

**HOUSE JOURNAL
62ND LEGISLATURE
NINETEENTH LEGISLATIVE DAY**

Helena, Montana
January 25, 2011

House Chambers
State Capitol

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

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

BILLS (O'Hara, Chairman): 1/25/2011
Correctly printed: **HB 154, HB 229, HB 259.**
Correctly engrossed: **HB 178, HB 182, HB 187, HB 208, HB 210.**
Correctly enrolled: **HB 1.**

REPORTS OF STANDING COMMITTEES

EDUCATION (Reichner, Chairman): 1/24/2011
HB 154, do pass. Report adopted.
HB 182, introduced bill, be amended as follows:

1. Title, page 1, lines 4 and 5.

Following: "SCHOOLS"

Strike: "AND" through "UNITS" on line 5

2. Page 1, line 14.

Following: "20-9-412₁"

Insert: "and"

Following: "20-9-471"

Strike: ", and [section 3]"

3. Page 2.

Following: line 19

Insert: "(5) The school district may not submit for a vote of the electors of the district a levy for the payment of the principal or any interest on the obligation.

(6) The obligation must state clearly on its face that the obligation is not secured by a pledge of the school district's taxing power but is payable from amounts in its general fund or other legally available funds pledged to the repayment of the bond or note."

Renumber: subsequent subsections

2, line 28 through page 4, line 7.

Strike: sections 3 through 5 in their entirety

Renumber: subsequent section

And, as amended, do pass. Report adopted.

HOUSE JOURNAL
NINETEENTH LEGISLATIVE DAY - JANUARY 25, 2011

HB 208, introduced bill, be amended as follows:

1. Title, page 1, line 6.

Following: "THE"

Insert: "INTENDED"

2. Title, page 1, line 8.

Following: "AN"

Insert: "IMMEDIATE"

3. Page 2, lines 12 and 13.

Following: "By"

Strike: "October 1 and February 1"

Insert: "November 1 and March 1"

Following: "shall"

Strike: "provide to the director of the Montana youth challenge program"

Insert: "prepare"

Following: "report" on line 13

Insert: "to be provided to the director of the Montana youth challenge program subject to subsections (8)(b) and (8)(c)"

4. Page 2, lines 19.

Following: "(b)"

Strike: "At the beginning of each school year"

Insert: "After preparing the report in accordance with subsection (8)(a)"

5. Page 2, lines 21 and 22.

Following: "emancipated" on line 21

Strike: "of" through "disclosure" on line 22

Insert: "that the agency intends to provide the report to the director of the Montana youth challenge program. The parent or guardian or the student must be given the opportunity to object to the planned disclosure of the information. If the parent or guardian or the student fails to respond to the notice within 30 days, the local educational agency shall forward the report to the director of the Montana youth challenge program"

6. Page 2.

Following: line 22.

Insert: "(c) The report provided by the local educational agency may not include a student who:

(i) is receiving medical care or treatment that prohibits school attendance;

(ii) is enrolled in a foreign exchange program;

HOUSE JOURNAL
NINETEENTH LEGISLATIVE DAY - JANUARY 25, 2011

(iii) is enrolled in an early admissions college program;
(iv) is participating in a job corps program, an adult basic education program, or an accredited apprenticeship program; or
(v) is excused from school for a reason determined acceptable by the local educational agency."

Renumber: subsequent subsection

7. Page 2, line 29.

Strike: "July 1, 2011"

Insert: "on passage and approval"

And, as amended, do pass. Report adopted.

TRANSPORTATION (Vance, Chairman):
HB 178, introduced bill, be amended as follows:

1/24/2011

1. Page 2, line 16.

Following: "(10)"

Strike: "who" through "applicant's"

Insert: "whose"

2. Page 2, line 17.

Following: "is"

Insert: "not"

3. Page 2, line 17 through page 2, line 18.

Strike: "If" on line 17 through "States" on line 18

Insert: "When an applicant who is not a citizen of the United States applies for a driver's license"

4. Page 5, line 21.

Following: "The"

Insert: "minimum"

5. Page 7, line 6.

Strike: "must"

Insert: "shall"

6. Page 7, line 21.

Strike: "must"

Insert: "shall"

And, as amended, do pass. Report adopted.

HB 187, introduced bill, be amended as follows:

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HOUSE JOURNAL
NINETEENTH LEGISLATIVE DAY - JANUARY 25, 2011

1. Page 1, line 12.

Following: "wooden"

Strike: "guardrail" through "signposts"

Insert: "w-beam guardrail posts and, if appropriate, fenceposts and signposts when the cost of the wooden materials is less than or equal to the cost of other materials"

2. Page 1, line 16 through page 1, line 17.

Following: "decking," on line 16

Strike: "guardrail" on line 16 through "signposts" on line 17

Insert: "w-beam guardrail posts, and, if appropriate, fenceposts and signposts when the cost of the wooden materials is less than or equal to the cost of other materials"

1, line 22 through page 1, line 23.

Following: "wooden" on line 22

Strike: "guardrail" on line 22 through "decking" on line 23

Insert: "w-beam guardrail posts and, if appropriate, fenceposts, signposts, and decking when the cost of the wooden materials is less than or equal to the cost of other materials"

And, as amended, do pass. Report adopted.

HB 210, introduced bill, be amended as follows:

1. Title, page 1, line 5.

Following: "OVERLENGTH"

Insert: "OR OVERWIDTH"

2. Title, page 1, line 6.

Following: "LENGTH"

Insert: "OR 16 FEET IN WIDTH"

3. Page 2, line 24.

Following: "length"

Insert: "or 16 feet in width"

4. Page 5, line 23.

Following: "length"

Insert: "or 16 feet in width"

And, as amended, do pass. Report adopted.

HB 229, do pass. Report adopted.

HB 259, do pass. Report adopted.

MESSAGES FROM THE SENATE

HOUSE JOURNAL
NINETEENTH LEGISLATIVE DAY - JANUARY 25, 2011

Senate bills passed and transmitted to the House for concurrence:

1/24/2011

SB 7, introduced by Keane
SB 62, introduced by Jones
SB 65, introduced by Jackson
SB 76, introduced by Jent
SB 128, introduced by Lake

FIRST READING AND COMMITMENT OF BILLS

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

HB 324, introduced by MacLaren, referred to Business and Labor.
HB 332, introduced by Wagner, Hinkle, Hale, Ehli, Vance, Hendrick, Skees, Clark, Read, Blyton, Randall, Beck, Rosendale, Harris, Cuffe, Jackson, MacLaren, Osmundson, Warburton, Kerns, Skattum, Howard, Blasdel, Edmunds, Miller, referred to Judiciary.
HB 333, introduced by Reichner, Blasdel, Taylor, Stahl, Brodehl, Milburn, referred to Taxation.
HB 334, introduced by Reichner, G. Bennett, Buttrey, Taylor, J. Peterson, O'Hara, Zinke, Ingraham, McGillvray, Clark, Milburn, Sonju, Connell, Arntzen, Rosendale, Hendrick, Cook, Hoven, Hansen, Burnett, O'Neil, Hale, Hollandsworth, Klock, Howard, Evans, Kerns, Olson, Vance, Bangerter, Beck, Warburton, More, Harris, Welborn, Read, Berry, Small, Steinbeisser, Roberts, Ripley, Regier, Balyeat, Jackson, Blyton, Miller, Skattum, Blasdel, McNiven, Brodehl, Ankney, Salomon, Osmundson, Randall, Ehli, C. Smith, Skees, Wagner, Stahl, Greef, Flynn, Walker, Cuffe, Yates, Tutvedt, Washburn, McNutt, Knudsen, Edmunds, Kary, Lavin, MacLaren, Knox, Gibson, referred to Business and Labor.
HB 335, introduced by Menahan, referred to Fish, Wildlife and Parks.
HB 336, introduced by Menahan, referred to Fish, Wildlife and Parks.
HB 337, introduced by Menahan, referred to Fish, Wildlife and Parks.
HB 338, introduced by Esp, referred to Local Government.
HB 339, introduced by Bangerter, Shockley, Price, Flynn, Stahl, Welborn, Wilmer, referred to Fish, Wildlife and Parks.
HB 340, introduced by Di. Barrett, referred to Taxation.

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

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

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

Rep. Schmidt moved to pass consideration on **HB 36**. Without objection, so ordered.

HOUSE JOURNAL
NINETEENTH LEGISLATIVE DAY - JANUARY 25, 2011

HB 21 - Representative Di. Barrett moved **HB 21** do pass. Motion carried as follows:

Yeas: Ankney, Arntzen, Bangerter, Barrett, B. Beck, Belcourt, B. Bennett, G. Bennett, Berry, Blasdel, Blyton, Boland, Brodehl, Burnett, Clark, Connell, Cook, Court, Cuffe, Driscoll, Edmunds, Ehli, Esp, Evans, Fitzpatrick, Flynn, Furey, Gibson, Greef, Hale, Hands, Hansen, Harris, Hendrick, Hill, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Kary, Kennedy, Kerns, Klock, Knox, Knudsen, Lavin, Loney, MacDonald, MacLaren, Malek, McChesney, McClafferty, McGillvray, McNally, McNiven, McNutt, Mehlhoff, Menahan, Miller, More, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peterson, Phillips, Price, Randall, Read, Regier, Reichner, Reinhart, Roberts, Rosendale, Salomon, Sands, Schmidt, Sesso, Skattum, Skees, Small, C. Smith, F. Smith, Squires, Stahl, Swanson, Taylor, Vance, Wagner, Warburton, Washburn, Welborn, Williams, Wilmer, Yates, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 62 - Representative MacLaren moved **HB 62** do pass. Motion carried as follows:

Yeas: Ankney, Arntzen, Bangerter, Barrett, B. Beck, Belcourt, B. Bennett, G. Bennett, Berry, Blasdel, Blyton, Boland, Brodehl, Burnett, Clark, Connell, Cook, Court, Cuffe, Driscoll, Edmunds, Ehli, Esp, Evans, Fitzpatrick, Flynn, Furey, Gibson, Greef, Hale, Hands, Hansen, Harris, Hendrick, Hill, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Kary, Kennedy, Kerns, Klock, Knox, Knudsen, Lavin, Loney, MacDonald, MacLaren, Malek, McChesney, McClafferty, McGillvray, McNally, McNiven, McNutt, Mehlhoff, Menahan, Miller, More, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peterson, Phillips, Price, Randall, Read, Regier, Reichner, Reinhart, Roberts, Rosendale, Salomon, Sands, Schmidt, Sesso, Skattum, Skees, Small, C. Smith, F. Smith, Squires, Stahl, Swanson, Taylor, Vance, Wagner, Warburton, Washburn, Welborn, Williams, Wilmer, Yates, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HOUSE JOURNAL
NINETEENTH LEGISLATIVE DAY - JANUARY 25, 2011

HB 69 - Representative Menahan moved **HB 69** do pass. Motion carried as follows:

Yeas: Arntzen, Bangerter, Barrett, B. Beck, B. Bennett, Boland, Brodehl, Clark, Connell, Court, Driscoll, Ehli, Esp, Fitzpatrick, Furey, Greef, Hands, Hansen, Hill, Hiner, Hollenbaugh, Hoven, Howard, Hunter, Knox, Lavin, Loney, MacDonald, MacLaren, Malek, McChesney, McClafferty, McGillvray, McNally, McNiven, McNutt, Mehlhoff, Menahan, Noonan, O'Hara, Pease-Lopez, Peterson, Phillips, Price, Read, Regier, Reichner, Reinhart, Salomon, Sands, Schmidt, Sesso, C. Smith, F. Smith, Squires, Stahl, Swanson, Taylor, Williams, Wilmer, Mr. Speaker.
Total 61

Nays: Ankney, Belcourt, G. Bennett, Berry, Blasdel, Blyton, Burnett, Cook, Cuffe, Edmunds, Evans, Flynn, Gibson, Hale, Harris, Hendrick, Hollandsworth, Ingraham, Kary, Kennedy, Kerns, Klock, Knudsen, Miller, More, O'Neil, Osmundson, Randall, Roberts, Rosendale, Skattum, Skees, Small, Vance, Wagner, Warburton, Washburn, Welborn, Yates.
Total 39

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 84 - Representative Boland moved **HB 84** do pass. Motion carried as follows:

Yeas: Ankney, Arntzen, Bangerter, Barrett, Belcourt, B. Bennett, Berry, Blasdel, Blyton, Boland, Brodehl, Clark, Connell, Cook, Court, Driscoll, Edmunds, Ehli, Esp, Evans, Fitzpatrick, Flynn, Furey, Gibson, Greef, Hands, Hansen, Harris, Hill, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Kary, Klock, Knox, Knudsen, Lavin, Loney, MacDonald, MacLaren, Malek, McChesney, McClafferty, McNally, McNiven, McNutt, Mehlhoff, Menahan, Miller, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peterson, Phillips, Price, Read, Regier, Reichner, Reinhart, Rosendale, Salomon, Sands, Schmidt, Sesso, Small, F. Smith, Squires, Stahl, Swanson, Taylor, Washburn, Williams, Wilmer, Mr. Speaker.
Total 80

Nays: B. Beck, G. Bennett, Burnett, Cuffe, Hale, Hendrick, Kennedy, Kerns, McGillvray, More, Randall, Roberts, Skattum, Skees, C. Smith, Vance, Wagner, Warburton, Welborn, Yates.
Total 20

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 90 - Representative McNutt moved **HB 90** do pass. Motion carried as follows:

HOUSE JOURNAL
NINETEENTH LEGISLATIVE DAY - JANUARY 25, 2011

Yeas: Ankney, Arntzen, Bangerter, Barrett, B. Beck, Belcourt, B. Bennett, Berry, Boland, Brodehl, Clark, Connell, Cook, Court, Driscoll, Ehli, Esp, Evans, Fitzpatrick, Flynn, Furey, Gibson, Greef, Hands, Hendrick, Hill, Hiner, Hollandsworth, Hollenbaugh, Hoven, Hunter, Ingraham, Klock, Knudsen, Lavin, MacDonald, MacLaren, Malek, McChesney, McClafferty, McGillvray, McNally, McNiven, McNutt, Mehlhoff, Menahan, More, Noonan, O'Hara, Pease-Lopez, Peterson, Phillips, Price, Read, Reichner, Reinhart, Roberts, Rosendale, Salomon, Sands, Schmidt, Sesso, Small, F. Smith, Squires, Stahl, Swanson, Taylor, Washburn, Welborn, Williams, Wilmer, Mr. Speaker.

Total 73

Nays: G. Bennett, Blasdel, Blyton, Burnett, Cuffe, Edmunds, Hale, Hansen, Harris, Howard, Kary, Kennedy, Kerns, Knox, Loney, Miller, O'Neil, Osmundson, Randall, Regier, Skattum, Skees, C. Smith, Vance, Wagner, Warburton, Yates.

Total 27

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 132 - Representative Hoven moved **HB 132** do pass. Motion carried as follows:

Yeas: Ankney, Arntzen, Bangerter, Barrett, Belcourt, B. Bennett, Berry, Blasdel, Boland, Brodehl, Burnett, Clark, Connell, Cook, Court, Cuffe, Driscoll, Ehli, Evans, Fitzpatrick, Flynn, Furey, Gibson, Greef, Hands, Hansen, Hill, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Klock, Knox, Knudsen, Lavin, Loney, MacDonald, MacLaren, Malek, McChesney, McClafferty, McGillvray, McNally, McNiven, McNutt, Mehlhoff, Menahan, More, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peterson, Phillips, Price, Randall, Regier, Reichner, Reinhart, Roberts, Rosendale, Salomon, Sands, Schmidt, Sesso, Skees, Small, C. Smith, F. Smith, Squires, Stahl, Swanson, Taylor, Warburton, Washburn, Williams, Wilmer, Yates, Mr. Speaker.

Total 83

Nays: B. Beck, G. Bennett, Blyton, Edmunds, Esp, Hale, Harris, Hendrick, Kary, Kennedy, Kerns, Miller, Skattum, Vance, Wagner, Welborn.

Total 16

Excused: None.

Total 0

Absent or not voting: Read.

Total 1

HB 269 - Representative Lavin moved **HB 269** do pass. Motion carried as follows:

HOUSE JOURNAL
NINETEENTH LEGISLATIVE DAY - JANUARY 25, 2011

Yeas: Ankney, Arntzen, Bangerter, Barrett, B. Beck, Belcourt, B. Bennett, G. Bennett, Berry, Blasdel, Blyton, Boland, Brodehl, Burnett, Clark, Connell, Cook, Court, Cuffe, Driscoll, Edmunds, Ehli, Esp, Evans, Fitzpatrick, Flynn, Furey, Gibson, Greef, Hale, Hands, Hansen, Harris, Hendrick, Hill, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Kary, Kennedy, Kerns, Klock, Knox, Knudsen, Lavin, Loney, MacDonald, MacLaren, Malek, McChesney, McClafferty, McGillvray, McNally, McNiven, McNutt, Mehlhoff, Menahan, Miller, More, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peterson, Phillips, Price, Randall, Read, Regier, Reichner, Reinhart, Roberts, Rosendale, Salomon, Sands, Schmidt, Sesso, Skattum, Skees, Small, C. Smith, F. Smith, Squires, Stahl, Swanson, Taylor, Vance, Wagner, Warburton, Washburn, Welborn, Williams, Wilmer, Yates, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 111 - Representative Stahl moved **HB 111** do pass. Motion carried as follows:

Yeas: Ankney, Arntzen, Bangerter, Barrett, B. Beck, Belcourt, B. Bennett, G. Bennett, Berry, Blasdel, Blyton, Boland, Brodehl, Burnett, Clark, Connell, Cook, Court, Cuffe, Driscoll, Edmunds, Ehli, Esp, Evans, Fitzpatrick, Flynn, Furey, Gibson, Greef, Hale, Hands, Hansen, Harris, Hendrick, Hill, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Kary, Kennedy, Kerns, Klock, Knox, Knudsen, Lavin, Loney, MacDonald, MacLaren, Malek, McChesney, McClafferty, McGillvray, McNally, McNiven, McNutt, Mehlhoff, Menahan, Miller, More, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peterson, Phillips, Price, Randall, Read, Regier, Reichner, Reinhart, Roberts, Rosendale, Salomon, Sands, Schmidt, Sesso, Skattum, Skees, Small, C. Smith, F. Smith, Squires, Stahl, Swanson, Taylor, Vance, Wagner, Warburton, Washburn, Welborn, Williams, Wilmer, Yates, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 1 - Senate Amendments - Representative McNutt moved Senate amendments to **HB 1** be

HOUSE JOURNAL
NINETEENTH LEGISLATIVE DAY - JANUARY 25, 2011

concurring in. Motion carried as follows:

Yeas: Ankney, Bangerter, Barrett, Belcourt, B. Bennett, G. Bennett, Berry, Blyton, Boland, Brodehl, Burnett, Clark, Connell, Cook, Court, Cuffe, Driscoll, Edmunds, Ehli, Evans, Fitzpatrick, Flynn, Furey, Gibson, Greef, Hale, Hands, Hansen, Harris, Hendrick, Hill, Hiner, Hollenbaugh, Hoven, Hunter, Ingraham, Kary, Kennedy, Kerns, Klock, Knox, Knudsen, Lavin, Loney, MacDonald, MacLaren, Malek, McChesney, McClafferty, McGillvray, McNally, McNiven, McNutt, Mehlhoff, Menahan, Miller, More, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Phillips, Price, Randall, Read, Reichner, Reinhart, Rosendale, Salomon, Sands, Schmidt, Sesso, Small, C. Smith, F. Smith, Squires, Stahl, Swanson, Taylor, Vance, Warburton, Washburn, Welborn, Williams, Wilmer, Yates, Mr. Speaker.

Total 88

Nays: Arntzen, B. Beck, Blasdel, Esp, Hollandsworth, Howard, Peterson, Regier, Roberts, Skattum, Skees, Wagner.

Total 12

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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

Yeas: Ankney, Arntzen, Bangerter, Barrett, B. Beck, Belcourt, B. Bennett, G. Bennett, Berry, Blasdel, Blyton, Boland, Brodehl, Burnett, Clark, Connell, Cook, Court, Cuffe, Driscoll, Edmunds, Ehli, Esp, Evans, Fitzpatrick, Flynn, Furey, Gibson, Greef, Hale, Hands, Hansen, Harris, Hendrick, Hill, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Kary, Kennedy, Kerns, Klock, Knudsen, Lavin, Loney, MacDonald, MacLaren, Malek, McChesney, McClafferty, McGillvray, McNally, McNiven, McNutt, Mehlhoff, Menahan, Miller, More, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peterson, Phillips, Price, Randall, Read, Regier, Reichner, Reinhart, Roberts, Rosendale, Salomon, Sands, Schmidt, Sesso, Skattum, Skees, Small, C. Smith, F. Smith, Squires, Stahl, Swanson, Taylor, Vance, Wagner, Warburton, Washburn, Welborn, Williams, Wilmer, Yates, Mr. Speaker.

Total 99

Nays: None.

Total 0

Excused: Knox.

Total 1

Absent or not voting: None.

HOUSE JOURNAL
NINETEENTH LEGISLATIVE DAY - JANUARY 25, 2011

Total 0

HB 1 - Representative McGillvray moved to suspend the rules and place **HB 1** at the top of the third reading board. Motion carried.

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 1, as amended by the Senate, passed as follows:

Yeas: Ankney, Bangerter, Barrett, Belcourt, B. Bennett, G. Bennett, Berry, Blyton, Boland, Brodehl, Burnett, Clark, Connell, Cook, Court, Cuffe, Driscoll, Edmunds, Ehli, Evans, Fitzpatrick, Flynn, Furey, Gibson, Greef, Hale, Hands, Hansen, Harris, Hendrick, Hill, Hiner, Hollandsworth, Hollenbaugh, Hoven, Hunter, Ingraham, Kennedy, Kerns, Klock, Knox, Knudsen, Lavin, Loney, MacDonald, MacLaren, Malek, McChesney, McClafferty, McGillvray, McNally, McNiven, McNutt, Mehlhoff, Menahan, Miller, More, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peterson, Phillips, Price, Randall, Read, Reichner, Reinhart, Rosendale, Salomon, Sands, Schmidt, Sesso, Small, C. Smith, F. Smith, Squires, Stahl, Swanson, Taylor, Vance, Warburton, Washburn, Welborn, Williams, Wilmer, Yates, Mr. Speaker.

Total 89

Nays: Arntzen, B. Beck, Blasdel, Esp, Howard, Kary, Regier, Roberts, Skattum, Skees, Wagner.

Total 11

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 12 passed as follows:

Yeas: Arntzen, Bangerter, Barrett, B. Beck, B. Bennett, Berry, Blasdel, Blyton, Boland, Brodehl, Clark, Connell, Court, Driscoll, Edmunds, Ehli, Esp, Evans, Fitzpatrick, Flynn, Furey, Greef, Hands, Hansen, Harris, Hendrick, Hill, Hiner, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Lavin, Loney, MacDonald, MacLaren, Malek, McChesney, McClafferty, McGillvray, McNally, McNiven, McNutt, Mehlhoff, Menahan, More, Noonan, O'Hara, O'Neil, Pease-Lopez, Peterson, Phillips, Price, Read, Regier, Reichner, Reinhart, Roberts, Rosendale, Salomon, Sands, Schmidt, Sesso, Small, C. Smith, F. Smith, Squires, Stahl, Swanson, Taylor, Warburton, Williams, Wilmer, Yates, Mr. Speaker.

Total 76

HOUSE JOURNAL
NINETEENTH LEGISLATIVE DAY - JANUARY 25, 2011

Nays: Ankney, Belcourt, G. Bennett, Burnett, Cook, Cuffe, Gibson, Hale, Hollandsworth, Kary, Kennedy, Kerns, Klock, Knox, Knudsen, Miller, Osmundson, Randall, Skattum, Skees, Vance, Wagner, Washburn, Welborn.

Total 24

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 57 passed as follows:

Yeas: Ankney, Arntzen, Bangerter, Barrett, B. Beck, Belcourt, B. Bennett, G. Bennett, Berry, Blyton, Boland, Brodehl, Burnett, Clark, Connell, Cook, Court, Cuffe, Driscoll, Edmunds, Ehli, Esp, Evans, Fitzpatrick, Flynn, Furey, Gibson, Greef, Hands, Hansen, Harris, Hendrick, Hill, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Kary, Klock, Knox, Knudsen, Loney, MacDonald, MacLaren, Malek, McChesney, McClafferty, McGillvray, McNally, McNiven, McNutt, Mehlhoff, Menahan, Miller, More, Noonan, O'Hara, Osmundson, Pease-Lopez, Peterson, Phillips, Price, Read, Regier, Reichner, Reinhart, Roberts, Rosendale, Salomon, Sands, Schmidt, Sesso, Skees, Small, C. Smith, F. Smith, Squires, Stahl, Swanson, Taylor, Vance, Wagner, Washburn, Williams, Wilmer, Yates, Mr. Speaker.

Total 90

Nays: Blasdel, Hale, Kennedy, Kerns, Lavin, O'Neil, Randall, Skattum, Warburton, Welborn.

Total 10

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 89 passed as follows:

Yeas: Ankney, Arntzen, Bangerter, Barrett, B. Beck, Belcourt, B. Bennett, G. Bennett, Berry, Blasdel, Blyton, Boland, Brodehl, Burnett, Clark, Connell, Cook, Court, Cuffe, Driscoll, Edmunds, Ehli, Esp, Evans, Fitzpatrick, Flynn, Furey, Gibson, Greef, Hale, Hands, Hansen, Harris, Hendrick, Hill, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Kary, Kennedy, Kerns, Klock, Knox, Knudsen, Lavin, Loney, MacDonald, MacLaren, Malek, McChesney, McClafferty, McGillvray, McNally, McNiven, McNutt, Mehlhoff, Menahan, Miller, More, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peterson, Phillips, Price, Randall, Read, Regier, Reichner, Reinhart, Roberts, Rosendale, Salomon, Sands, Schmidt, Sesso, Skattum, Skees, Small, C. Smith, F. Smith, Stahl, Swanson, Taylor, Vance, Wagner, Washburn, Welborn, Williams, Wilmer, Yates, Mr. Speaker.

HOUSE JOURNAL
NINETEENTH LEGISLATIVE DAY - JANUARY 25, 2011

Total 98

Nays: Squires, Warburton.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 61 passed as follows:

Yeas: Ankney, Arntzen, Bangerter, Barrett, B. Beck, Belcourt, B. Bennett, G. Bennett, Berry, Blasdel, Blyton, Boland, Brodehl, Burnett, Clark, Connell, Cook, Court, Cuffe, Driscoll, Edmunds, Ehli, Evans, Flynn, Furey, Gibson, Greef, Hands, Hansen, Harris, Hendrick, Hill, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Kary, Kennedy, Kerns, Klock, Knox, Knudsen, Lavin, Loney, MacDonald, MacLaren, Malek, McChesney, McClafferty, McGillvray, McNally, McNiven, McNutt, Mehlhoff, Menahan, Miller, More, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peterson, Phillips, Price, Randall, Read, Regier, Reichner, Reinhart, Roberts, Rosendale, Salomon, Sands, Schmidt, Sesso, Skattum, Skees, C. Smith, F. Smith, Squires, Stahl, Swanson, Taylor, Vance, Warburton, Washburn, Williams, Wilmer, Yates, Mr. Speaker.

Total 94

Nays: Esp, Fitzpatrick, Hale, Small, Wagner, Welborn.

Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 119 passed as follows:

Yeas: Ankney, Arntzen, Bangerter, Barrett, B. Beck, Belcourt, B. Bennett, G. Bennett, Berry, Blasdel, Blyton, Boland, Brodehl, Burnett, Clark, Connell, Cook, Court, Cuffe, Driscoll, Edmunds, Ehli, Esp, Evans, Fitzpatrick, Flynn, Furey, Gibson, Greef, Hale, Hands, Hansen, Harris, Hendrick, Hill, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Kary, Kennedy, Kerns, Klock, Knox, Knudsen, Lavin, Loney, MacDonald, MacLaren, Malek, McChesney, McClafferty, McGillvray, McNally, McNiven, McNutt, Mehlhoff, Menahan, Miller, More, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peterson, Phillips, Price, Randall, Read, Regier, Reichner, Reinhart, Roberts, Rosendale, Salomon, Sands, Schmidt, Sesso, Skattum, Skees, Small, C. Smith, F. Smith, Squires, Stahl, Swanson, Taylor, Vance, Wagner,

HOUSE JOURNAL
NINETEENTH LEGISLATIVE DAY - JANUARY 25, 2011

Warburton, Washburn, Welborn, Williams, Wilmer, Yates, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 250 passed as follows:

Yeas: Ankney, Arntzen, Bangerter, Barrett, B. Beck, Belcourt, B. Bennett, G. Bennett, Berry, Blasdel, Blyton, Boland, Brodehl, Burnett, Clark, Connell, Cook, Court, Cuffe, Driscoll, Edmunds, Ehli, Esp, Evans, Fitzpatrick, Flynn, Furey, Gibson, Greef, Hale, Hands, Hansen, Harris, Hendrick, Hill, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Kary, Kennedy, Kerns, Klock, Knox, Knudsen, Lavin, Loney, MacDonald, MacLaren, Malek, McChesney, McClafferty, McGillvray, McNally, McNiven, McNutt, Mehlhoff, Menahan, Miller, More, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peterson, Phillips, Price, Randall, Read, Regier, Reichner, Reinhart, Roberts, Rosendale, Salomon, Sands, Schmidt, Sesso, Skattum, Skees, Small, C. Smith, F. Smith, Squires, Stahl, Swanson, Taylor, Vance, Wagner, Warburton, Washburn, Welborn, Williams, Wilmer, Yates, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

MOTIONS

Rep. Ankney moved to Reconsider Second Reading Action on **HB 107**. Motion carried as follows:

Yeas: Ankney, Arntzen, Bangerter, Barrett, B. Beck, Belcourt, B. Bennett, Berry, Blasdel, Boland, Brodehl, Clark, Connell, Cook, Court, Cuffe, Driscoll, Edmunds, Ehli, Evans, Fitzpatrick, Flynn, Furey, Gibson, Greef, Hands, Hansen, Hendrick, Hill, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Klock, Lavin, Loney, MacDonald, MacLaren, Malek, McChesney, McClafferty, McGillvray, McNally, McNiven, McNutt, Mehlhoff, Menahan,

HOUSE JOURNAL
NINETEENTH LEGISLATIVE DAY - JANUARY 25, 2011

Miller, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peterson, Phillips, Price, Read, Regier, Reichner, Reinhart, Roberts, Rosendale, Sands, Schmidt, Sesso, Small, F. Smith, Squires, Stahl, Swanson, Vance, Warburton, Williams, Wilmer, Yates, Mr. Speaker.
Total 79

Nays: G. Bennett, Blyton, Burnett, Esp, Hale, Harris, Kary, Kennedy, Kerns, Knudsen, More, Randall, Salomon, Skattum, Skees, C. Smith, Taylor, Wagner, Washburn, Welborn.
Total 20

Excused: Knox.
Total 1

Absent or not voting: None.
Total 0

Representative McGillvray moved **HB 90** be moved from the Committee of the Whole after second reading to the Appropriations committee.

UNFINISHED BUSINESS

Mr. Speaker, I move that the following undersigned name be **ADDED** as sponsor to **HB 274**
Motion carried.

HB 274 (Howard Chief Sponsor)
Representative Blasdel, Blyton, Hale, Loney, O'Hara, Vance.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative McGillvray moved that the House adjourn until 1:00 p.m., Wednesday, January 26, 2011. Motion carried.

House adjourned at 2:15 p.m.

BETH CARGO
Chief Clerk of the House

MIKE MILBURN
Speaker of the House