

**HOUSE JOURNAL
62ND LEGISLATURE
FIFTY-NINTH LEGISLATIVE DAY**

Helena, Montana
March 16, 2011

House Chambers
State Capitol

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

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

BILLS (O'Hara, Chairman):

3/16/2011

Correctly printed: **HB 8, SB 115, SB 118, SB 159, SB 223, SB 351.**

Correctly engrossed: **HB 3, HB 4, SB 136.**

Correctly enrolled: **HB 78, HB 98, HB 120, HB 176, HB 287, HB 356, HB 367, HB 399.**

Examined by the sponsor and found to be correct: **HB 78, HB 98, HB 120, HB 287, HB 356, HB 367, HB 399.**

Signed by the Chief Clerk of the House at 4:45 p.m., March 16, 2011: **HB 23, HB 53, HB 79, HB 92, HB 93, HB 118, HB 119, HB 127, HB 169, HB 233, HB 419, HJR 6.**

Signed by the Chief Clerk of the House at 4:40 p.m., March 16, 2011: **HB 62, HB 81, HB 86, HB 252.**

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (McNutt, Chairman):

3/15/2011

HB 3, introduced bill, be amended as follows:

1. Page 1.

Following: line 16

Insert: "Commissioner of Political Practices

Hearing and Legal Costs \$88,500 General Fund"

2. Page 1, line 18.

Strike: "\$300,000"

Insert: "\$510,000"

3. Page 1, line 19.

Strike: "\$330,000"

Insert: "\$356,000"

4. Page 1, line 20 through line 21.

Strike: line 20 through line 21 in their entirety

5. Page 1, line 23.

Strike: "\$850,000"

Insert: "\$1,200,000"

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6. Page 1.

Following: line 23

Insert: "Death Penalty Cases \$150,000 General Fund"

And, as amended, do pass. Report adopted.

HB 4, introduced bill, be amended as follows:

1. Page 1.

Following: line 20

Insert: "Supreme Court Operations

State court improvement training program FY 2011 \$101,517 Federal

State court improvement data program FY 2011 \$102,394 Federal

All remaining fiscal year 2011 federal budget amendment authority for the state court improvement training program and the state court improvement data program is authorized to continue into federal fiscal year 2013."

2. Page 2.

Following: line 4

Insert: "State Auditor's Office

Insurance

Consumer assistance program grant FY 2011 \$149,880 Federal

All remaining fiscal year 2011 federal budget amendment authority for the consumer assistance program grant is authorized to continue into state fiscal year 2012."

3. Page 2, line 8 through line 9.

Strike: "education" on line 8 through "agencies" on line 9

Insert: "Title II-D education technology and the Title I-A grants"

4. Page 2, line 11.

Strike: "the school improvement grants program"

Insert: "Title I-A improvements"

5. Page 2, line 20.

Strike: "Judiciary"

Insert: "Department of Justice"

6. Page 3.

Following: line 16

Insert: "Missouri River drug task force overtime funding

FY 2011 \$5,336 Federal

All remaining fiscal year 2011 federal budget amendment authority for the Missouri River drug task force overtime funding is authorized to continue into state fiscal year 2012."

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7. Page 3.

Following: line 18

Insert: "Forensic Science Division

Forensic DNA backlog reduction program FY 2011 \$150,000 Federal

All remaining fiscal year 2011 federal budget amendment authority for the forensic DNA backlog reduction program is authorized to continue into state fiscal year 2013."

8. Page 3.

Following: line 22

Insert: "Montana Arts Council

Promotion of the Arts Division

Poetry out loud competitions FY 2011 \$5,700 Federal

All remaining fiscal year 2011 federal budget amendment authority for the state arts plan, arts education, and arts in underserved communities is authorized to continue into state fiscal year 2012."

9. Page 3.

Following: line 24

Insert: "Library Services and Technology Act grant FY 2011 \$135,000 Federal"

10. Page 3, line 25.

Following: the first "for"

Insert: "the Library Services and Technology Act grant,"

11. Page 3, line 26.

Following: the first "grant"

Insert: ", "

12. Page 4.

Following: line 10

Insert: "Cultural resource annotated bibliography system and the cultural resources information system FY 2011 \$5,000 Federal

All remaining fiscal year 2011 federal budget amendment authority for the cultural resources annotated bibliography system and the cultural resources information system is authorized to continue into state fiscal year 2012."

13. Page 4, line 11.

Following: "for"

Insert: "the preserve America grant program and"

14. Page 4, line 15.

Following: "for"

Insert: "the structural analysis on the Chadbourne diversion,"

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15. Page 4, line 18 through line 19.

Following: "inventory," on line 18

Insert: "and"

Strike: ", and" on line 18 through "Creek" on line 19

16. Page 4.

Following: line 21

Insert: "All remaining fiscal year 2011 federal budget amendment authority to restore a fish passage at a railroad culvert on Rock Creek is authorized to continue into state fiscal year 2013."

17. Page 4, line 22.

Following: "for"

Insert: "the Madison River angler and boat survey, the challenge cost share agreement with the United States forest service,"

18. Page 4, line 29.

Following: "the"

Insert: "forest service turn in poachers Montana program and the bureau of land management"

19. Page 5, line 2.

Following: "authority"

Insert: "for the grassland bird conservation on working landscapes: spacial analysis linking populations to habitat,"

20. Page 5, line 3.

Following: "ecosystem"

Insert: ", "

21. Page 5, line 7.

Following: "for"

Insert: "the 2008 legacy administration grant, evaluating sage grouse and habitat responses to sage grouse-friendly livestock grazing strategies,"

22. Page 5.

Following: line 11

Insert: "Middle and North Fork Flathead River weed project FY 2011 \$13,650Federal"

23. Page 5, line 12.

Following: "for"

Insert: "the Middle and North Fork Flathead River weed project,"

24. Page 5, line 13.

Following: "partnership"

Insert: ", "

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25. Page 5.

Following: line 16

Insert: "All remaining fiscal year 2011 federal budget amendment authority for Narrows Creek native fish spawning, the Skelly Gulch fish barrier, the Montana outdoor discovery center development, and the Elkhorn Creek fish barrier is authorized to continue into state fiscal year 2012."

26. Page 5.

Following: line 18

Insert: "All remaining fiscal year 2011 federal budget amendment authority for the Cherry Creek westslope cutthroat restoration is authorized to continue into state fiscal year 2013."

27. Page 5, line 19.

Following: "for"

Insert: "the forest service legacy Murray Douglas conservation easement grant,"

28. Page 5, line 27.

Following: "for"

Insert: "the crucial areas and connectivity assessment and training and"

29. Page 5.

Following: line 28

Insert: "All remaining fiscal year 2011 federal budget amendment authority for the data integration and collaborative services for crucial areas assessments and the Montana pass-through component of the state wildlife grant for tracking and reporting actions for conservation of species is authorized to continue into state fiscal year 2013.

All remaining fiscal year 2011 federal budget amendment authority for the comprehensive conservation plan for Montana is authorized to continue into federal fiscal year 2013."

30. Page 5.

Following: line 29

Insert: "Central Management Program

All remaining fiscal year 2011 federal budget amendment authority for the federal fiscal year 2010 exchange network is authorized to continue into federal fiscal year 2012."

31. Page 6, line 22.

Following: "for"

Insert: "the superfund state site,"

32. Page 6, line 23.

Following: "project"

Insert: ", "

33. Page 7.

Following: line 4

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Insert: "General Operations Program

All remaining fiscal year 2011 federal budget amendment authority for the federal highway administration on-the-job training supportive services program for the Salish Kootenai college and the federal highway administration on-the-job training supportive services program for the Fort Peck community college is authorized to continue into federal fiscal year 2013."

34. Page 7.

Following: line 20

Insert: "Conservation and Resource Development Division

All remaining fiscal year 2011 federal budget amendment authority for the safe drinking water state revolving fund and the clean water state revolving fund is authorized to continue into federal fiscal year 2013.

All remaining fiscal year 2011 federal budget authority authorized by the 61st legislature in section 85, Chapter 489, Laws of 2009, for the Montana clean water state revolving fund and the Montana drinking water state revolving fund is authorized to continue into federal fiscal year 2013."

35. Page 7, line 22.

Following: "for"

Insert: "the digital flood insurance rate map for Yellowstone County and"

36. Page 8.

Following: line 1

Insert: "Providing technical assistance in forest-based conservation and enhancement to landowners, residents, and organizations within the state of Montana FY 2011\$75,000
Federal"

37. Page 8, line 2.

Following: "for"

Insert: "providing technical assistance in forest-based conservation and enhancement to landowners, residents, and organizations within the state of Montana, the Montana cooperative fire protection agreement,"

38. Page 8, line 9.

Following: "for"

Insert: "the hazardous fuels grant, the forest restoration grant,"

39. Page 8, line 11.

Following: "on"

Insert: "adjacent"

40. Page 8, line 14.

Following: "authority"

Insert: "for the aerial fire depot,"

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41. Page 8, line 15.

Following: "purposes"

Insert: ", "

42. Page 8.

Following: line 29

Insert: "Federal fiscal year 2011 specialty crop block grant program farm bill activities FY 2011
\$292,954.47 Federal"

43. Page 9, line 2.

Following: "the"

Insert: "federal fiscal year 2011 specialty crop block grant program farm bill activities and the
federal fiscal year 2010"

44. Page 9.

Following: line 7

Insert: "Secure Custody Facilities
State criminal alien assistance program FY 2011
\$26,092 Federal"

45. Page 9.

Following: line 9

Insert: "Small Business Jobs Act program FY 2011 \$325,000 Federal"

46. Page 9.

Following: line 12

Insert: "All remaining fiscal year 2011 federal budget amendment authority for the Small Business
Jobs Act program is authorized to continue into state fiscal year 2013."

47. Page 10.

Following: line 23

Insert: "Emergency operations center FY 2011 \$1,700,000 Federal"

48. Page 11.

Following: line 1

Insert: "Support for pregnant and parenting teens FY 2011 \$1,000,000 Federal"

49. Page 11.

Following: line 4

Insert: "All remaining fiscal year 2011 federal budget amendment authority for support for
pregnant and parenting teens is authorized to continue into state fiscal year 2012."

50. Page 11, line 5.

Following: "for"

Insert: "the weatherization assistance program,"

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51. Page 11, line 6.

Following: "fund"

Insert: ", "

52. Page 11, line 13.

Following: "for"

Insert: "the early learning state advisory council, the child care wellness program grant, and"

53. Page 12, line 2.

Following: "authority"

Insert: "for the Medicare Improvements for Patients and Providers Act for priority area 2, for the Medicare Improvements for Patients and Providers Act for priority area 3, and"

54. Page 12.

Following: line 3

Insert: "All remaining fiscal year 2011 federal budget amendment authority for the Medicare Improvements for Patients and Providers Act is authorized to continue into federal fiscal year 2012."

And, as amended, do pass. Report adopted.

FISH, WILDLIFE AND PARKS (Washburn, Chairman):

3/15/2011

SB 115, be concurred in. Report adopted.

SB 118, be concurred in. Report adopted.

SB 136, be amended as follows:

1. Page 7, line 27.

Following: "Montana"

Insert: "or documentation that the applicant was born to parents who were residents at the time of birth"

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

MESSAGES FROM THE SENATE

House bills concurred in and returned to the House:

3/15/2011

HB 78, introduced by Cook

HB 98, introduced by Welborn

HB 120, introduced by McGillvray

HB 176, introduced by Kary

HB 287, introduced by Clark

HB 356, introduced by Hiner

HB 367, introduced by MacLaren

HB 399, introduced by Arntzen

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House bill concurred in as amended and returned to the House for concurrence in Senate amendments:

3/15/2011

HB 171, introduced by Ingraham

Senate bill passed and transmitted to the House for concurrence:

3/15/2011

SB 385, introduced by Caferro

FIRST READING AND COMMITMENT OF BILLS

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

HB 617, introduced by McClafferty, Driscoll, K. Williams, Belcourt, Hollenbaugh, Malek, McChesney, Sands, Hiner, Squires, referred to Fish, Wildlife and Parks.

HB 618, introduced by Pease-Lopez, referred to Taxation.

HB 619, introduced by Ankney, referred to Appropriations.

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

HJR 23, introduced by Hollandsworth, referred to Appropriations.

The following Senate bill was introduced, read first time, and referred to committee:

SB 385, introduced by Caferro, referred to Education.

Representative Williams rose on a point of personal privilege to introduce Patrick Casey and read the following proclamation:

**A JOINT PROCLAMATION OF THE SENATE AND THE HOUSE OF
REPRESENTATIVES OF THE STATE OF MONTANA RECOGNIZING THE
RUNNING ACCOMPLISHMENTS OF PATRICK CASEY:**

WHEREAS, Patrick Casey, a native of Laurel, Montana, has been a high school running champion, a top NCAA runner at Montana State University, and a USA Track and Field Champion; and

WHEREAS, Patrick Casey has been named an All-American track and field athlete; and

WHEREAS, a 4-minute mile has long been regarded as the Gold Standard of Middle Distance Running; and

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WHEREAS, on February 4, 2011, Patrick Casey ran the One Mile Run in Bozeman's Brick Breeden Fieldhouse in 3 minutes, 59.76 seconds; and

WHEREAS, Patrick Casey has officially become the first runner to break the 4-minute mile in Montana.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA: That Patrick Casey of Laurel, Montana, is hereby officially recognized by the Montana Legislature for his outstanding athletic achievement in running the first "Sub-4 Minute Mile in Montana."

**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 Bangerter in the chair.

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

SB 28 - Representative Noonan moved **SB 28** be concurred in. 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, Hunter, Ingraham, Kary, 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, Regier, Reichner, Reinhart, Roberts, Rosendale, Salomon, Sands, Schmidt, Sesso, Skattum, Skees, Small, C. Smith, F. Smith, Squires, Stahl, Swanson, Taylor, Vance, Wagner, Washburn, Welborn, Williams, Wilmer, Yates, Mr. Speaker.

Total 96

Nays: Howard, Kennedy, Read, Warburton.

Total 4

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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SB 32 - Representative Reinhart moved **SB 32** be concurred in. 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, 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: None.
Total 0

Absent or not voting: Hoven.
Total 1

HB 286 - Representative Clark moved **HB 286** do pass.

HB 286 - Representative Clark moved **HB 286**, second reading copy, be amended as follows:

1. Page 9, line 4.
Strike: "shall"
Insert: "may"

Amendment adopted as follows:

Yeas: Arntzen, Bangerter, Barrett, B. Beck, B. Bennett, Blasdel, Boland, Brodehl, Burnett, Clark, Cook, Court, Cuffe, Driscoll, Ehli, Evans, Fitzpatrick, Flynn, Furey, Gibson, Greef, Hale, Hands, Hansen, Harris, Hendrick, Hill, Hiner, Hollandsworth, Hoven, Howard, Hunter, Ingraham, Kerns, Klock, Knox, Knudsen, Lavin, Loney, MacDonald, MacLaren, McChesney, McGillvray, McNally, McNiven, McNutt, Mehlhoff, Menahan, Miller, More, Noonan, O'Hara, O'Neil, Osmundson, 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, Wilmer, Yates, Mr. Speaker.
Total 81

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Nays: Ankney, Belcourt, G. Bennett, Berry, Blyton, Edmunds, Esp, Hollenbaugh, Kary, Kennedy, Malek, McClafferty, Pease-Lopez, Warburton, Washburn, Williams.
Total 16

Excused: None.
Total 0

Absent or not voting: Connell, Wagner, Welborn.
Total 3

HB 286 - Representative Clark moved **HB 286**, as amended, do pass. Motion **failed** as follows:

Yeas: B. Beck, G. Bennett, Blasdel, Blyton, Clark, Cook, Esp, Hale, Harris, Hollandsworth, Howard, McNutt, More, O'Hara, Osmundson, Peterson, Randall, Read, Stahl, Warburton, Welborn, Yates.
Total 22

Nays: Ankney, Arntzen, Bangerter, Barrett, Belcourt, B. Bennett, Berry, Boland, Brodehl, Burnett, Connell, Court, Cuffe, Driscoll, Edmunds, Ehli, Evans, Fitzpatrick, Flynn, Furey, Gibson, Greef, Hands, Hansen, Hendrick, Hill, Hiner, Hollenbaugh, Hoven, Hunter, Ingraham, Kary, Kennedy, Kerns, Klock, Knox, Knudsen, Lavin, Loney, MacDonald, MacLaren, Malek, McChesney, McClafferty, McGillvray, McNally, McNiven, Mehlhoff, Menahan, Miller, Noonan, O'Neil, Pease-Lopez, Phillips, Price, Regier, Reichner, Reinhart, Roberts, Rosendale, Salomon, Sands, Schmidt, Sesso, Skattum, Skees, Small, C. Smith, F. Smith, Squires, Swanson, Taylor, Vance, Wagner, Washburn, Williams, Wilmer, Mr. Speaker.
Total 78

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 189 - Representative Di. Barrett moved **HB 189** do pass.

HB 189 - Representative Regier moved **HB 189**, second reading copy, be amended as follows:

1. Page 5, line 17.
Strike: "7.69%"
Insert: "8.15%"

Amendment adopted as follows:

Yeas: Ankney, Arntzen, Bangerter, B. Beck, G. Bennett, Berry, Blasdel, Blyton, Brodehl, Burnett, Clark, Connell, Cook, Cuffe, Edmunds, Ehli, Esp, Evans, Fitzpatrick, Flynn, Greef,

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Hale, Hansen, Harris, Hendrick, Hollandsworth, Hoven, Howard, Ingraham, Kary, Kennedy, Kerns, Klock, Knox, Knudsen, Lavin, Loney, MacLaren, McGillvray, McNiven, McNutt, Miller, More, O'Neil, Osmundson, Peterson, Randall, Read, Regier, Reichner, Roberts, Rosendale, Salomon, Skattum, Skees, Small, C. Smith, Stahl, Taylor, Vance, Warburton, Washburn, Welborn, Yates, Mr. Speaker.

Total 65

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

Total 35

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 189 - Representative Hoven moved **HB 189**, second reading copy, be further amended as follows:

1. Title, page 1, line 12.

Strike: "30"

Insert: "35"

2. Page 4, line 3.

Following: "means"

Insert: "."

Insert: "(a) for a tier one member,"

3. Page 4, line 4.

Following: "in the benefits"

Insert: "; (b) for a tier two member, an age no earlier than 62 years of age, with the right to receive immediate retirement benefits without an actuarial reduction in the benefits"

4. Page 8, line 10.

Strike: "60"

Insert: "65"

5. Page 8, line 11.

Strike: "25"

Insert: "30"

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6. Page 8, line 12.

Strike: "55"

Insert: "62"

7. Page 8, line 13.

Strike: "30"

Insert: "35"

8. Page 8, line 24.

Strike: "55"

Insert: "62"

9. Page 9, line 15.

Strike: "2%"

Insert: "1.75%"

Amendment adopted as follows:

Yeas: Bangerter, B. Beck, G. Bennett, Berry, Blasdel, Blyton, Brodehl, Burnett, Clark, Connell, Cook, Edmunds, Ehli, Esp, Evans, Flynn, Greef, Hale, Hansen, Harris, Hendrick, Hollandsworth, Hoven, Howard, Kary, Kennedy, Kerns, Knox, Knudsen, Loney, MacLaren, McGillvray, McNiven, McNutt, Miller, More, O'Neil, Osmundson, Peterson, Randall, Read, Regier, Roberts, Rosendale, Salomon, Skattum, Skees, C. Smith, Stahl, Taylor, Vance, Wagner, Warburton, Washburn.

Total 54

Nays: Ankney, Arntzen, Barrett, Belcourt, B. Bennett, Boland, Court, Cuffe, Driscoll, Fitzpatrick, Furey, Gibson, Hands, Hill, Hiner, Hollenbaugh, Hunter, Ingraham, Klock, Lavin, MacDonald, Malek, McChesney, McClafferty, McNally, Mehlhoff, Menahan, Noonan, O'Hara, Pease-Lopez, Phillips, Price, Reichner, Reinhart, Sands, Schmidt, Sesso, Small, F. Smith, Squires, Swanson, Welborn, Williams, Wilmer, Yates, Mr. Speaker.

Total 46

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 189 - Representative O'Neil moved **HB 189**, second reading copy, be further amended as follows:

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1. Title, page 1, line 7.

Following: "RETIREMENT SYSTEM;"

Insert: "ALLOWING THE LEGISLATURE TO ADJUST RETIREMENT FUNDING AND BENEFIT PROVISIONS FOR TIER TWO MEMBERS;"

2. Title, page 1, line 16.

Following: "19-20-101,"

Insert: "19-20-104,"

3. Page 5, line 11.

Following: line 10

Insert: "**Section 2.** Section 19-20-104, MCA, is amended to read:

"19-20-104. Guarantee by state. (1) Regular interest charges payable, the creation and maintenance of reserves in the pension accumulation account, and the maintenance of accumulated contributions in the annuity savings account, as provided for in this chapter, and the payment of all retirement allowances, refunds, and other benefits granted under the retirement system are obligations of the state of Montana.

(2) The legislature may amend any provision of this chapter as it pertains to tier two members and as it is necessary to fund the system on an actuarially sound basis."

Renumber: subsequent sections

Amendment **not** adopted as follows:

Yeas: B. Beck, Blasdel, Blyton, Burnett, Clark, Connell, Cuffe, Edmunds, Esp, Evans, Flynn, Hale, Hansen, Harris, Hollandsworth, Hoven, Howard, Kary, Kennedy, Kerns, Knox, Knudsen, Loney, McGillvray, Miller, More, O'Neil, Osmundson, Peterson, Randall, Read, Regier, Roberts, Skattum, Skees, C. Smith, Stahl, Taylor, Vance, Wagner, Warburton, Washburn.

Total 42

Nays: Ankney, Arntzen, Bangerter, Barrett, Belcourt, B. Bennett, G. Bennett, Berry, Boland, Brodehl, Cook, Court, Driscoll, Ehli, Fitzpatrick, Furey, Gibson, Greef, Hands, Hendrick, Hill, Hiner, Hollenbaugh, Hunter, Ingraham, Klock, Lavin, MacDonald, MacLaren, Malek, McChesney, McClafferty, McNally, McNiven, McNutt, Mehlhoff, Menahan, Noonan, O'Hara, Pease-Lopez, Phillips, Price, Reichner, Reinhart, Rosendale, Salomon, Sands, Schmidt, Sesso, F. Smith, Squires, Swanson, Welborn, Williams, Wilmer, Yates, Mr. Speaker.

Total 57

Excused: None.

Total 0

Absent or not voting: Small.

Total 1

HB 189 - Representative Di. Barrett moved **HB 189**, as amended, do pass. Motion **failed** as follows:

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Yeas: B. Beck, Belcourt, Boland, Cook, Driscoll, Edmunds, Fitzpatrick, Hands, Harris, Hill, Hollandsworth, Hunter, Knox, MacDonald, McChesney, McClafferty, McNally, Menahan, O'Hara, Osmundson, Pease-Lopez, Price, Read, Regier, Reinhart, Salomon, Sands, Schmidt, Sesso, Swanson, Williams, Wilmer.

Total 32

Nays: Ankney, Arntzen, Bangerter, Barrett, B. Bennett, G. Bennett, Berry, Blasdel, Blyton, Brodehl, Burnett, Clark, Connell, Court, Cuffe, Ehli, Esp, Evans, Flynn, Furey, Gibson, Greef, Hale, Hansen, Hendrick, Hiner, Hollenbaugh, Hoven, Howard, Ingraham, Kary, Kennedy, Kerns, Klock, Knudsen, Lavin, Loney, MacLaren, Malek, McGillvray, McNiven, McNutt, Miller, More, Noonan, O'Neil, Peterson, Phillips, Randall, Reichner, Roberts, Rosendale, Skattum, Skees, Small, C. Smith, F. Smith, Squires, Stahl, Taylor, Vance, Wagner, Warburton, Washburn, Welborn, Yates, Mr. Speaker.

Total 67

Excused: None.

Total 0

Absent or not voting: Mehlhoff.

Total 1

SB 38 - Representative K. Williams moved **SB 38** be concurred in. Motion carried as follows:

Yeas: Ankney, Arntzen, Bangerter, Barrett, B. Beck, Belcourt, B. Bennett, G. Bennett, Berry, Blasdel, Blyton, Boland, 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, Noonan, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peterson, Phillips, Price, Randall, Read, Regier, Reinhart, Roberts, Rosendale, Salomon, Sands, Schmidt, Sesso, Skattum, Skees, Small, C. Smith, F. Smith, Squires, Swanson, Taylor, Vance, Wagner, Warburton, Washburn, Williams, Wilmer, Yates.

Total 94

Nays: Brodehl, More, Reichner, Stahl, Welborn, Mr. Speaker.

Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader McGillvray moved the committee rise and report. Motion carried. Committee

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arose. House resumed. Mr. Speaker in the chair. Chairman Bangerter 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, Connell, Cook, Cuffe, Driscoll, Edmunds, Ehli, Esp, Fitzpatrick, Flynn, Gibson, Greef, Hale, Hansen, Harris, Hendrick, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Kary, Kennedy, Kerns, Klock, Knox, Knudsen, Lavin, Loney, MacDonald, MacLaren, McGillvray, McNiven, McNutt, Menahan, Miller, More, O'Hara, O'Neil, Osmundson, Randall, Read, Regier, Reichner, Roberts, Rosendale, Salomon, Sands, Skattum, Skees, Small, C. Smith, Stahl, Taylor, Vance, Wagner, Warburton, Washburn, Welborn, Williams, Wilmer, Yates, Mr. Speaker.

Total 77

Nays: B. Bennett, Court, Furey, Hands, Hill, Malek, McChesney, McClafferty, McNally, Mehlhoff, Noonan, Pease-Lopez, Phillips, Price, Reinhart, Schmidt, Sesso, F. Smith, Squires, Swanson.

Total 20

Excused: None.

Total 0

Absent or not voting: Boland, Evans, Peterson.

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 63 passed as follows:

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

Speaker.

Total 83

Nays: Arntzen, Bangerter, Burnett, Esp, Harris, Hendrick, McGillvray, Reichner, Skattum, C.

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Smith.
Total 10

Excused: Swanson.
Total 1

Absent or not voting: Belcourt, Boland, Evans, Gibson, Hansen, Peterson.
Total 6

HB 126 passed as follows:

Yeas: Ankney, Arntzen, Bangerter, Barrett, B. Beck, B. Bennett, G. Bennett, Berry, Blasdel, Blyton, Brodehl, Burnett, Clark, Connell, Cook, Court, Cuffe, Driscoll, Edmunds, Ehli, Esp, Fitzpatrick, Flynn, Furey, Greef, Hale, Hands, 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, Phillips, Price, Randall, Read, Regier, Reichner, Reinhart, Roberts, Rosendale, Salomon, Sands, Schmidt, Sesso, Skattum, Skees, Small, C. Smith, F. Smith, Squires, Stahl, Taylor, Vance, Wagner, Warburton, Washburn, Welborn, Williams, Wilmer, Yates, Mr. Speaker.
Total 93

Nays: None.
Total 0

Excused: Swanson.
Total 1

Absent or not voting: Belcourt, Boland, Evans, Gibson, Hansen, Peterson.
Total 6

HB 187 passed as follows:

Yeas: Ankney, Arntzen, Bangerter, Barrett, B. Beck, B. Bennett, G. Bennett, Berry, Blasdel, Blyton, Brodehl, Clark, Connell, Cook, Court, Cuffe, Driscoll, Edmunds, Ehli, Fitzpatrick, Flynn, Furey, Greef, Hale, Hands, 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, Phillips, Price, Randall, Read, Regier, Reichner, Reinhart, Roberts, Rosendale, Salomon, Sands, Schmidt, Sesso, Skattum, Skees, Small, C. Smith, F. Smith, Squires, Stahl, Taylor, Vance, Wagner, Warburton, Washburn, Welborn, Williams, Wilmer, Yates, Mr. Speaker.
Total 91

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Nays: Burnett, Esp.

Total 2

Excused: Swanson.

Total 1

Absent or not voting: Belcourt, Boland, Evans, Gibson, Hansen, Peterson.

Total 6

HB 327 passed as follows:

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

Total 66

Nays: G. Bennett, Blasdel, Blyton, Cuffe, Edmunds, Esp, Fitzpatrick, Flynn, Hale, Harris, Howard, Kary, Kennedy, Kerns, Knox, Lavin, Miller, More, O'Neil, Randall, Read, Skattum, Skees, C. Smith, Vance, Wagner, Warburton, Washburn.

Total 28

Excused: Swanson.

Total 1

Absent or not voting: Belcourt, Evans, Gibson, Hansen, Peterson.

Total 5

HB 386 passed as follows:

Yeas: Ankney, Arntzen, Bangerter, Barrett, B. Beck, B. Bennett, G. Bennett, Berry, Blasdel, Blyton, Boland, Brodehl, Burnett, Clark, Connell, Cook, Court, Cuffe, Driscoll, Edmunds, Ehli, Esp, Fitzpatrick, Flynn, Furey, Gibson, Greef, Hale, Hands, 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, Phillips, Price, Randall, Read, Regier, Reichner, Reinhart, Roberts, Rosendale, Sands, Schmidt, Sesso, Skattum, Skees, Small, C. Smith, F. Smith, Squires, Stahl, Taylor, Vance, Wagner, Warburton, Washburn, Welborn, Williams, Wilmer, Yates, Mr. Speaker.

Total 94

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Nays: None.

Total 0

Excused: Swanson.

Total 1

Absent or not voting: Belcourt, Evans, Hansen, Peterson, Salomon.

Total 5

HB 458 passed as follows:

Yeas: Ankney, Arntzen, Bangerter, Barrett, B. Beck, B. Bennett, G. Bennett, Berry, Blasdel, Blyton, Boland, Brodehl, Burnett, Clark, Connell, Cook, Court, Cuffe, Driscoll, Edmunds, Ehli, Esp, Fitzpatrick, Flynn, Furey, Gibson, Greef, Hale, Hands, 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, Phillips, Price, Randall, Read, Regier, Reinhart, Rosendale, Salomon, Sands, Schmidt, Sesso, Skattum, Skees, Small, C. Smith, F. Smith, Squires, Stahl, Taylor, Vance, Wagner, Warburton, Washburn, Welborn, Williams, Wilmer, Yates, Mr. Speaker.

Total 93

Nays: Reichner, Roberts.

Total 2

Excused: Swanson.

Total 1

Absent or not voting: Belcourt, Evans, Hansen, Peterson.

Total 4

SB 34 concurred in as follows:

Yeas: Ankney, Arntzen, Bangerter, Barrett, B. Beck, B. Bennett, G. Bennett, Berry, Blasdel, Blyton, Boland, Brodehl, Burnett, Clark, Connell, Cook, Court, Cuffe, Driscoll, Edmunds, Ehli, Esp, Fitzpatrick, Flynn, Furey, Gibson, Greef, Hale, Hands, Harris, Hendrick, Hill, Hiner, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Kary, 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, Regier, Reichner, Reinhart, Roberts, Rosendale, Salomon, Sands, Schmidt, Sesso, Skattum, Skees, Small, C. Smith, F. Smith, Squires, Stahl, Taylor, Vance, Wagner, Warburton, Washburn, Welborn, Williams, Wilmer, Yates, Mr. Speaker.

Total 94

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Nays: None.

Total 0

Excused: Swanson.

Total 1

Absent or not voting: Belcourt, Evans, Hansen, Kennedy, Peterson.

Total 5

SB 106 concurred in as follows:

Yeas: Ankney, Arntzen, Bangerter, B. Beck, G. Bennett, Berry, Blasdel, Blyton, Brodehl, Burnett, Clark, Connell, Cook, Cuffe, Edmunds, Ehli, Esp, Fitzpatrick, Flynn, Gibson, Greef, Hale, 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, Randall, Read, Regier, Reichner, Roberts, Rosendale, Salomon, Skattum, Skees, Small, C. Smith, Stahl, Taylor, Vance, Wagner, Warburton, Washburn, Welborn, Yates, Mr. Speaker.

Total 65

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

Total 30

Excused: Swanson.

Total 1

Absent or not voting: Belcourt, Evans, Hansen, Peterson.

Total 4

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (McNutt, Chairman):

3/16/2011

HB 5, introduced bill, be amended as follows:

1. Page 1, line 14.

Strike: "10"

Insert: "12"

2. Page 1, line 17.

Following: "construction,"

Insert: "environmental cleanup,"

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Following: "renovation,"

Insert: "software development,"

3. Page 1, line 18.

Strike: "10"

Insert: "12"

4. Page 4, line 7.

Strike: "1,274,000 [in both places]"

Insert: "274,000 [in both places]"

5. Page 6, line 13.

Insert: "NEW SECTION. **Section 5. Environmental cleanup appropriation.** The following money is appropriated to the department of environmental quality in the indicated amount for the restricted purpose of paying Montana's share of the liability associated with the KRY site:

Project	LRBP Fund	State Special Revenue	Federal Special Revenue	Other Special Revenue	Authority Funding Sources	Total Only
KRY cleanup	6,000,000					6,000,000"

Insert: "NEW SECTION. **Section 6. Legislative branch information technology capital projects appropriation.** (1) There is appropriated to the legislative services division \$5,975,000 from the long-range information technology program account in the capital projects fund type for the purpose of software development, consolidation, and replacement of legacy systems, which are responsible for production of the Montana Code Annotated, bills, amendments, journals of the house of representatives and the senate, and legislative minutes.

(2) Before encumbering any funds appropriated in subsection (1), the legislative services division shall submit a project plan to the legislative branch computer system planning council for approval or disapproval. The legislative branch computer system planning council shall promptly review the plan and, if necessary, make timely recommendations to the legislative services division regarding implementation of the plan.

(3) The legislative services division shall provide updates to the legislative council regarding the implementation of the capital projects funded under this section."

Renumber: subsequent sections

6. Page 7, line 14.

Strike: "\$11,685,622"

Insert: "\$10,685,622"

7. Page 7, line 17.

Strike: "9"

Insert: "11"

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8. Page 7, line 18.

Strike: "9"

Insert: "11"

And, as amended, do pass. Report adopted.

HB 6, introduced bill, be amended as follows:

1. Page 1, line 19.

Following: ";"

Insert: "and"

2. Page 1, line 20 through line 21.

Strike: subsection (c) in its entirety

Renumber: subsequent subsections

3. Page 1, line 23 through line 25.

Strike: "; and" on line 23 through "biennium" on line 25

4. Page 1, line 27.

Strike: "\$5,780,000"

Insert: "\$6,260,000"

5. Page 3, line 20 through line 21.

Strike: line 20 through line 21 in their entirety

6. Page 4, line 30 through page 5, line 1.

Strike: "page 4, line 30 through page 5, line 1 in their entirety

7. Page 5, line 27.

Strike: "\$32,000"

Insert: "\$63,000"

8. Page 6, line 18.

Following: line 17

Insert: "Montana Department of Fish, Wildlife, and Parks
(Chadbourne Diversion Dam Repair and Selective Fish Passage Retrofits) \$99,500
Department of Natural Resources and Conservation--Water Resource Division
(East Fork Rock Creek Diversion and Fish Screen) \$100,000"

And, as amended, do pass. Report adopted.

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HB 7, introduced bill, be amended as follows:

1. Page 1, line 17.

Strike: "\$6,049,000"

Insert: "\$5,883,800"

2. Page 3, line 19.

Strike: "\$300,000"

Insert: "\$134,800"

3. Page 4, line 3.

Strike: "Coordination of reverted funds from specific projects"

Insert: "Termination of previous project -- appropriation"

4. Page 4, line 3 through line 5.

Strike: "department" on line 3 through "termination" on line 5

Insert: "appropriation for and authorization"

5. Page 4, line 6.

Following: "2005,"

Strike: "to implement measures "

Insert: "are terminated. For the 2013 biennium, the amount of \$300,000 is appropriated to the department of natural resources and conservation"

And, as amended, do pass. Report adopted.

HB 8, do pass. Report adopted.

HB 9, introduced bill, be amended as follows:

1. Page 1, line 24.

Strike: "\$694,976"

Insert: "\$666,299"

2. Page 2, line 8.

Strike: "\$15,000"

Insert: "\$14,220"

3. Page 2, line 9.

Strike: "\$10,000"

Insert: "\$9,480"

4. Page 2, line 10.

Strike: "\$7,000"

Insert: "\$6,636"

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5. Page 2, line 11.

Strike: "\$8,009"

Insert: "\$7,593"

6. Page 2, line 12.

Strike: "\$7,500"

Insert: "\$7,110"

7. Page 2, line 13.

Strike: "\$9,000"

Insert: "\$8,532"

8. Page 2, line 14.

Strike: "\$5,000"

Insert: "\$4,740"

9. Page 2, line 15.

Strike: "\$7,500"

Insert: "\$7,110"

10. Page 2, line 16.

Strike: "\$10,000"

Insert: "\$9,480"

11. Page 2, line 17.

Strike: "\$9,000"

Insert: "\$8,532"

12. Page 2, line 18.

Strike: "\$5,000"

Insert: "\$4,740"

13. Page 2, line 19.

Strike: "\$5,000"

Insert: "\$4,740"

14. Page 2, line 20.

Strike: "\$5,000"

Insert: "\$4,740"

15. Page 2, line 21.

Strike: "\$7,500"

Insert: "\$7,110"

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16. Page 2, line 22.

Strike: "\$8,000"

Insert: "\$7,584"

17. Page 2, line 26.

Strike: "\$5,000"

Insert: "\$4,740"

18. Page 2, line 27.

Strike: "\$5,000"

Insert: "\$4,740"

19. Page 2, line 28.

Strike: "\$5,000"

Insert: "\$4,740"

20. Page 3, line 8.

Strike: "\$15,000"

Insert: "\$14,220"

21. Page 3, line 9.

Strike: "\$10,112"

Insert: "\$9,586"

22. Page 3, line 10.

Strike: "\$15,000"

Insert: "\$14,220"

23. Page 3, line 11.

Strike: "\$15,000"

Insert: "\$14,220"

24. Page 3, line 12.

Strike: "\$12,500"

Insert: "\$11,850"

25. Page 3, line 13.

Strike: "\$16,000"

Insert: "\$15,168"

26. Page 3, line 14.

Strike: "\$15,000"

Insert: "\$14,220"

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27. Page 3, line 15.

Strike: "\$13,000"

Insert: "\$12,324"

28. Page 3, line 16.

Strike: "\$12,000"

Insert: "\$11,376"

29. Page 3, line 17.

Strike: "\$16,000"

Insert: "\$15,168"

30. Page 3, line 18.

Strike: "\$13,000"

Insert: "\$12,324"

31. Page 3, line 19.

Strike: "\$12,000"

Insert: "\$11,376"

32. Page 3, line 20.

Strike: "\$15,000"

Insert: "\$14,220"

33. Page 3, line 21.

Strike: "\$12,500"

Insert: "\$11,850"

34. Page 3, line 22.

Strike: "\$12,000"

Insert: "\$11,376"

35. Page 3, line 23.

Strike: "\$12,000"

Insert: "\$11,376"

36. Page 3, line 24.

Strike: "\$12,000"

Insert: "\$11,376"

37. Page 3, line 25.

Strike: "\$12,000"

Insert: "\$11,376"

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38. Page 3, line 26.

Strike: "\$12,000"

Insert: "\$11,376"

39. Page 3, line 27.

Strike: "\$10,000"

Insert: "\$9,480"

40. Page 3, line 28.

Strike: "\$12,000"

Insert: "\$11,376"

41. Page 3, line 29.

Strike: "\$8,000"

Insert: "\$7,584"

42. Page 3, line 30.

Strike: "\$5,000"

Insert: "\$4,740"

43. Page 4, line 1.

Strike: "\$8,000"

Insert: "\$7,584"

44. Page 4, line 2.

Strike: "\$10,000"

Insert: "\$9,480"

45. Page 4, line 3.

Strike: "\$8,000"

Insert: "\$7,584"

46. Page 4, line 4.

Strike: "\$7,500"

Insert: "\$7,110"

47. Page 4, line 5.

Strike: "\$7,500"

Insert: "\$7,110"

48. Page 4, line 6.

Strike: "\$5,000"

Insert: "\$4,740"

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49. Page 4, line 7.

Strike: "\$7,500"

Insert: "\$7,110"

50. Page 4, line 8.

Strike: "\$8,000"

Insert: "\$7,584"

51. Page 4, line 9.

Strike: "\$8,000"

Insert: "\$7,584"

52. Page 4, line 10.

Strike: "\$6,000"

Insert: "\$5,688"

53. Page 4, line 11.

Strike: "\$8,000"

Insert: "\$7,584"

54. Page 4, line 12.

Strike: "\$5,000"

Insert: "\$4,740"

55. Page 4, line 13.

Strike: "\$8,000"

Insert: "\$7,584"

56. Page 4, line 14.

Strike: "\$8,000"

Insert: "\$7,584"

57. Page 4, line 16.

Strike: "\$5,000"

Insert: "\$4,740"

58. Page 4, line 22.

Strike: "\$16,375"

Insert: "\$15,524"

59. Page 4, line 23.

Strike: "\$5,000"

Insert: "\$4,740"

And, as amended, do pass. Report adopted.

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APPROPRIATIONS (McNutt, Chairman):
HB 375, introduced bill, be amended as follows:

3/15/2011

1. Title, page 1, line 5.

Strike: "SECTIONS"

Insert: "SECTION"

2. Title, page 1, line 6.

Following: "15-1-122,"

Strike: "17-1-511," through "87-2-803,"

3. Title, page 1, line 6.

Following: "DATE"

Insert: "AND A TERMINATION DATE"

4. Page 1, line 17.

Strike: "1.332%"

Insert: "1.258%"

5. Page 1, line 21.

Strike: "1.35%"

Insert: "1.50%"

6. Page 1, line 24.

Strike: "0.414%"

Insert: "0.437%"

7. Page 2, line 10.

Strike: "0.576%"

Insert: "0.64%"

8. Page 2, line 13.

Strike: "0.27%"

Insert: "0.30%"

9. Page 2, line 28 through page 8, line 26.

Strike: section 2 through section 5 in their entirety

Renumber: subsequent sections

10. Page 9, line 3.

Following: line 2

Insert: "NEW SECTION. **Section 4. Termination.** [This act] terminates June 30, 2015."

And, as amended, do pass. Report adopted.

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BUSINESS AND LABOR (Arntzen, Chairman):

3/16/2011

SB 159, be concurred in. Report adopted.

SB 223, be concurred in. Report adopted.

SB 351, be concurred in. Report adopted.

SB 352, be amended as follows:

1. Page 2, line 13.

Strike: "solely"

2. Page 2, line 18.

Strike: "MAY" through "OLDER"

Insert: "established for an insured's adverse loss experience may not use more than the most recent 5 years of claims history that is available"

3. Page 4, line 13.

Following: "MAY"

Insert: "not"

Strike: "NO"

Following: "THAN"

Insert: "the most recent"

Following: "EXPERIENCE"

Insert: "that is available"

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

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative McGillvray moved that the House adjourn until 1:00 p.m., Thursday, March 17, 2011. Motion carried.

House adjourned at 3:12 p.m.

BETH CARGO
Chief Clerk of the House

MIKE MILBURN
Speaker of the House