

**HOUSE JOURNAL
62ND LEGISLATURE
TWENTY-FOURTH LEGISLATIVE DAY**

Helena, Montana
January 31, 2011

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker in the Chair. Invocation by St. Paul's United Methodist Choir, introduced by Rep. MacDonald. Pledge of Allegiance to the Flag.

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

BILLS (O'Hara, Chairman): 1/31/2011

Correctly engrossed: **HB 79, HB 196.**

Correctly printed: **HB 24.**

The members of Central Services, Information Technology and Financial Services/Human Resources were introduced.

Rep. Taylor introduced our pages as follows:

LEGISLATIVE ADMINISTRATION (O'Hara, Chairman): 1/31/2011

MR. SPEAKER:

We, your committee on Legislative Administration recommend that employment of the following attaches of the House be terminated as of 12:00 p.m., Saturday, January 29, 2011:

<u>TITLE</u>	<u>NAME</u>
Pages:	Duncan Livingston, Eureka
	Sam Misplon, Helena
	Kacey Gollehon, Choteau
	Emily Casebolt, Livingston
	Morgan Kuntz, Dillon
	Tory Byrd, Great Falls
	Tucker Vanden Bos, Valier

and recommend that the following attaches of the House be employed as of 8:00 a.m., Monday, January 31, 2011:

<u>TITLE</u>	<u>NAME</u>
Pages:	Allison Cazier, Toston
	Carlton Michel, East Helena
	Cree Shield, Great Falls
	Amber Stenson, Dupuyer

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Clint Cooper, Polson
Dustin Lenz, Billings
Ashlee Kane, East Helena

Report Adopted.

REPORTS OF STANDING COMMITTEES

NATURAL RESOURCES (Hendrick, Chairman):

1/28/2011

HB 24, do pass. Report adopted.

HB 79, introduced bill, be amended as follows:

1. Page 3, line 1 through line 3.

Strike: "(a) The" on line 1 through "(b)" on line 3

And, as amended, do pass. Report adopted.

HB 196, introduced bill, be amended as follows:

1. Title, line 4.

Strike: "DIRECTING"

Insert: "ALLOWING"

2. Page 1, line 14 through line 16.

Strike: line 14 through line 16 in their entirety

3. Page 1, line 24.

Strike: "shall"

Insert: "may, if funds are available,"

4. Page 1, line 30.

Strike: "shall"

Insert: "may"

Strike: "thorough, independent,"

5. Page 2, line 1.

Strike: "shall"

Insert: "may"

6. Page 2, line 4.

Strike: "shall"

Insert: "may"

7. Page 2, line 11.

Strike: "review"

Insert: "economic analysis"

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8. Page 2, line 12.

Strike: "and analysis"

9. Page 2, line 18 through line 20.

Strike: subsection (3) in its entirety

Renumber: subsequent subsection

10. Page 2, line 21.

Strike: "shall"

Insert: "may"

And, as amended, do pass. Report adopted.

FIRST READING AND COMMITMENT OF BILLS

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

HB 375, introduced by Cook, Hollandsworth, referred to Appropriations.

HB 376, introduced by C. Smith, Gibson, Howard, Taylor, Roberts, Clark, Osmundson, Knudsen, McGillvray, Blasdel, Flynn, Reichner, referred to Human Services.

HB 377, introduced by Warburton, Caferro, Windy Boy, Lewis, Hunter, De. Barrett, Branae, Wanzenried, Ingraham, Hutton, Gillan, Pease-Lopez, Blasdel, Stahl, referred to Human Services.

HB 378, introduced by Wilmer, C. Williams, referred to Business and Labor.

HB 379, introduced by Menahan, referred to Judiciary.

HB 380, introduced by Blasdel, McChesney, Olson, Belcourt, referred to Local Government.

HB 381, introduced by Kerns, referred to Judiciary.

HB 382, introduced by Kennedy, G. Bennett, Kerns, Loney, referred to Judiciary.

HB 383, introduced by Phillips, referred to Natural Resources.

HB 384, introduced by Kerns, referred to Judiciary.

HB 385, introduced by Reinhart, Wanzenried, Malek, O'Hara, Squires, McClafferty, Furey, Price, Pease-Lopez, Welborn, Rosendale, referred to Appropriations.

**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 Rosendale in the chair.

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

HB 110 - Representative Welborn moved consideration of **HB 110** be placed at the bottom of the second reading board for the purpose of amendment. Motion carried.

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HB 118 - Representative Hunter moved **HB 118** do pass. Motion carried as follows:

Yeas: Ankney, Arntzen, Bangerter, Barrett, B. Beck, Belcourt, B. Bennett, Berry, Boland, Brodehl, Burnett, Clark, Connell, Cook, Court, Driscoll, Edmunds, Ehli, Esp, Evans, Fitzpatrick, Flynn, Furey, Gibson, Greef, Hands, Hansen, Harris, Hendrick, Hill, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Kennedy, 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, Skees, Small, F. Smith, Squires, Stahl, Swanson, Taylor, Vance, Warburton, Washburn, Welborn, Williams, Wilmer, Yates, Mr. Speaker.

Total 89

Nays: G. Bennett, Blasdel, Blyton, Cuffe, Hale, Kary, Kerns, Knox, Skattum, C. Smith, Wagner.

Total 11

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 125 - Representative Klock moved **HB 125** do pass. Motion carried as follows:

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

Total 84

Nays: G. Bennett, Blyton, Burnett, Edmunds, Flynn, Hale, Kennedy, Kerns, Knox, More, Randall, Skattum, Skees, C. Smith, Vance, Wagner.

Total 16

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 249 - Representative Fitzpatrick moved **HB 249** do pass. Motion carried as follows:

Yeas: Arntzen, B. Beck, G. Bennett, Berry, Blasdel, Blyton, Brodehl, Burnett, Clark, Connell, Cook, Cuffe, Edmunds, Ehli, Esp, Evans, Fitzpatrick, Flynn, Gibson, Greef, Hale, Hansen, Harris, Hendrick, Hollandsworth, Hoven, Howard, Ingraham, Kary, Kennedy, Kerns, Klock, Knox, Lavin, Loney, MacLaren, McGillvray, McNiven, McNutt, Miller, More, O'Hara, O'Neil, Osmundson, Randall, Read, Regier, Reichner, Rosendale, Salomon, Skattum, Skees, Small, C. Smith, Stahl, Taylor, Vance, Warburton, Washburn, Welborn, Mr. Speaker.

Total 61

Nays: Ankney, Bangerter, Barrett, Belcourt, B. Bennett, Boland, Court, Driscoll, Furey, Hands, Hill, Hiner, Hollenbaugh, Hunter, Knudsen, MacDonald, Malek, McChesney, McClafferty, McNally, Mehlhoff, Menahan, Noonan, Pease-Lopez, Peterson, Phillips, Price, Reinhart, Roberts, Sands, Schmidt, Sesso, F. Smith, Squires, Swanson, Wagner, Williams, Wilmer, Yates.

Total 39

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 20 - Representative Hendrick moved **HB 20** do pass. Motion carried as follows:

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

Total 87

Nays: G. Bennett, Cuffe, Esp, Hale, Kerns, McNutt, Miller, Reichner, Small, Wagner, Warburton, Welborn.

Total 12

Excused: None.

Total 0

Absent or not voting: Evans.

Total 1

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HB 64 - Representative Stahl moved **HB 64** do pass.

HB 64 - Representative Stahl moved **HB 64**, second reading copy, be amended as follows:

1. Page 1, line 23 through line 24.

Strike: subsection (f) in its entirety

Renumber: subsequent subsection

2. Page 1, line 27.

Following: line 26

Insert: "(2) The department shall adopt administrative rules regarding the loaning of employees between agencies and assigning responsibility for salary and benefits. The rules may not allow agencies to loan employees in excess of 3 months except for employees loaned for fires or other declared emergencies."

Renumber: subsequent subsections

Amendment adopted as follows:

Yeas: Ankney, Arntzen, Bangerter, B. Beck, G. Bennett, Berry, Blasdel, Blyton, Brodehl, Burnett, Clark, Cook, Cuffe, Edmunds, Ehli, Esp, Evans, Fitzpatrick, Flynn, Gibson, Greef, Hale, Harris, Hendrick, Hollandsworth, Hoven, Howard, Ingraham, Kary, Kennedy, Kerns, Klock, Knox, Knudsen, Lavin, Loney, McGillvray, McNiven, McNutt, Miller, More, O'Hara, O'Neil, Osmundson, Peterson, Randall, Read, Regier, Reichner, Roberts, Rosendale, Salomon, Skattum, Skees, Small, C. Smith, Stahl, Taylor, Vance, Wagner, Warburton, Washburn, Welborn, Mr. Speaker.

Total 64

Nays: Barrett, Belcourt, B. Bennett, Boland, Court, Driscoll, Furey, Hands, Hansen, Hill, Hiner, Hollenbaugh, Hunter, MacDonald, MacLaren, Malek, McChesney, McClafferty, McNally, Mehlhoff, Menahan, Noonan, Pease-Lopez, Phillips, Price, Reinhart, Sands, Schmidt, Sesso, F. Smith, Squires, Swanson, Williams, Wilmer, Yates.

Total 35

Excused: Connell.

Total 1

Absent or not voting: None.

Total 0

HB 64 - Representative Stahl moved **HB 64**, as amended, do pass. Motion carried as follows:

Yeas: Ankney, Arntzen, Bangerter, B. Beck, G. Bennett, Berry, Blasdel, Blyton, Brodehl, Burnett, Clark, Connell, Cook, Cuffe, Edmunds, Ehli, Evans, Fitzpatrick, Flynn, Gibson, Greef, Hale, Hansen, Harris, Hendrick, Hollandsworth, Hoven, Howard, Ingraham, Kary, Kennedy, Kerns, Klock, Knox, Knudsen, Lavin, Loney, MacLaren, McChesney, McGillvray, McNiven,

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McNutt, Miller, More, O'Hara, O'Neil, Osmundson, Peterson, Randall, Read, Regier, Reichner, Roberts, Rosendale, Salomon, Skattum, Skees, Small, C. Smith, Stahl, Taylor, Vance, Wagner, Warburton, Washburn, Welborn, Mr. Speaker.

Total 67

Nays: Barrett, Belcourt, B. Bennett, Boland, Court, Driscoll, Furey, Hands, Hill, Hiner, Hollenbaugh, Hunter, MacDonald, Malek, McClafferty, McNally, Mehlhoff, Menahan, Noonan, Pease-Lopez, Phillips, Price, Reinhart, Sands, Schmidt, Sesso, F. Smith, Squires, Swanson, Williams, Wilmer, Yates.

Total 32

Excused: None.

Total 0

Absent or not voting: Esp.

Total 1

HB 131 - Representative Menahan moved **HB 131**, as amended, 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 156 - Representative F. Smith moved **HB 156** do pass. Motion carried as follows:

Yeas: Ankney, Arntzen, Bangerter, Barrett, Belcourt, B. Bennett, G. Bennett, Berry, Blyton, Boland, Brodehl, Clark, Connell, Cook, Court, Cuffe, Driscoll, Ehli, Evans, Fitzpatrick, Furey,

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Gibson, Greef, Hale, Hands, Hansen, Harris, Hill, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Kary, Klock, Knox, Knudsen, Lavin, Loney, MacDonald, MacLaren, Malek, McChesney, McClafferty, McGillvray, McNally, McNutt, Mehlhoff, Menahan, Miller, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Phillips, Price, Randall, Read, Reinhart, Roberts, Rosendale, Salomon, Sands, Schmidt, Sesso, Skees, Small, F. Smith, Squires, Swanson, Taylor, Wagner, Warburton, Washburn, Welborn, Williams, Wilmer, Yates, Mr. Speaker.

Total 82

Nays: B. Beck, Blasdel, Burnett, Edmunds, Esp, Flynn, Hendrick, Kennedy, Kerns, McNiven, More, Peterson, Regier, Reichner, Skattum, C. Smith, Vance.

Total 17

Excused: None.

Total 0

Absent or not voting: Stahl.

Total 1

HB 80 - Representative Arntzen moved **HB 80** do pass.

HB 80 - Representative Reinhart moved **HB 80**, second reading copy, be amended as follows:

1. Title, page 1, line 16.

Following: "BENEFITS;"

Insert: "CLARIFYING APPLICABILITY OF UNEMPLOYMENT BENEFITS FOR VICTIMS OF CERTAIN CRIMES AND MAKING THEIR BENEFITS UNIFORM WITH OTHER UNEMPLOYMENT BENEFITS;"

2. Page 15, line 12 through line 15.

Strike: subsection (c) in its entirety

Amendment **not** adopted as follows:

Yeas: Barrett, Belcourt, B. Bennett, Boland, Clark, Court, Driscoll, Evans, Fitzpatrick, Furey, Hands, Hill, Hiner, Hollenbaugh, Hunter, MacDonald, Malek, McChesney, McClafferty, McNally, Mehlhoff, Menahan, Noonan, Pease-Lopez, Phillips, Price, Reinhart, Salomon, Sands, Schmidt, Sesso, F. Smith, Squires, Swanson, Warburton, Williams, Wilmer.

Total 37

Nays: Ankney, Arntzen, Bangerter, B. Beck, G. Bennett, Berry, Blasdel, Blyton, Brodehl, Burnett, Cook, Cuffe, Edmunds, Ehli, Esp, Flynn, Gibson, Greef, Hale, Hansen, Harris, Hendrick, Hollandsworth, Hoven, Howard, Ingraham, Kary, Kennedy, Kerns, Klock, Knox, Knudsen, Lavin, Loney, MacLaren, McGillvray, McNiven, McNutt, Miller, More, O'Hara, O'Neil, Osmundson, Peterson, Randall, Read, Regier, Reichner, Roberts, Rosendale, Skattum, Skees,

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Small, C. Smith, Stahl, Taylor, Vance, Wagner, Washburn, Welborn, Yates, Mr. Speaker.
Total 62

Excused: Connell.
Total 1

Absent or not voting: None.
Total 0

HB 80 - Representative Arntzen moved **HB 80** do pass. Motion carried as follows:

Yeas: Ankney, Arntzen, Bangerter, Barrett, B. Beck, Belcourt, B. Bennett, Berry, Blyton, Boland, Brodehl, Burnett, Clark, Connell, Cook, Court, Cuffe, Driscoll, Ehli, Esp, Evans, Fitzpatrick, Flynn, Furey, Gibson, Greef, Hale, Hands, Hansen, Hendrick, Hill, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Kary, Klock, Knudsen, Lavin, Loney, MacLaren, Malek, McChesney, McClafferty, McNally, McNiven, McNutt, Mehlhoff, Menahan, O'Hara, O'Neil, Pease-Lopez, Peterson, Phillips, Price, Randall, Read, Regier, Reichner, Reinhart, Roberts, Rosendale, Salomon, Sands, Schmidt, Sesso, Small, C. Smith, F. Smith, Squires, Stahl, Swanson, Taylor, Vance, Warburton, Washburn, Welborn, Williams, Wilmer, Yates, Mr. Speaker.
Total 84

Nays: G. Bennett, Blasdel, Edmunds, Harris, Kennedy, Kerns, Knox, MacDonald, McGillvray, Miller, More, Noonan, Osmundson, Skattum, Skees, Wagner.
Total 16

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 110 - Representative Welborn moved **HB 110** do pass.

HB 110 - Representative Esp moved **HB 110**, second reading copy, be amended as follows:

1. Title, page 1, line 11 through line 12.

Strike: "CLARIFYING" on line 11 through "REVOKED;" on line 12

2. Title, page 1, line 13.

Strike: "39-71-418,"

3. Page 8, line 29 through page 9, line 18.

Strike: section 2 in its entirety

ReNUMBER: subsequent sections

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Amendment **not** adopted as follows:

Yeas: Arntzen, Bangerter, B. Beck, G. Bennett, Blasdel, Blyton, Brodehl, Burnett, Cuffe, Edmunds, Esp, Evans, Flynn, Greef, Hale, Hendrick, Howard, Ingraham, Kary, Kennedy, Kerns, Klock, Knox, Knudsen, Lavin, Loney, MacLaren, McGillvray, O'Neil, Osmundson, Randall, Read, Regier, Rosendale, Skattum, Skees, C. Smith, Stahl, Taylor, Vance, Wagner, Warburton, Washburn, Yates, Mr. Speaker.

Total 45

Nays: Ankney, Barrett, Belcourt, B. Bennett, Berry, Boland, Clark, Cook, Court, Driscoll, Ehli, Fitzpatrick, Furey, Gibson, Hands, Hansen, Harris, Hill, Hiner, Hollandsworth, Hollenbaugh, Hoven, Hunter, MacDonald, Malek, McChesney, McClafferty, McNally, McNiven, McNutt, Mehlhoff, Menahan, Miller, Noonan, O'Hara, Pease-Lopez, Peterson, Phillips, Price, Reichner, Reinhart, Roberts, Salomon, Sands, Schmidt, Sesso, Small, F. Smith, Squires, Swanson, Welborn, Williams, Wilmer.

Total 53

Excused: Connell.

Total 1

Absent or not voting: More.

Total 1

HB 110 - Representative More expressed a conflict of interest and abstained from voting.

HB 110 - Representative Welborn moved **HB 110** do pass. Motion carried as follows:

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

Total 76

Nays: G. Bennett, Blasdel, Blyton, Burnett, Cuffe, Edmunds, Esp, Hansen, Howard, Kary, Kennedy, Kerns, Knox, McGillvray, O'Neil, Osmundson, Skattum, Skees, C. Smith, Vance, Wagner, Yates.

Total 22

Excused: None.

Total 0

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Absent or not voting: Mehlhoff, More.

Total 2

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

Yeas: Ankney, Arntzen, Bangerter, Barrett, B. Beck, Belcourt, G. Bennett, Berry, Blasdel, Blyton, Brodehl, Burnett, Clark, 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, Schmidt, Sesso, Skattum, Skees, Small, C. Smith, F. Smith, Squires, Stahl, Swanson, Taylor, Vance, Wagner, Warburton, Washburn, Welborn, Williams, Wilmer, Yates, Mr. Speaker.

Total 96

Nays: B. Bennett, Boland, Sands.

Total 3

Excused: Connell.

Total 1

Absent or not voting: None.

Total 0

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 95 passed as follows:

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

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Total 82

Nays: Burnett, Edmunds, Hale, Howard, Kennedy, Kerns, Knox, McGillvray, Miller, More, O'Neil, Osmundson, Randall, Salomon, Skattum, Skees, Warburton.

Total 17

Excused: Connell.

Total 1

Absent or not voting: None.

Total 0

HB 106 passed as follows:

Yeas: Ankney, Arntzen, Bangerter, Barrett, B. Beck, B. Bennett, G. Bennett, Berry, Blasdel, Blyton, Boland, Brodehl, Burnett, Clark, 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, Kennedy, Kerns, 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 96

Nays: Belcourt, Hale, Klock.

Total 3

Excused: Connell.

Total 1

Absent or not voting: None.

Total 0

HB 144 passed as follows:

Yeas: Ankney, Arntzen, Bangerter, B. Beck, G. Bennett, Berry, Blasdel, Blyton, Brodehl, Burnett, Clark, Cook, Cuffe, Edmunds, Ehli, Esp, Evans, Fitzpatrick, Flynn, Gibson, Greef, Hale, Hansen, Harris, Hendrick, Hiner, Hollandsworth, Hoven, Howard, Ingraham, Kary, Kennedy, Kerns, Klock, Knox, Knudsen, Lavin, Loney, MacLaren, McChesney, McGillvray, McNiven, McNutt, Mehlhoff, Miller, More, O'Hara, O'Neil, Osmundson, Peterson, Randall, Read, Regier, Reichner, Roberts, Rosendale, Salomon, Skattum, Skees, Small, C. Smith, F. Smith, Stahl, Taylor, Vance, Wagner, Warburton, Washburn, Welborn, Wilmer, Yates, Mr. Speaker.

Total 72

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Nays: Barrett, Belcourt, B. Bennett, Boland, Court, Driscoll, Furey, Hands, Hill, Hollenbaugh, Hunter, MacDonald, Malek, McClafferty, McNally, Menahan, Noonan, Pease-Lopez, Phillips, Price, Reinhart, Sands, Schmidt, Sesso, Squires, Swanson, Williams.

Total 27

Excused: Connell.

Total 1

Absent or not voting: None.

Total 0

HB 176 passed as follows:

Yeas: Ankney, Arntzen, Bangerter, Barrett, B. Beck, Belcourt, B. Bennett, Berry, Blasdel, Blyton, Boland, Brodehl, Clark, Cook, Court, Cuffe, Driscoll, Edmunds, Ehli, Esp, Evans, Fitzpatrick, Flynn, Furey, Gibson, Greef, Hale, Hands, Harris, Hendrick, Hill, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Kary, Kennedy, Klock, Knox, Knudsen, Lavin, Loney, MacDonald, MacLaren, Malek, McChesney, McClafferty, McGillvray, McNally, McNiven, McNutt, Mehlhoff, Menahan, Miller, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peterson, Phillips, Price, Randall, Read, Regier, Reichner, Reinhart, 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 93

Nays: G. Bennett, Burnett, Hansen, Kerns, More, Roberts.

Total 6

Excused: Connell.

Total 1

Absent or not voting: None.

Total 0

HB 236 passed as follows:

Yeas: Ankney, Arntzen, Bangerter, Barrett, Belcourt, Berry, Blasdel, Blyton, Boland, Brodehl, Burnett, Clark, Cook, Cuffe, Driscoll, Edmunds, Ehli, Evans, Fitzpatrick, Flynn, Furey, Gibson, Greef, Hansen, Harris, Hendrick, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Kary, Klock, Knudsen, Lavin, Loney, MacLaren, McChesney, McNally, McNiven, McNutt, Mehlhoff, Menahan, Noonan, O'Hara, O'Neil, Osmundson, Peterson, Phillips, Price, Read, Regier, Reichner, Roberts, Rosendale, Salomon, Schmidt, Sesso, Skees, Small, F. Smith, Stahl, Taylor, Vance, Washburn, Welborn, Williams, Wilmer, Yates, Mr. Speaker.

Total 72

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TWENTY-FOURTH LEGISLATIVE DAY - JANUARY 31, 2011

Nays: B. Beck, B. Bennett, G. Bennett, Court, Esp, Hale, Hands, Hill, Kennedy, Kerns, Knox, MacDonald, Malek, McClafferty, McGillvray, Miller, More, Pease-Lopez, Randall, Reinhart, Sands, Skattum, C. Smith, Squires, Swanson, Wagner, Warburton.

Total 27

Excused: Connell.

Total 1

Absent or not voting: None.

Total 0

HB 270 passed as follows:

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

Total 87

Nays: Edmunds, Esp, Hale, Hansen, Kary, Kennedy, Kerns, More, Peterson, Read, Roberts, Wagner.

Total 12

Excused: Connell.

Total 1

Absent or not voting: None.

Total 0

HJR 4 adopted as follows:

Yeas: Ankney, Arntzen, Bangerter, B. Beck, Belcourt, G. Bennett, Berry, Blasdel, Blyton, Brodehl, Burnett, Clark, Cook, Cuffe, Edmunds, Ehli, Esp, Evans, Fitzpatrick, Flynn, Furey, Gibson, Greef, Hale, Hansen, Harris, Hendrick, Hiner, Hollandsworth, Hoven, Howard, Ingraham, Kary, Kennedy, Kerns, Klock, Knox, Knudsen, Lavin, Loney, MacLaren, McChesney, McClafferty, McGillvray, McNiven, McNutt, Mehlhoff, Miller, More, O'Hara, O'Neil, Osmundson, Peterson, Randall, Read, Regier, Reichner, Roberts, Rosendale, Salomon, Skattum, Skees, Small, C. Smith, F. Smith, Stahl, Taylor, Vance, Wagner, Warburton, Washburn, Welborn, Wilmer, Yates, Mr. Speaker.

Total 75

HOUSE JOURNAL
TWENTY-FOURTH LEGISLATIVE DAY - JANUARY 31, 2011

Nays: Barrett, B. Bennett, Boland, Court, Driscoll, Hands, Hill, Hollenbaugh, Hunter, MacDonald, Malek, McNally, Menahan, Noonan, Pease-Lopez, Phillips, Price, Reinhart, Sands, Schmidt, Sesso, Squires, Swanson, Williams.

Total 24

Excused: Connell.

Total 1

Absent or not voting: None.

Total 0

HB 258 passed as follows:

Yeas: Ankney, Arntzen, Bangerter, Barrett, B. Beck, Belcourt, B. Bennett, G. Bennett, Berry, Blasdel, Blyton, Boland, Brodehl, Burnett, Clark, 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 99

Nays: None.

Total 0

Excused: Connell.

Total 1

Absent or not voting: None.

Total 0

HB 268 passed as follows:

Yeas: Ankney, Arntzen, Bangerter, Barrett, B. Beck, Belcourt, B. Bennett, G. Bennett, Berry, Blasdel, Blyton, Boland, Brodehl, Burnett, Clark, 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,

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TWENTY-FOURTH LEGISLATIVE DAY - JANUARY 31, 2011

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

Total 99

Nays: None.

Total 0

Excused: Connell.

Total 1

Absent or not voting: None.

Total 0

MOTIONS

Representative Cuffe moved to change his vote on **HB 95** from no to yes. Without objection, so ordered. The original vote was taken on Legislative Day Twenty-Three.

Representative Kennedy moved to change his vote on **HB 125** from yes to no. Without objection, so ordered.

SPECIAL ORDERS OF THE DAY

Speaker Milburn reminded the House of Representatives that on Thursday, February 3, 2011, they would hear the State of the Tribal Nations address.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative McGillvray moved that the House adjourn until 1:00 p.m., Tuesday, February 1, 2011. Motion carried.

House adjourned at 2:46 p.m.

BETH CARGO
Chief Clerk of the House

MIKE MILBURN
Speaker of the House