** be adopted. Motion carried as follows:

Yeas: Arntzen, Augare, Barrett, B. Beck, P. Beck, Becker, Belcourt, Bennett, Blewett, Boland, Boniek, Boss Ribs, Brown, Butcher, Caferro, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Henry, Himmelberger, Hiner, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jones, Kerns,

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Klock, Kottel, MacDonald, MacLaren, Malek, McAlpin, McChesney, McClafferty, McGillvray, McNutt, Mehlhoff, Menahan, Mendenhall, Milburn, Morgan, A. Noonan, P. Noonan, Nooney, O'Hara, Pease-Lopez, Phillips, Pomnichowski, Randall, Reichner, Reinhart, Roberts, Roundstone, Sales, Sands, Sesso, Sonju, Stahl, Steenson, Taylor, Vance, Van Dyk, Villa, Vincent, Washburn, Wilmer, Wilson, Wiseman.  
Total 79

Nays: Ankney, Bean, Berry, Blasdel, Hawk, Hendrick, Hollandsworth, Jopek, Kasten, Lake, Miller, More, Peterson, Regier, Smith, Stoker, Wagner, Warburton, Welborn, Mr. Speaker.  
Total 20

Excused: None.  
Total 0

Absent or not voting: Campbell.  
Total 1

**SB 108 - Conference Committee Report No. 1** - Representative Menahan moved the Conference Committee report to **SB 108** be adopted. Motion carried as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, Blasdel, Blewett, Boland, Boniek, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk, Hendrick, Henry, Himmelberger, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jones, Jopek, Kasten, Kerns, Klock, Kottel, Lake, MacDonald, MacLaren, Malek, McAlpin, McChesney, McClafferty, McGillvray, McNutt, Mehlhoff, Menahan, Mendenhall, Milburn, Miller, More, Morgan, A. Noonan, P. Noonan, Nooney, O'Hara, Pease-Lopez, Peterson, Phillips, Pomnichowski, Randall, Regier, Reichner, Reinhart, Roberts, Roundstone, Sales, Sands, Sesso, Smith, Sonju, Stahl, Steenson, Stoker, Taylor, Vance, Van Dyk, Villa, Vincent, Wagner, Warburton, Washburn, Welborn, Wilmer, Wiseman, Mr. Speaker.  
Total 99

Nays: Wilson.  
Total 1

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HB 269 - Senate Amendments** - Representative Mehlhoff moved Senate amendments to **HB 269** be concurred in. Motion carried as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, P. Beck, Becker, Belcourt, Bennett, Berry, Blasdel, Blewett, Boland, Boniek, Boss Ribs, Brown, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Henry, Hiner, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jones, Jopek, Kasten, Kerns, Klock, Kottel, MacDonald, MacLaren, Malek, McAlpin, McChesney, McClafferty, McGillvray, McNutt, Mehlhoff, Menahan, More, Morgan, A. Noonan, P. Noonan, Nooney, O'Hara, Pease-Lopez, Phillips, Pomnichowski, Regier, Reinhart, Roberts, Roundstone, Sands, Sesso, Stahl, Steenson, Taylor, Vance, Van Dyk, Villa, Vincent, Warburton, Washburn, Welborn, Wilmer, Wilson, Wiseman, Mr. Speaker.  
Total 81

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Nays: Bean, B. Beck, Butcher, Hawk, Hendrick, Himmelberger, Hollandsworth, Lake, Mendenhall, Miller, Peterson, Randall, Reichner, Sales, Smith, Sonju, Stoker, Wagner.

Total 18

Excused: None.

Total 0

Absent or not voting: Milburn.

Total 1

**HB 449 - Senate Amendments** - Representative McChesney moved Senate amendments to **HB 449** be concurred in. Motion carried as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, Blasdel, Blewett, Boland, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk, Hendrick, Henry, Himmelberger, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jones, Jopek, Klock, Kottel, Lake, MacDonald, MacLaren, Malek, McAlpin, McChesney, McClafferty, McGillvray, McNutt, Mehlhoff, Menahan, Milburn, Morgan, A. Noonan, P. Noonan, Nooney, O'Hara, Pease-Lopez, Peterson, Phillips, Pomnichowski, Randall, Regier, Reichner, Reinhart, Roberts, Roundstone, Sales, Sands, Sesso, Smith, Sonju, Stahl, Steenson, Stoker, Taylor, Vance, Van Dyk, Vincent, Wagner, Warburton, Washburn, Welborn, Wilmer, Wilson, Wiseman, Mr. Speaker.

Total 93

Nays: Boniek, Kasten, Kerns, Mendenhall, Miller, More, Villa.

Total 7

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 531 - Senate Amendments** - Representative Nooney moved Senate amendments to **HB 531** be **not** concurred in. Motion carried as follows:

Yeas: Ankney, Arntzen, Augare, Bean, B. Beck, Becker, Belcourt, Bennett, Blasdel, Boniek, Brown, Butcher, Caferro, Campbell, Glaser, Hendrick, Himmelberger, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Ingraham, Jones, Kasten, Kerns, Klock, Kottel, Lake, McChesney, McGillvray, McNutt, Mehlhoff, Mendenhall, Milburn, Miller, More, Morgan, Nooney, O'Hara, Peterson, Randall, Regier, Reichner, Roberts, Sales, Smith, Sonju, Stahl, Stoker, Taylor, Vance, Vincent, Wagner, Warburton, Washburn, Welborn, Mr. Speaker.

Total 58

Nays: Barrett, P. Beck, Berry, Blewett, Boland, Boss Ribs, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Grinde, Hamilton, Hands, Hawk, Henry, Hunter, Jopek, MacDonald, MacLaren, Malek, McAlpin, McClafferty, Menahan, A. Noonan, P. Noonan, Pease-Lopez, Phillips, Pomnichowski, Reinhart, Roundstone, Sands, Sesso, Steenson, Van Dyk, Villa, Wilmer, Wilson, Wiseman.

Total 42

Excused: None.

Total 0



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Absent or not voting: None.  
Total 0

**HB 608 - Senate Amendments** - Representative Sesso moved Senate amendments to **HB 608** be concurred in. Motion carried as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, B. Beck, P. Beck, Becker, Belcourt, Bennett, Blasdel, Blewett, Boland, Brown, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hendrick, Henry, Himmelberger, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jones, Jopek, Kasten, Klock, Kottel, MacDonald, MacLaren, Malek, McAlpin, McChesney, McClafferty, McGillvray, McNutt, Mehlhoff, Menahan, Mendenhall, Milburn, More, Morgan, A. Noonan, P. Noonan, Nooney, O'Hara, Pease-Lopez, Phillips, Pomnichowski, Randall, Reinhart, Roberts, Roundstone, Sales, Sands, Sesso, Sonju, Stahl, Steenson, Taylor, Van Dyk, Villa, Vincent, Wagner, Warburton, Washburn, Welborn, Wilmer, Wilson, Wiseman, Mr. Speaker.  
Total 85

Nays: Bean, Berry, Boniek, Butcher, Hawk, Kerns, Lake, Miller, Peterson, Regier, Reichner, Smith, Stoker, Vance.  
Total 14

Excused: None.  
Total 0

Absent or not voting: Boss Ribs.  
Total 1

**SB 131** - Representative Steenson introduced **SB 131**.  
**SB 131** - Representative Steenson moved **SB 131** be amended as follows:

1. Page 3, line 1.  
**Following:** "APPROPRIATED"  
**Insert:** "to the department of natural resources and conservation"

Motion to amend, carried as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, Blasdel, Blewett, Boland, Boniek, Boss Ribs, Brown, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk, Hendrick, Henry, Himmelberger, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jopek, Kasten, Kerns, Klock, Kottel, MacDonald, MacLaren, Malek, McAlpin, McClafferty, McNutt, Mehlhoff, Menahan, Mendenhall, Milburn, Miller, More, Morgan, A. Noonan, P. Noonan, Nooney, O'Hara, Pease-Lopez, Peterson, Phillips, Pomnichowski, Regier, Reichner, Reinhart, Roberts, Roundstone, Sands, Sesso, Sonju, Stahl, Steenson, Stoker, Taylor, Vance, Van Dyk, Villa, Vincent, Warburton, Washburn, Wilmer, Wilson, Wiseman, Mr. Speaker.  
Total 89

Nays: Bean, Butcher, Lake, McGillvray, Randall, Sales, Smith, Wagner.  
Total 8

Excused: None.  
Total 0

Absent or not voting: Jones, McChesney, Welborn.

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Total 3

**SB 131** - Representative Steenson moved **SB 131** as amended, be concurred in. Motion carried as follows:

Yeas: Ankney, Augare, Barrett, P. Beck, Becker, Belcourt, Bennett, Berry, Blewett, Boland, Boss Ribs, Brown, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk, Henry, Himmelberger, Hiner, Hollandsworth, Hollenbaugh, Howard, Hunter, Jones, Jopek, Kasten, Klock, Kottel, MacDonald, Malek, McAlpin, McChesney, McClafferty, McNutt, Mehlhoff, Menahan, More, Morgan, A. Noonan, P. Noonan, O'Hara, Pease-Lopez, Phillips, Pomnichowski, Reinhart, Roberts, Roundstone, Sands, Sesso, Steenson, Van Dyk, Villa, Vincent, Washburn, Welborn, Wilmer, Wilson, Wiseman, Mr. Speaker.  
Total 70

Nays: Arntzen, Bean, B. Beck, Blasdel, Boniek, Butcher, Hendrick, Hoven, Ingraham, Kerns, Lake, MacLaren, McGillvray, Mendenhall, Milburn, Miller, Peterson, Randall, Regier, Reichner, Sales, Smith, Sonju, Stahl, Stoker, Taylor, Vance, Wagner, Warburton.  
Total 29

Excused: None.  
Total 0

Absent or not voting: Nooney.  
Total 1

**SB 176** - Representative Reichner moved **SB 176** be concurred in. Motion carried as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, B. Beck, P. Beck, Bennett, Blasdel, Blewett, Boland, Boniek, Boss Ribs, Butcher, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hands, Hawk, Henry, Himmelberger, Hiner, Hollandsworth, Hollenbaugh, Hoven, Hunter, Jones, Jopek, Klock, Kottel, MacDonald, MacLaren, Malek, McAlpin, McChesney, McClafferty, McNutt, Mehlhoff, Menahan, Milburn, Morgan, A. Noonan, P. Noonan, Nooney, O'Hara, Pease-Lopez, Peterson, Phillips, Pomnichowski, Reichner, Reinhart, Roberts, Roundstone, Sands, Sesso, Smith, Sonju, Stahl, Steenson, Stoker, Taylor, Vance, Van Dyk, Villa, Washburn, Wilmer, Wilson.  
Total 75

Nays: Bean, Becker, Berry, Brown, Hamilton, Hendrick, Howard, Ingraham, Kasten, Kerns, Lake, McGillvray, Mendenhall, Miller, More, Randall, Regier, Sales, Vincent, Wagner, Warburton, Welborn, Wiseman, Mr. Speaker.  
Total 24

Excused: None.  
Total 0

Absent or not voting: Belcourt.  
Total 1

**SB 234** - Representative Van Dyk introduced **SB 234**.

**SB 234** - Representative Sonju moved **SB 234** be amended as follows:

1. Title, line 8.  
**Following:** "AND"  
**Strike:** " ^ "  
**Insert:** "AND"

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**Following:** "APPLICABILITY DATE"  
**Strike:** ", AND A TERMINATION DATE"

2. Page 11, line 11.

**Strike:** section 10 in its entirety

Motion to amend, carried as follows:

Yeas: Augare, Barrett, B. Beck, P. Beck, Becker, Belcourt, Blasdel, Blewett, Boland, Boss Ribs, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Grinde, Hamilton, Hands, Henry, Hiner, Hollenbaugh, Hunter, Jopek, Kottel, Lake, MacDonald, Malek, McAlpin, McChesney, McClafferty, Mehlhoff, Menahan, A. Noonan, P. Noonan, O'Hara, Pease-Lopez, Phillips, Pomnichowski, Reichner, Reinhart, Roundstone, Sands, Sesso, Sonju, Steenson, Vance, Van Dyk, Villa, Vincent, Wilmer, Wilson, Wiseman, Mr. Speaker.

Total 58

Nays: Ankney, Arntzen, Bean, Bennett, Berry, Boniek, Brown, Butcher, Glaser, Hawk, Hendrick, Himmelberger, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kasten, Kerns, Klock, MacLaren, McGillvray, McNutt, Mendenhall, Milburn, Miller, More, Morgan, Nooney, Peterson, Randall, Regier, Roberts, Sales, Smith, Stahl, Stoker, Taylor, Wagner, Warburton, Washburn, Welborn.

Total 42

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 234** - Representative Villa moved for cloture. Motion carried unanimously.

**SB 234** - Representative Van Dyk moved **SB 234** as amended, be concurred in. Motion carried as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, Bean, P. Beck, Becker, Belcourt, Berry, Blasdel, Blewett, Boland, Boss Ribs, Butcher, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Henry, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Jopek, Klock, Kottel, MacDonald, MacLaren, Malek, McAlpin, McChesney, McClafferty, McGillvray, McNutt, Mehlhoff, Menahan, Morgan, A. Noonan, P. Noonan, Nooney, O'Hara, Pease-Lopez, Peterson, Phillips, Pomnichowski, Reichner, Reinhart, Roberts, Roundstone, Sands, Sesso, Sonju, Stahl, Steenson, Taylor, Van Dyk, Villa, Vincent, Warburton, Washburn, Welborn, Wilmer, Wilson, Wiseman, Mr. Speaker.

Total 77

Nays: B. Beck, Bennett, Boniek, Brown, Hawk, Hendrick, Himmelberger, Ingraham, Jones, Kasten, Kerns, Lake, Mendenhall, Milburn, Miller, More, Randall, Regier, Sales, Smith, Stoker, Vance, Wagner.

Total 23

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Campbell moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the chair. Chairman Di. Barrett moved the Committee of the Whole report be adopted. Report

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adopted as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, Bean, P. Beck, Becker, Belcourt, Bennett, Berry, Blasdel, Blewett, Boland, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hendrick, Henry, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jopek, Kerns, Klock, Kottel, MacDonald, MacLaren, Malek, McAlpin, McChesney, McGillvray, McNutt, Mehlhoff, Menahan, Milburn, More, Morgan, A. Noonan, P. Noonan, Nooney, O'Hara, Pease-Lopez, Peterson, Phillips, Pomnichowski, Randall, Regier, Reichner, Reinhart, Roberts, Roundstone, Sands, Sesso, Smith, Sonju, Stahl, Steenson, Stoker, Taylor, Vance, Van Dyk, Villa, Vincent, Wagner, Warburton, Washburn, Wilmer, Wilson, Wiseman, Mr. Speaker.

Total 88

Nays: Boniek, Hawk, Himmelberger, Kasten, Lake, Mendenhall, Miller, Sales, Welborn.

Total 9

Excused: None.

Total 0

Absent or not voting: B. Beck, Jones, McClafferty.

Total 3

**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 55, as amended by the Governor,** passed as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, Blasdel, Blewett, Boland, Boniek, Boss Ribs, Brown, Butcher, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk, Hendrick, Henry, Himmelberger, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jones, Jopek, Kasten, Klock, Kottel, MacDonald, MacLaren, Malek, McAlpin, McChesney, McClafferty, McGillvray, McNutt, Mehlhoff, Menahan, Mendenhall, Milburn, Miller, More, Morgan, A. Noonan, P. Noonan, Nooney, O'Hara, Pease-Lopez, Peterson, Phillips, Pomnichowski, Randall, Regier, Reichner, Reinhart, Roberts, Roundstone, Sales, Sands, Sesso, Smith, Sonju, Stahl, Steenson, Stoker, Taylor, Vance, Van Dyk, Villa, Vincent, Wagner, Warburton, Washburn, Welborn, Wilmer, Wilson, Mr. Speaker.

Total 96

Nays: Caferro, Kerns, Lake, Wiseman.

Total 4

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 318, as amended by the Senate,** passed as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, Bean, P. Beck, Becker, Belcourt, Berry, Blewett, Boland, Boss Ribs,

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Brown, Butcher, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk, Henry, Himmelberger, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Jones, Jopek, Klock, Kottel, Lake, MacDonald, MacLaren, Malek, McAlpin, McChesney, McClafferty, McGillvray, McNutt, Mehlhoff, Menahan, Milburn, More, Morgan, A. Noonan, P. Noonan, Nooney, O'Hara, Pease-Lopez, Peterson, Phillips, Pomnichowski, Regier, Reichner, Reinhart, Roberts, Roundstone, Sands, Sesso, Stahl, Steenson, Stoker, Taylor, Vance, Van Dyk, Villa, Warburton, Washburn, Wilmer, Wilson, Wiseman, Mr. Speaker.

Total 83

Nays: B. Beck, Bennett, Blasdel, Boniek, Hendrick, Ingraham, Kasten, Kerns, Mendenhall, Miller, Randall, Sales, Smith, Sonju, Vincent, Wagner, Welborn.

Total 17

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 384, as amended by the Senate, passed as follows:**

Yeas: Ankney, Arntzen, Augare, Barrett, P. Beck, Becker, Belcourt, Berry, Blewett, Boland, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Henry, Himmelberger, Hiner, Hollandsworth, Hollenbaugh, Hoven, Hunter, Jones, Jopek, Klock, Kottel, MacLaren, Malek, McAlpin, McChesney, McClafferty, McGillvray, McNutt, Mehlhoff, Menahan, Morgan, A. Noonan, P. Noonan, Nooney, O'Hara, Pease-Lopez, Peterson, Phillips, Pomnichowski, Reichner, Reinhart, Roberts, Roundstone, Sands, Sesso, Stahl, Steenson, Stoker, Taylor, Vance, Van Dyk, Villa, Warburton, Washburn, Wilmer, Wilson, Wiseman, Mr. Speaker.

Total 75

Nays: Bean, B. Beck, Bennett, Blasdel, Boniek, Hawk, Hendrick, Howard, Ingraham, Kasten, Kerns, Lake, MacDonald, Mendenhall, Miller, More, Randall, Regier, Sales, Smith, Sonju, Vincent, Wagner, Welborn.

Total 24

Excused: None.

Total 0

Absent or not voting: Milburn.

Total 1

**HB 628, as amended by the Senate, passed as follows:**

Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, Blasdel, Blewett, Boland, Boniek, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk, Hendrick, Henry, Himmelberger, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jones, Jopek, Kasten, Kerns, Klock, Kottel, Lake, MacDonald, MacLaren, Malek, McAlpin, McChesney, McClafferty, McGillvray, McNutt, Mehlhoff, Menahan, Mendenhall, Milburn, Miller, More, Morgan, A. Noonan, P. Noonan, Nooney, O'Hara, Pease-Lopez, Peterson, Phillips, Pomnichowski, Randall, Regier, Reichner, Reinhart, Roberts, Roundstone, Sales, Sands, Sesso, Smith, Sonju, Stahl, Steenson, Stoker, Taylor, Vance, Van Dyk, Villa, Vincent, Wagner, Warburton, Washburn, Welborn, Wilmer, Wilson, Mr. Speaker.

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Total 99

Nays: Wiseman.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HB 630, as amended by the Senate**, passed as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, Blasdel, Blewett, Boland, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk, Hendrick, Henry, Himmelberger, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jones, Jopek, Kasten, Kerns, Klock, Kottel, Lake, MacDonald, MacLaren, Malek, McAlpin, McChesney, McClafferty, McGillvray, McNutt, Mehlhoff, Menahan, Milburn, Miller, Morgan, A. Noonan, P. Noonan, Nooney, O'Hara, Pease-Lopez, Peterson, Phillips, Pomnichowski, Randall, Regier, Reichner, Reinhart, Roberts, Roundstone, Sands, Sesso, Smith, Sonju, Stahl, Steenson, Stoker, Taylor, Vance, Van Dyk, Villa, Vincent, Warburton, Washburn, Welborn, Wilmer, Wilson, Wiseman, Mr. Speaker.  
Total 95

Nays: Boniek, Mendenhall, More, Sales, Wagner.

Total 5

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**HJR 31** passed as follows:

Yeas: Ankney, Arntzen, Bean, B. Beck, P. Beck, Bennett, Berry, Boniek, Brown, Butcher, Glaser, Hawk, Hendrick, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kasten, Kerns, Klock, Kottel, Lake, MacLaren, McGillvray, McNutt, Menahan, Mendenhall, Milburn, Miller, More, Morgan, Nooney, O'Hara, Peterson, Randall, Regier, Reichner, Roberts, Sales, Smith, Sonju, Stahl, Stoker, Taylor, Vance, Vincent, Wagner, Warburton, Washburn, Welborn.  
Total 51

Nays: Augare, Barrett, Becker, Belcourt, Blewett, Boland, Boss Ribs, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Grinde, Hamilton, Hands, Henry, Himmelberger, Hiner, Hollenbaugh, Hunter, Jopek, MacDonald, Malek, McAlpin, McChesney, McClafferty, Mehlhoff, A. Noonan, P. Noonan, Pease-Lopez, Phillips, Pomnichowski, Reinhart, Roundstone, Sands, Sesso, Steenson, Van Dyk, Villa, Wilmer, Wilson, Wiseman, Mr. Speaker.  
Total 48

Excused: None.

Total 0

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Absent or not voting: Blasdel.  
Total 1

**HJR 34** passed as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, B. Beck, P. Beck, Becker, Belcourt, Berry, Blewett, Boland, Boss Ribs, Butcher, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Henry, Himmelberger, Hiner, Hollandsworth, Hollenbaugh, Hoven, Hunter, Ingraham, Jopek, Klock, Kottel, MacDonald, MacLaren, Malek, McAlpin, McChesney, McClafferty, McGillvray, McNutt, Mehlhoff, Menahan, Milburn, More, Morgan, A. Noonan, P. Noonan, Nooney, O'Hara, Pease-Lopez, Phillips, Pomnichowski, Reichner, Reinhart, Roberts, Roundstone, Sands, Sesso, Smith, Sonju, Stahl, Steenson, Stoker, Taylor, Van Dyk, Villa, Vincent, Wagner, Warburton, Washburn, Welborn, Wilmer, Wilson, Wiseman, Mr. Speaker.  
Total 81

Nays: Bean, Bennett, Blasdel, Boniek, Brown, Hawk, Hendrick, Howard, Jones, Kasten, Kerns, Lake, Mendenhall, Miller, Peterson, Randall, Regier, Sales, Vance.  
Total 19

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**HJR 35** passed as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, Blasdel, Blewett, Boland, Boniek, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk, Hendrick, Henry, Himmelberger, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jones, Jopek, Kasten, Klock, Kottel, Lake, MacDonald, MacLaren, Malek, McAlpin, McChesney, McClafferty, McGillvray, McNutt, Mehlhoff, Menahan, Mendenhall, Milburn, Miller, More, Morgan, A. Noonan, P. Noonan, Nooney, O'Hara, Pease-Lopez, Peterson, Phillips, Pomnichowski, Randall, Regier, Reichner, Reinhart, Roberts, Roundstone, Sales, Sands, Sesso, Smith, Sonju, Stahl, Steenson, Stoker, Taylor, Vance, Van Dyk, Villa, Vincent, Wagner, Warburton, Washburn, Welborn, Wilmer, Wilson, Wiseman, Mr. Speaker.  
Total 99

Nays: Kerns.  
Total 1

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**SB 119** concurred in as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, Blasdel, Blewett, Boland, Boss Ribs, Brown, Butcher, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming,

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French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk, Hendrick, Henry, Himmelberger, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jones, Jopek, Kasten, Klock, Kottel, Lake, MacDonald, MacLaren, Malek, McAlpin, McChesney, McClafferty, McGillvray, McNutt, Mehlhoff, Menahan, Mendenhall, Milburn, Miller, More, Morgan, A. Noonan, P. Noonan, Nooney, O'Hara, Pease-Lopez, Peterson, Phillips, Pomnichowski, Randall, Regier, Reichner, Reinhart, Roberts, Roundstone, Sands, Sesso, Smith, Stahl, Steenson, Stoker, Taylor, Vance, Van Dyk, Villa, Vincent, Warburton, Washburn, Welborn, Wilmer, Wilson, Wiseman, Mr. Speaker.

Total 95

Nays: Boniek, Kerns, Sales, Sonju, Wagner.

Total 5

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 198** concurred in as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, Bean, B. Beck, P. Beck, Becker, Belcourt, Bennett, Berry, Blasdel, Blewett, Boland, Boniek, Boss Ribs, Brown, Butcher, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Hawk, Hendrick, Henry, Himmelberger, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jones, Jopek, Kasten, Kerns, Klock, Kottel, Lake, MacDonald, MacLaren, Malek, McAlpin, McChesney, McClafferty, McGillvray, McNutt, Mehlhoff, Menahan, Mendenhall, Milburn, Miller, More, Morgan, A. Noonan, P. Noonan, Nooney, O'Hara, Pease-Lopez, Peterson, Phillips, Pomnichowski, Randall, Regier, Reichner, Reinhart, Roberts, Roundstone, Sales, Sands, Sesso, Smith, Sonju, Stahl, Steenson, Stoker, Taylor, Vance, Van Dyk, Villa, Vincent, Wagner, Warburton, Washburn, Welborn, Wilmer, Wilson, Mr. Speaker.

Total 98

Nays: Caferro, Wiseman.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SB 350** concurred in as follows:

Yeas: Ankney, Arntzen, Augare, Barrett, P. Beck, Becker, Belcourt, Berry, Blewett, Boland, Boniek, Boss Ribs, Butcher, Caferro, Campbell, Cohenour, Dickenson, Driscoll, Ebinger, Fleming, French, Furey, Getz, Glaser, Grinde, Hamilton, Hands, Henry, Himmelberger, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Jones, Jopek, Klock, Kottel, MacDonald, MacLaren, Malek, McAlpin, McChesney, McClafferty, McGillvray, McNutt, Mehlhoff, Menahan, Milburn, Morgan, A. Noonan, P. Noonan, Nooney, O'Hara, Pease-Lopez, Peterson, Phillips, Pomnichowski, Regier, Reinhart, Roberts, Roundstone, Sands, Sesso, Stahl, Steenson, Stoker, Taylor, Van Dyk, Villa, Warburton, Welborn, Wilmer, Wilson, Mr. Speaker.

Total 76



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Nays: Bean, B. Beck, Bennett, Blasdel, Brown, Hawk, Hendrick, Ingraham, Kasten, Kerns, Lake, Mendenhall, Miller, More, Randall, Reichner, Sales, Smith, Sonju, Vance, Vincent, Wagner, Washburn, Wiseman.  
Total 24

Excused: None.  
Total 0

Absent or not voting: None.  
Total 0

**MOTIONS**

Rep. Himmelberger moved that **SB 394** be taken from committee and be placed on 2nd reading on the 78th legislative day. Motion requires 3/5 majority vote. Motion **failed** as follows:

Yeas: Ankney, Arntzen, Bean, B. Beck, Bennett, Berry, Blasdel, Boniek, Brown, Butcher, Driscoll, Getz, Glaser, Grinde, Hamilton, Hawk, Hendrick, Himmelberger, Hollandsworth, Hoven, Howard, Hunter, Ingraham, Jones, Kasten, Kerns, Klock, Lake, MacLaren, McChesney, McGillvray, McNutt, Menahan, Mendenhall, Milburn, Miller, More, Morgan, Nooney, O'Hara, Peterson, Randall, Regier, Reichner, Roberts, Sales, Sands, Smith, Sonju, Stahl, Stoker, Taylor, Vance, Vincent, Wagner, Warburton, Washburn, Welborn.  
Total 58

Nays: Augare, Barrett, P. Beck, Becker, Belcourt, Blewett, Boland, Boss Ribs, Caferro, Campbell, Cohenour, Dickenson, Ebinger, Fleming, French, Furey, Hands, Henry, Hiner, Hollenbaugh, Jopek, Kottel, MacDonald, Malek, McAlpin, McClafferty, Mehlhoff, A. Noonan, P. Noonan, Pease-Lopez, Phillips, Pomnichowski, Reinhart, Roundstone, Sesso, Steenson, Van Dyk, Villa, Wilmer, Wilson, Wiseman, Mr. Speaker.  
Total 42

Excused: None.  
Total 0

Absent or not voting:  
Total 0

Rep. Reichner moved that his vote on **SB 394** be counted as a '**YES**' vote, because his vote button did not work. Motion carried.

Rep. Campbell moved that the Conference Committee on **SB 348** be dissolved and that the Speaker be authorized to appoint FREE Conference Committee on **SB 348**.

The Speaker appoints:  
Rep. Wilmer, Vice Chair  
Rep. Malek,  
Rep. Himmelberger,  
Rep. Mendenhall

**REPORTS OF STANDING COMMITTEES**

**TAXATION** (Lake, Chairman):  
**HJR 32**, introduced joint resolution, be amended as follows:

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1. Page 1, line 29.

**Following:** "Office"

**Insert:** ", the Montana Heritage Preservation and Development Commission,"

2. Page 2, line 23.

**Strike:** "preservation projects"

**Insert:** "state agencies engaged in preservation heritage tourism"

And, as amended, be adopted. Report adopted.

**SB 260**, be amended as follows:

1. Page 11, line 5.

**Strike:** "a"

2. Page 11, line 6.

**Strike:** "in excess of \$500"

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

**SB 264**, be concurred in. Report adopted.

**SB 418**, be amended as follows:

1. Page 9, line 12 through line 13.

**Strike:** section 9 in its entirety

**Renumber:** subsequent sections

2. Page 9, line 17.

**Strike:** "11(2)"

**Insert:** "10(2)"

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

**SB 465**, be amended as follows:

1. Title, lines 6 and 7.

**Following:** the second "FROM" on line 6

**Strike:** remainder of line 6 through "LAND" on line 7

**Insert:** "CURRENT LAND USE"

2. Page 2, line 6.

**Following:** "TAXED"

**Insert:** "some"

3. Page 2, line 7.

**Strike:** "EACH"

**Insert:** "those"

**Strike:** "LANDOWNER OWNS"

**Insert:** "landowners owned"

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4. Page 3, line 9 through line 11.

**Following:** "(8)" on line 9

**Strike:** remainder of line 9 through "IT" on line 11

**Insert:** "The department of revenue"

5. Page 3, line 17.

**Following:** "shall"

**Insert:** ", as applicable,"

6. Page 3, line 18.

**Following:** the first "amount of"

**Insert:** "tract land that is taxable or"

7. Page 3, line 20.

**Following:** "ADJUDICATION"

**Insert:** "by a court of competent jurisdiction"

8. Page 3, line 30.

**Strike:** "while the land was considered taxable"

9. Page 12, line 6.

**Strike:** "1"

**Insert:** "2"

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

**SB 467**, be amended as follows:

1. Page 2, line 16.

**Following:** "(4)"

**Insert:** "(a)"

2. Page 2, line 18 through line 19.

**Strike:** "APPROVED" on line 18 through "notice" on line 19

**Insert:** "provided that:

(i) the guarantee has been approved by the insurance commissioner and issued by a licensed title insurance producer; and

(ii) the guarantee was ordered on the property by the person required to give notice"

3. Page 2, line 19.

**Following:** "notice."

**Insert:** "

(b)"

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

**SB 489**, be amended as follows:

1. Page 4, line 19.

**Strike:** "15101(2)"

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**Insert:** "15102(2)"

2. Page 5, line 10.

**Strike:** "15101(2)"

**Insert:** "15102(2)"

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

**SB 503**, be concurred in. Report adopted.

**SB 507**, be amended as follows:

1. Title, line 8.

**Following:** " ; "

**Insert:** "RESTRICTING REQUIREMENTS FOR INSURANCE OR INDEMNITY;"

2. Title, line 9.

**Following:** "EASEMENTS;"

**Insert:** "REQUIRING THE STATE TO SURVEY RIVERS AND STREAMS ADJUDICATED AS NAVIGABLE  
FOR TITLE PURPOSES;"

3. Page 2, line 2.

**Strike:** "7"

**Insert:** "9"

4. Page 2, line 5.

**Strike:** "7"

**Insert:** "9"

5. Page 2, line 11.

**Strike:** "7"

**Insert:** "9"

6. Page 2, line 22.

**Strike:** "the department"

**Following:** "has"

**Insert:** "been"

**Strike:** "is"

**Strike:** "7"

**Insert:** "8"

7. Page 4, line 8.

**Following:** "5]"

**Insert:** "runs with the benefited land and"

8. Page 4, line 19.

**Following:** "rules"

**Insert:** "-- prohibition"

**Following:** "rules."

**Insert:** "(1)"

**Strike:** "7"

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**Insert:** "9"

9. Page 4, line 21.

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

**Renumber:** subsequent subsections

10. Page 4, line 22.

**Strike:** "(2)"

**Insert:** "(a)"

**Renumber:** subsequent subsections

11. Page 4, line 28 through page 5, line 2.

**Strike:** subsection (5) in its entirety

**Insert:** "(2) The board or the department may not adopt rules requiring the purchase of liability insurance or the indemnification of the state as a condition for issuing a lease, license, or easement. The board or the department may not require the purchase of liability insurance or the indemnification of the state as a condition for the issuance of a lease, license, or easement."

12. Page 5.

**Following:** line 2

**Insert:** "NEW SECTION. Section 8. Ownership of beds of navigable rivers. The board or the department may only require a lease, license, or easement for the use of the bed of a river that has been adjudicated as navigable for title purposes by a court of competent jurisdiction or was meandered by official government survey at the time of statehood."

**Insert:** "NEW SECTION. Section 9. Survey of navigable rivers and streams. If a river or stream has been adjudicated as navigable for title purposes, the department shall have the river or stream surveyed to the low-water mark and the survey is a public record."

**Renumber:** subsequent sections

13. Page 5, line 26.

**Strike:** "7"

**Insert:** "9"

14. Page 5, line 27.

**Strike:** "7"

**Insert:** "9"

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

**SB 509**, be amended as follows:

1. Page 4.

**Following:** line 26

**Insert:** "(10) 'Prepared for shipment' includes but is not limited to services such as in-mine movement, crushing, sizing, screening, storing, mixing, loading, treatment with substances including chemicals or oils, and other preparation of the coal for disposition."

**Renumber:** subsequent subsections

2. Page 5, line 28.

**Strike:** "PRIMARY" through "processing"

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**Insert:** "being prepared for shipment on the mode of transportation taken to its final destination"

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

**REPORTS OF SELECT COMMITTEES**

CONFERENCE COMMITTEE  
on Senate Amendments to **House Bill 602**  
Report No. 0, April 8, 2009

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered Senate amendments to **House Bill 602** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **House Bill 602** (reference copy -- salmon) be amended as follows:

1. Page 1, line 11.

**Following:** "~~vehicle,~~"

**Insert:** ", including a highway patrol vehicle,"

2. Page 2, line 20.

**Strike:** "OR"

**Insert:** ", "

**Following:** "patrol"

**Insert:** ", or the highway patrol"

3. Page 2, line 21.

**Strike:** subsection (3) in its entirety

For the House:

Shockley, Chairman  
Brenden  
J. Tropila

For the Senate:

Cohenour, Chairman  
Brown  
French  
Washburn

CONFERENCE COMMITTEE  
on House Amendments to **Senate Bill 310**  
Report No. 0, April 8, 2009

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered House amendments to **Senate Bill 310** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that House amendments to **Senate Bill 310** (reference copy -- salmon) be accepted by the Senate.

For the Senate:

Shockley, Chairman  
Laslovich

For the House:

Reinhart, Chairman  
Sands

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Tutvedt

Ingraham  
Reichner

**ANNOUNCEMENTS**

Committee meetings were announced by the committee chairs.

Representative Campbell moved that the House adjourn until 8:30 a.m., Thursday, April 9, 2009. Motion carried.

House adjourned at 3:25 p.m.

DAVE HUNTER  
Chief Clerk of the House

BOB BERGREN  
Speaker of the House