

HOUSE JOURNAL
57TH LEGISLATURE / SPECIAL SESSION AUGUST 2002
SIXTH LEGISLATIVE DAY

Helena, Montana
August 10, 2002

House Chambers
State Capitol

House convened at 10:00 a.m. Mr. Speaker in the Chair. Invocation by Representative Anderson. Pledge of Allegiance to the Flag.

Roll Call. All members present, Representatives K. Peterson, Rice, Rome, Schmidt, and Tramelli, excused. Quorum present.

Caucus meetings were announced.

Majority Leader Brown moved that the House stand in recess until 10:35 a.m. Motion carried.

House recessed at 10:05 a.m.

House reconvened at 10:35 a.m.

Roll Call. All members present, Representatives K. Peterson, Rice, Rome, Schmidt, and Tramelli excused. Quorum present.

REPORTS OF STANDING COMMITTEES

Correctly enrolled: **HB 3, HB 6, HB 12.**

Examined: **HB 3, HB 6, HB 12**

Signed by the Speaker at 10:30 a.m., August 10, 2002: **HB 3, HB 6, HB 12.**

Tabled: **HB 33.**

JUDICIARY (Shockley, Chairman):
SB 18, do pass. Report adopted.

8/10/2002

MESSAGES FROM THE SENATE

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

8/10/2002

HB 10, introduced by Balyeat

HB 21, introduced by Balyeat

HB 2 - The Senate acceded to the request of the House and authorized the President to appoint the following free conference committee to meet with a like committee from the House to confer on **HB 2**:

8/10/2002

Senator Keenan, Chairman

Senator Nelson

Senator Zook

House bills concurred in and returned to the House:

8/10/2002

HB 1, introduced by Lewis

HB 4, introduced by Kasten

HB 5, introduced by Lewis

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HB 11, introduced by Haines
HB 13, introduced by Lewis
HB 16, introduced by Dee Brown

Senate bill passed and transmitted to the House for concurrence:

8/10/2002

SB 30, introduced by Glaser

FIRST READING AND COMMITMENT OF BILLS

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

SB 30, introduced by Glaser, referred to Taxation.

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

Representative Brown moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Younkin in the chair.

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

HB 7 - Senate Amendments - Representative Lewis moved Senate amendments to **HB 7** be concurred in. Motion carried as follows:

Ayes: Andersen, Bales, Balyeat, Barrett, Bitney, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Callahan, Clancy, E. Clark, Curtiss, Dale, Davies, Dell, Devlin, Esp, Everett, Fisher, Forrester, Fuchs, Gallus, Haines, Hedges, Himmelberger, Holden, Jackson, Kasten, Keating, Laible, Laslovich, Laszloffy, Lawson, Lehman, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Noennig, Olson, Pattison, J. Peterson, K. Peterson, Rice, Ripley, Rome, Schrupf, Shockley, Sinrud, Sliter, Somerville, Steinbeisser, Story, Thomas, Tropila, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 68

Noes: Bixby, Buzzas, Carney, P. Clark, Cyr, Eggers, Erickson, Facey, Fritz, Gallik, Galvin-Halcro, Gillan, Golie, Gutsche, Harris, Hurdle, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Lee, Lenhart, Musgrove, Newman, Raser, Schmidt, Smith, Tramelli, Waddill, Wanzenried.

Total 32

Voted Absentee: K. Peterson, Rice, Rome, Ayes; Schmidt, Tramelli, Noes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 9 - Senate Amendments - Representative Fisher moved Senate amendments to **HB 9** be **not** concurred in. Motion carried as follows:

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Ayes: Andersen, Bales, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Eggers, Erickson, Esp, Everett, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Keating, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, J. Peterson, K. Peterson, Raser, Rice, Ripley, Rome, Schmidt, Schrupf, Shockley, Sinrud, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 99

Noes: None.

Total 0

Voted Absentee: K. Peterson, Rice, Rome, Schmidt, Tramelli, Ayes.

Excused: None.

Total 0

Absent or not voting: Balyeat.

Total 1

HB 10 - Senate Amendments - Representative Balyeat moved Senate amendments to **HB 10** be concurred in. Motion carried as follows:

Ayes: Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Dale, Davies, Dell, Devlin, Eggers, Erickson, Esp, Everett, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Jackson, Jacobson, Jayne, Jent, Kasten, Kaufmann, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, J. Peterson, K. Peterson, Rice, Ripley, Rome, Schmidt, Schrupf, Sinrud, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 94

Noes: Cyr, Hurdle, Juneau, Keating, Raser, Shockley.

Total 6

Voted Absentee: K. Peterson, Rice, Rome, Schmidt, Tramelli, Ayes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 21 - Senate Amendments - Representative Balyeat moved Senate amendments to **HB 21** be concurred in. Motion carried as follows:

Ayes: Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman,

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Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Eggers, Erickson, Esp, Everett, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Keating, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, J. Peterson, K. Peterson, Raser, Rice, Ripley, Rome, Schmidt, Schrupf, Shockley, Sinrud, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 100

Noes: None.

Total 0

Voted Absentee: K. Peterson, Rice, Rome, Schmidt, Tramelli, Ayes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Brown moved the committee rise, report progress, and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the chair. Chairman Younkin moved the Committee of the Whole report be adopted. Report adopted as follows:

Ayes: Andersen, Bales, Balyeat, Barrett, Bitney, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Esp, Everett, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Jackson, Jacobson, Jayne, Jent, Kasten, Kaufmann, Keane, Keating, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, J. Peterson, Raser, Ripley, Schrupf, Shockley, Sinrud, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tropila, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 88

Noes: Bixby, Eggers, Erickson, Facey, Hurdle, Juneau.

Total 6

Excused: K. Peterson, Rice, Rome, Schmidt, Tramelli.

Total 5

Absent or not voting: Bookout-Reinicke.

Total 1

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Lewis, Chairman):

8/10/2002

HB 30, introduced bill, be amended as follows:

1. Title, page 1, line 8.

Following: "SERVICES"

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Insert: "AND THE OFFICE OF PUBLIC INSTRUCTION"

2. Title, page 1, line 14.

Strike: "AN APPROPRIATION"

Insert: "APPROPRIATIONS"

3. Page 2, line 15.

Strike: "on or after"

Insert: "before"

4. Page 2, line 22.

Strike: subsection (iii) in its entirety

Renumber: subsequent subsections

5. Page 2, line 29 through page 3, line 2.

Strike: subsection (vii) on page 2, line 29 through subsection(ix) on page 3, line 2 in their entirety

Renumber: subsequent subsections

6. Page 3, line 3.

Strike: " "

Insert: "; and"

(vii) \$2.5 million to offset fiscal year 2003 funding reductions in programs for which school districts are allocated money under 20-9-542, to be allocated as provided in 20-9-542.

7. Page 3, line 17.

Following: "Appropriation."

Insert: "(1)

Strike: "\$4,640,863"

Insert: "\$1,967,104"

8. Page 3, line 20.

Insert: "(2) There is appropriated \$2.5 million from the state special revenue account created in 39-71-2352(5)(a) to the superintendent of public instruction for fiscal year 2003."

And, as amended, do pass. Report adopted.

HB 31, do pass. Report adopted.

HB 32, introduced bill, be amended as follows:

1. Page 1, lines 27 and 28.

Following: "FOR"

Strike: remainder of line 27 through "system" on line 28

Insert: "dedicating a portion of coal severance taxes to fund basic elementary and secondary schools and correspondingly reducing the flow of taxes to the trust fund"

2. Page 1, line 29 through line 30.

Following: "AGAINST" on line 29

Strike: remainder of line 29 through "system" on line 30

Insert: "dedicating a portion of coal severance taxes to fund basic elementary and secondary schools and

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correspondingly reducing the flow of taxes to the trust fund"

And, as amended, do pass. Report adopted.

SB 26, be concurred in. Report adopted.

SB 27, be concurred in. Report adopted.

Correctly printed: **HB 31, SB 26, SB 27**.

Correctly engrossed: **HB 30, HB 32**.

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

Ayes: Andersen, Bales, Balyeat, Barrett, Bitney, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Callahan, Clancy, E. Clark, Curtiss, Dale, Davies, Dell, Devlin, Esp, Everett, Fisher, Forrester, Fuchs, Gillan, Haines, Hedges, Himmelberger, Holden, Jackson, Jent, Kasten, Keating, Laible, Laslovich, Laszloffy, Lawson, Lehman, Lewis, Lindeen, Masolo, Matthews, McCann, McKenney, Mood, Noennig, Olson, Pattison, J. Peterson, K. Peterson, Rice, Ripley, Rome, Schruppf, Shockley, Sinrud, Sliter, Somerville, Steinbeisser, Story, Thomas, Tropila, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 68

Noes: Bixby, Buzzas, Carney, P. Clark, Cyr, Eggers, Erickson, Facey, Fritz, Gallik, Galvin-Halcro, Golie, Gutsche, Harris, Hurdle, Jacobson, Jayne, Juneau, Kaufmann, Keane, Lee, Lenhart, Mangan, Musgrove, Newman, Raser, Schmidt, Smith, Tramelli, Waddill, Wanzenried.

Total 31

Voted Absentee: K. Peterson, Rice, Rome, Ayes; Schmidt, Tramelli, Noes.

Excused: None.

Total 0

Absent or not voting: Gallus.

Total 1

HB 10, as amended by the Senate, passed as follows:

Ayes: Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Dale, Davies, Dell, Devlin, Eggers, Erickson, Esp, Everett, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Gillan, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Newman, Noennig, Olson, Pattison, J. Peterson, K. Peterson, Raser, Rice, Ripley, Rome, Schruppf, Sinrud, Sliter, Somerville, Steinbeisser, Story, Thomas, Tropila, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 90

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Noes: Cyr, Galvin-Halcro, Golie, Hurdle, Keating, Musgrove, Schmidt, Shockley, Smith, Tramelli.
Total 10

Voted Absentee: K. Peterson, Rice, Rome, Ayes; Schmidt, Tramelli, Noes.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 21, as amended by the Senate, passed as follows:

Ayes: Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Eggers, Erickson, Esp, Everett, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Keating, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, J. Peterson, K. Peterson, Raser, Rice, Ripley, Rome, Schmidt, Schrupf, Shockley, Sinrud, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 100

Noes: None.
Total 0

Voted Absentee: K. Peterson, Rice, Rome, Schmidt, Tramelli, Ayes.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Representative Younkin requested on **HB 3**, on 3rd reading on Legislative Day 5, Friday, August 9, 2002, that her vote be changed from yes to no. There being no objections, so ordered.

Majority Leader Brown moved that the Speaker be authorized to appoint a conference committee on **HB 9**. Motion carried. Speaker McGee appointed the following members:

Representative Stan Fisher, Chair
Representative Matthews
Representative Witt

ANNOUNCEMENTS

Representative Wanzenried announced that there was a petition circulating for the purpose of renaming the Old

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Supreme Court Chamber after Representative Francis Bardanouve.

Committee meetings were announced by committee chairmen.

Majority Leader Brown moved that the House recess until 1:00 p.m. Motion carried.

House recessed at 11:30 a.m.

House reconvened at 1:00 p.m.

Roll Call. All members present, Representatives Carney, K. Peterson, Rice, Rome, Schmidt, and Tramelli, excused. Quorum present.

MESSAGES FROM THE SENATE

House bills concurred in and returned to the House: 8/10/2002

HB 8, introduced by Lewis

HB 18, introduced by Story

House joint resolution concurred in and returned to the House: 8/10/2002

HJR 1, introduced by Devlin

Senate bill passed and transmitted to the House for concurrence: 8/10/2002

SB 15, introduced by Cobb

FIRST READING AND COMMITMENT OF BILLS

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

SB 15, introduced by Cobb, referred to Taxation.

REPORTS OF STANDING COMMITTEES

TAXATION (Story, Chairman): 8/10/2002

SB 30, be concurred in. Report adopted.

Correctly printed: **SB 18, SB 30**.

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

Representative Brown moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Younkin in the chair.

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

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SB 26 - Representative Callahan moved **SB 26** be concurred in. Motion carried as follows:

Ayes: Andersen, Bales, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Eggers, Erickson, Esp, Everett, Facey, Fisher, Forrester, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Keating, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, J. Peterson, K. Peterson, Raser, Rice, Ripley, Rome, Schmidt, Schrupf, Shockley, Sinrud, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 96

Noes: Balyeat, Fuchs, Kasten, Pattison.

Total 4

Voted Absentee: Carney, K. Peterson, Rice, Rome, Schmidt, Tramelli, Ayes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 27 - Representative Tropila moved **SB 27** be concurred in. Motion carried as follows:

Ayes: Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Eggers, Erickson, Esp, Everett, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Keating, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, J. Peterson, K. Peterson, Raser, Rice, Ripley, Rome, Schmidt, Schrupf, Shockley, Sinrud, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin.

Total 99

Noes: None.

Total 0

Voted Absentee: Carney, K. Peterson, Rice, Rome, Schmidt, Tramelli, Ayes.

Excused: None.

Total 0

Absent or not voting: Mr. Speaker.

Total 1

HB 32 - Representative Olson moved **HB 32** do pass.

HB 32 - Representative Olson moved **HB 32**, second reading copy, be amended as follows :

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1. Page 1, line 29.

Strike: "FUND"

2. Page 2, line 3.

Strike: "FUND"

Amendment adopted as follows:

Ayes: Andersen, Bales, Balyeat, Barrett, Bitney, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Callahan, Clancy, E. Clark, P. Clark, Curtiss, Dale, Davies, Dell, Devlin, Esp, Everett, Facey, Fisher, Forrester, Fuchs, Gallus, Haines, Hedges, Himmelberger, Holden, Jackson, Jent, Kasten, Keane, Keating, Laible, Laslovich, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Lindeen, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Noennig, Olson, Pattison, J. Peterson, Raser, Ripley, Schrupf, Shockley, Sinrud, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tropila, Waddill, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 73

Noes: Bixby, Buzzas, Cyr, Eggers, Erickson, Fritz, Gallik, Galvin-Halcro, Gutsche, Harris, Hurdle, Jacobson, Jayne, Juneau, Kaufmann, Lee, Mangan, Newman, Wanzenried.
Total 19

Excused: Carney, K. Peterson, Rice, Rome, Schmidt, Tramelli.
Total 6

Absent or not voting: Gillan, Golie.
Total 2

HB 32 - Representative Olson moved **HB 32**, second reading copy, be further amended as follows :

1. Title, line 8.

Following: "SYSTEM;"

Insert: "REQUIRING A TWO-THIRDS LEGISLATIVE VOTE TO USE DEDICATED COAL SEVERANCE TAX FUNDS TO SUPPLANT EXISTING FUNDING FOR SCHOOLS;"

2. Page 1, line 20.

Following: "system."

Insert: "Appropriations of the coal severance tax for funding the basic elementary and secondary school system shall not be used to supplant the total level of state appropriations for that purpose that existed on June 30, 2003, unless approved by a vote of two-thirds (2/3) of the members of each house of the legislature."

Amendment adopted as follows:

Ayes: Andersen, Barrett, Bitney, Bookout-Reinicke, Branae, D. Brown, Brueggeman, Clancy, Curtiss, Dell, Fisher, Forrester, Fuchs, Haines, Harris, Hedges, Hurdle, Jent, Kaufmann, Keane, Laslovich, Lawson, Lehman, Lewis, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Noennig, Olson, K. Peterson, Raser, Rice, Ripley, Rome, Schrupf, Sliter, Smith, Somerville, Steinbeisser, Thomas, Tropila, Waddill, Whitaker, Witt, Wolery, Younkin.
Total 49

Noes: Bales, Balyeat, Bixby, Buzzas, Callahan, E. Clark, P. Clark, Cyr, Dale, Davies, Devlin, Eggers, Erickson,

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Esp, Everett, Facey, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Himmelberger, Holden, Jackson, Jacobson, Jayne, Juneau, Kasten, Keating, Laible, Laszloffy, Lee, Lenhart, Lindeen, Mangan, Newman, Pattison, J. Peterson, Shockley, Sinrud, Story, Waitschies, Walters, Wanzenried, Mr. Speaker.

Total 47

Voted Absentee: K. Peterson, Rice, Rome, Ayes.

Excused: Carney, Schmidt, Tramelli.

Total 3

Absent or not voting: R. Brown.

Total 1

Representative Gallus questioned the use of absentee votes for the amendments on **HB 32**. The use of absentee votes was ruled in order.

HB 32 - Motion that **HB 32**, as amended, do pass failed as follows:

Ayes: Andersen, Barrett, Bitney, Bookout-Reinicke, D. Brown, R. Brown, Brueggeman, Clancy, E. Clark, Curtiss, Dale, Devlin, Esp, Everett, Fisher, Fuchs, Haines, Hedges, Holden, Jackson, Keating, Laszloffy, Lawson, Lehman, Lewis, Masolo, McKenney, Mood, Noennig, Olson, Pattison, J. Peterson, K. Peterson, Rice, Ripley, Rome, Schrupf, Sinrud, Sliter, Somerville, Steinbeisser, Story, Thomas, Waddill, Waitschies, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 50

Noes: Bales, Balyeat, Bixby, Branae, Buzzas, Callahan, Carney, P. Clark, Cyr, Davies, Dell, Eggers, Erickson, Facey, Forrester, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Harris, Himmelberger, Hurdle, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Laible, Laslovich, Lee, Lenhart, Lindeen, Mangan, Matthews, McCann, Musgrove, Newman, Raser, Schmidt, Shockley, Smith, Tramelli, Tropila, Walters, Wanzenried.

Total 50

Voted Absentee: K. Peterson, Rice, Rome, Ayes; Carney, Schmidt, Tramelli, Noes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Speaker McGee moved the committee rise, report progress, and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the chair. Chairman Younkin moved the Committee of the Whole report be adopted. Report adopted as follows:

Ayes: Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, D. Brown, R. Brown, Brueggeman, Callahan, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Dell, Devlin, Eggers, Esp, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Haines, Hedges, Himmelberger, Holden, Jackson, Jacobson, Jayne, Jent, Kasten, Kaufmann, Keane, Keating, Laible, Laslovich, Laszloffy, Lee, Lehman, Lewis, Lindeen, Mangan, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Olson, Pattison, J. Peterson, Raser, Ripley,

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Schrumpf, Shockley, Sinrud, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tropila, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 81

Noes: Branae, Buzzas, Erickson, Gutsche, Juneau, Lawson, Masolo, Noennig.

Total 8

Excused: Carney, K. Peterson, Rice, Rome, Schmidt, Tramelli.

Total 6

Absent or not voting: Davies, Everett, Harris, Hurdle, Lenhart.

Total 5

REPORTS OF STANDING COMMITTEES

Correctly printed: **SB 26, SB 27.**

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

SB 26 concurred in as follows:

Ayes: Andersen, Bales, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Eggers, Erickson, Esp, Everett, Facey, Fisher, Forrester, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Keating, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, J. Peterson, K. Peterson, Raser, Rice, Ripley, Rome, Schmidt, Schrumpf, Shockley, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 95

Noes: Balyeat, Fuchs, Kasten.

Total 3

Voted Absentee: Carney, K. Peterson, Rice, Rome, Schmidt, Tramelli, Ayes.

Excused: None.

Total 0

Absent or not voting: Brueggeman, Sinrud.

Total 2

SB 27 concurred in as follows:

Ayes: Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin,

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Eggers, Erickson, Esp, Everett, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Keating, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, J. Peterson, K. Peterson, Raser, Rice, Ripley, Rome, Schmidt, Schrupf, Shockley, Sinrud, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 100

Noes: None.

Total 0

Voted Absentee: Carney, K. Peterson, Rice, Rome, Schmidt, Tramelli, Ayes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

ANNOUNCEMENTS

Majority Leader Brown moved that the House recess until 4:00 p.m. Motion carried.

House recessed at 2:00 a.m.

House reconvened at 4:00 p.m.

Roll Call. All members present, Representatives Carney, K. Peterson, Rice, Rome, Schmidt, and Tramelli, excused. Quorum present.

REPORTS OF STANDING COMMITTEES

Correctly enrolled: **HB 1, HB 4, HB 5, HB 7, HB 10, HB 11, HB 13, HB 16, HB 21.**

Examined: **HB 1, HB 4, HB 5, HB 7, HB 10, HB 11, HB 13, HB 16, HB 21.**

Tabled: **SB 15.**

Delivered to the Governor for approval at 3:40 p.m., August 10, 2002: **HB 3, HB 6, HB 12.**

Committee meetings were announced by committee chairmen.

Majority Leader Brown moved that the House recess until 4:35 p.m. Motion carried.

House recessed at 4:05 p.m.

House reconvened at 4:35 p.m.

Roll Call. All members present, Representatives Carney, K. Peterson, Rice, Rome, Schmidt, and Tramelli, excused. Quorum present.

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REPORTS OF SELECT COMMITTEES

CONFERENCE COMMITTEE
on Senate Amendments to House Bill 9
Report No. 1, August 10, 2002

Mr. Speaker and Mr. President:

We, your Conference Committee met and considered Senate amendments to **House Bill 9** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **House Bill 9** (reference copy -- salmon) be amended as follows:

1. Title, line 6.

Strike: "ELIMINATING"

Insert: "REDUCING"

2. Title, line 7.

Following: "~~\$300,000~~"

Insert: "TO \$300,000"

3. Page 16, line 7.

Following: "(1)"

Insert: "(1)"

4. Page 16, line 16.

Following: line 15

Insert: "(2) There is a one-time transfer in fiscal year 2003 of up to \$300,000 from the resource indemnity trust fund, as provided in 15-38-202, from the first money paid into the resource indemnity trust fund that exceeds \$100 million for the purposes provided in 80-7-705."

For the House:

Fisher, Chairman
Matthews
Witt

For the Senate:

Tash, Chairman
Crismore
Pease

REPORTS OF STANDING COMMITTEES

Correctly engrossed: **HB 9**.

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

Representative Brown moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Younkin in the chair.

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

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SB 30 - Representative Story moved **SB 30** be concurred in. Motion carried as follows:

Ayes: Andersen, Bales, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, R. Brown, Brueggeman, Buzzas, Callahan, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Dell, Devlin, Eggers, Erickson, Esp, Everett, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Keating, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, J. Peterson, K. Peterson, Raser, Rice, Ripley, Rome, Schrumpf, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tropila, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 89

Noes: Balyeat, D. Brown, Carney, Davies, Golie, Kasten, Schmidt, Shockley, Sinrud, Tramelli.

Total 10

Voted Absentee: K. Peterson, Rice, Rome, Ayes; Carney, Schmidt, Tramelli, Noes.

Excused: None.

Total 0

Absent or not voting: McCann.

Total 1

HB 9 - Conference Committee Report No. 1 - Representative Fisher moved the Conference Committee report to **HB 9** be adopted. Motion carried as follows:

Ayes: Andersen, Bales, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Esp, Everett, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Gillan, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Kasten, Keane, Keating, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, J. Peterson, K. Peterson, Raser, Rice, Ripley, Rome, Schmidt, Schrumpf, Shockley, Sinrud, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Waddill, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 89

Noes: Balyeat, Eggers, Erickson, Galvin-Halcro, Golie, Gutsche, Haines, Juneau, Kaufmann, Mangan, Wanzenried.

Total 11

Voted Absentee: Carney, K. Peterson, Rice, Rome, Schmidt, Tramelli, Ayes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 30 - Representative McGee moved consideration of **HB 30** be placed at the top of the second reading board. Motion carried.

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HB 30 - Representative Harris moved **HB 30** do pass.

HB 30 - Representative Harris moved **HB 30**, second reading copy, be amended as follows :

1. Title, page 1, line 5.

Strike: "\$1 MILLION"

Insert: "\$32,896"

2. Title, page 1, line 6.

Strike: "THE REMAINDER"

Insert: "\$4,467,104"

3. Title, page 1, line 9.

Following: "INSTRUCTION"

Insert: "WITH THE REMAINDER BEING RETURNED TO THE ACCOUNT TO PAY CLAIMS FOR INJURIES FROM ACCIDENTS OCCURRING ON OR AFTER JULY 1, 1990"

4. Title, page 1, line 10.

Strike: "STATE SPECIAL REVENUE"

Following: "ACCOUNT"

Insert: "IN 39-71-2321 TO PAY CLAIMS FOR INJURIES FROM ACCIDENTS OCCURRING ON OR AFTER JULY 1, 1990"

5. Title, page 1, line 13.

Following: "1990,"

Insert: "BUT LIMITED TO THE AMOUNT OF EXCESS FUNDS RETURNED TO THE ACCOUNT FOR CLAIMS FOR INJURIES OCCURRING ON OR AFTER JULY 1, 1990"

6. Page 2, line 18.

Strike: "\$1 million"

Insert: "\$32,896"

7. Page 3, line 4.

Strike: subsection (vi) in its entirety

Renumber: subsequent subsection

8. Page 3, line 6.

Following: "20-9-542"

Insert: "; and

(vii) the remainder to be returned to the account established in 39-71-2321 to pay claims for injuries resulting from accidents occurring on or after July 1, 1990"

9. Page 3, line 8 through line 9.

Following: "the" on line 8

Strike: remainder of line 8 through "(5)(a)" on line 9

Insert: "account established in 39-71-2321 to pay claims for injuries resulting from accidents occurring on or after July 1, 1990"

10. Page 3, line 15.

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Following: "1990"

Insert: ",but may not exceed the amounts returned to this account under subsection (5)"

Amendment adopted as follows:

Ayes: Andersen, Bales, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Dell, Devlin, Eggers, Erickson, Esp, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Keating, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, J. Peterson, K. Peterson, Raser, Rice, Ripley, Rome, Schmidt, Schrumpf, Shockley, Sinrud, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Waddill, Waitschies, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 92

Noes: Balyeat, Barrett, Davies, Everett, Kasten, Olson, Pattison, Walters.
Total 8

Voted Absentee: Carney, K. Peterson, Rice, Rome, Schmidt, Tramelli, Ayes.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Motion that **HB 30**, as amended, do pass carried as follows:

Ayes: Andersen, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Eggers, Erickson, Esp, Everett, Facey, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Keating, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, J. Peterson, K. Peterson, Raser, Rice, Schmidt, Schrumpf, Shockley, Sinrud, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 92

Noes: Bales, Barrett, Fisher, Jackson, Kasten, Ripley, Rome.
Total 7

Voted Absentee: Carney, K. Peterson, Rice, Schmidt, Tramelli, Ayes; Rome, No.

Excused: None.
Total 0

Absent or not voting: Balyeat.
Total 1

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Representative Brown moved the committee rise, report progress, and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the chair. Chairman Younkin moved the Committee of the Whole report be adopted. Report adopted as follows:

Ayes: Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Eggers, Erickson, Esp, Everett, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Keating, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, J. Peterson, Raser, Ripley, Schruppf, Shockley, Sinrud, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tropila, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Carney, K. Peterson, Rice, Rome, Schmidt, Tramelli.

Total 6

Absent or not voting: None.

Total 0

REPORTS OF STANDING COMMITTEES

Correctly printed: **HB 9, SB 30.**

Correctly engrossed: **HB 30.**

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

SB 30 concurred in as follows:

Ayes: Andersen, Bales, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Dell, Devlin, Eggers, Erickson, Esp, Facey, Fisher, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, J. Peterson, K. Peterson, Raser, Rice, Ripley, Rome, Schruppf, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tropila, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 89

Noes: Balyeat, Carney, Davies, Everett, Golie, Kasten, Keating, Schmidt, Shockley, Sinrud, Tramelli.

Total 11

Voted Absentee: K. Peterson, Rice, Rome, Ayes; Carney, Schmidt, Tramelli, Noes.

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Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 9 concurred in as follows:

Ayes: Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Callahan, Clancy, E. Clark, Curtiss, Cyr, Dale, Davies, Dell, Devlin, Esp, Everett, Facey, Fisher, Forrester, Fuchs, Gallik, Gallus, Gillan, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jacobson, Jayne, Jent, Kasten, Keating, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Masolo, Matthews, McCann, McKenney, Mood, Newman, Noennig, Olson, Pattison, J. Peterson, K. Peterson, Raser, Rice, Ripley, Rome, Schruppf, Shockley, Sinrud, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tropila, Waddill, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 83

Noes: Buzzas, Carney, P. Clark, Eggers, Erickson, Fritz, Galvin-Halcro, Golie, Gutsche, Juneau, Kaufmann, Keane, Mangan, Musgrove, Schmidt, Tramelli, Wanzenried.
Total 17

Voted Absentee: K. Peterson, Rice, Rome, Ayes; Carney, Schmidt, Tramelli, Noes.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 30 passed as follows:

Ayes: Andersen, Bales, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, P. Clark, Curtiss, Cyr, Dale, Dell, Devlin, Eggers, Erickson, Esp, Everett, Facey, Forrester, Fritz, Fuchs, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Keating, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, J. Peterson, K. Peterson, Raser, Rice, Schmidt, Schruppf, Shockley, Sinrud, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 92

Noes: Balyeat, Barrett, Davies, Fisher, Jackson, Kasten, Ripley, Rome.
Total 8

Voted Absentee: Carney, K. Peterson, Rice, Schmidt, Tramelli, Ayes; Rome, No.

Excused: None.
Total 0

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Absent or not voting: None.
Total 0

Committee meetings were announced by committee chairmen.

Majority Leader Brown moved that the House recess until 7:00 p.m., Saturday, August 10, 2002. Motion carried.

House recessed at 5:15 p.m.

House reconvened at 7:00 p.m.

Roll Call. All members present, Representatives Carney, Erickson, Newman, K. Peterson, Rice, Rome, Schmidt, and Tramelli, excused. Quorum present.

REPORTS OF STANDING COMMITTEES

TAXATION (Story, Chairman):
SB 15, be amended as follows:

8/10/2002

1. Title, page 1, line 5.

Following: "ENDOWMENT;"
Insert: "TEMPORARILY"

2. Title, page 1, line 6.

Following: "PERCENT;"
Insert: "TEMPORARILY"

3. Title, page 1, line 8.

Following: "PERCENT;"
Insert: "TEMPORARILY"

Following: "\$6,600;"

Insert: "TEMPORARILY INCREASING THE TAX CREDITS FOR CONTRIBUTIONS TO A QUALIFIED
ENDOWMENT TO OFFSET THE TEMPORARY DECREASES TO THE CREDITS;"

4. Title, page 1, line 10.

Strike: "AN"

Following: "APPLICABILITY"

Strike: "DATE"

Insert: "DATES"

Strike: "A"

5. Title, page 1, line 11.

Strike: "DATE"

Insert: "DATES"

6. Page 1.

Following: line 27

Insert: "**Section 2.** Section 15-30-166, MCA, is amended to read:

"15-30-166. (Temporary) Credit for contributions to qualified endowment. (1) A taxpayer is allowed

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a tax credit against the taxes imposed by 15-30-103 or 15-31-101 in an amount equal to ~~40%~~ 50% of the present value of the aggregate amount of the charitable gift portion of a planned gift made by the taxpayer during the year to any qualified endowment. The maximum credit that may be claimed by a taxpayer for contributions made from all sources in a year is ~~\$10,000~~ \$13,400. The credit allowed under this section may not exceed the taxpayer's income tax liability.

(2) The credit allowed under this section may not be claimed by an individual taxpayer if the taxpayer has included the full amount of the contribution upon which the amount of the credit was computed as a deduction under 15-30-121(1) or 15-30-136(2).

(3) There is no carryback or carryforward of the credit permitted under this section, and the credit must be applied to the tax year in which the contribution is made. (Terminates December 31, 2007--sec. 5, Ch. 226, L. 2001.)"

Renumber: subsequent sections

7. Page 2.

Following: line 7

Insert: "**Section 4.** Section 15-30-167, MCA, is amended to read:

"15-30-167. (Temporary) Beneficiaries of estates -- credit for contribution to qualified endowment.

A contribution to a qualified endowment, as defined in 15-30-165, by an estate qualifies for the credit provided in 15-30-166 if the contribution is a planned gift or in 15-31-161 if the contribution is an outright gift to a qualified endowment. Any credit not used by the estate may be attributed to each beneficiary of the estate in the same proportion used to report the beneficiary's income from the estate for Montana income tax purposes. The maximum amount of credit that a beneficiary may claim is ~~\$10,000~~ \$13,400, subject to the limitation in 15-30-166(2), and the credit must be claimed in the year in which the contribution is made. The credit may not be carried forward or carried back. (Terminates December 31, 2007--sec. 5, Ch. 226, L. 2001.)"

"

Renumber: subsequent sections

8. Page 2.

Following: line 19

Insert: "**Section 6.** Section 15-31-161, MCA, is amended to read:

"15-31-161. (Temporary) Credit for contribution by corporations to qualified endowment. A

corporation is allowed a credit in an amount equal to ~~20%~~ 26.7% of a charitable gift against the taxes otherwise due under 15-31-101 for charitable contributions made to a qualified endowment, as defined in 15-30-165. The maximum credit that may be claimed by a corporation for contributions made from all sources in a year under this section is ~~\$10,000~~ \$13,400. The credit allowed under this section may not exceed the corporate taxpayer's income tax liability. The credit allowed under this section may not be claimed by a corporation if the taxpayer has included the full amount of the contribution upon which the amount of the credit was computed as a deduction under 15-31-114. There is no carryback or carryforward of the credit permitted under this section, and the credit must be applied to the tax year in which the contribution is made. (Terminates December 31, 2007--sec. 5, Ch. 226, L. 2001.)"

Renumber: subsequent sections

9. Page 3.

Following: line 4

Insert: "**Section 8.** Section 15-31-162, MCA, is amended to read:

"15-31-162. (Temporary) Small business corporation, partnership, and limited liability company credit for contribution to qualified endowment. A contribution to a qualified endowment, as defined in 15-30-165, by a small business corporation, as defined in 15-30-1101, a partnership, or a limited liability company, as defined in 35-8-102, carrying on any trade or business for which deductions would be allowed under section 162

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of the Internal Revenue Code, 26 U.S.C. 162, or carrying on any rental activity qualifies for the credit provided in 15-31-161. The credit must be attributed to shareholders, partners, or members or managers of a limited liability company in the same proportion used to report the corporation's, partnership's, or limited liability company's income or loss for Montana income tax purposes. The maximum credit that a shareholder of a small business corporation, a partner of a partnership, or a member or manager of a limited liability company may claim in a year is ~~\$10,000~~ \$13,400, subject to the limitations in 15-30-166(2). The credit allowed under this section may not exceed the taxpayer's income tax liability. There is no carryback or carryforward of the credit permitted under this section, and the credit must be applied to the tax year in which the contribution is made. (Terminates December 31, 2007--sec. 5, Ch. 226, L. 2001.)"

Renumber: subsequent sections

10. Page 3, line 8.

Following: "APPLICABILITY"

Insert: "(1)"

Strike: "[This act] applies"

11. Page 3, line 9.

Following: "~~2001~~"

Insert: "[Sections 1, 3, 5, and 7] apply"

12. Page 3.

Following: line 10

Insert: "(2) [Sections 2, 4, 6, and 8] apply to charitable gifts made on or after July 1, 2003."

13. Page 3, line 12.

Following: "Termination."

Insert: "(1)"

Strike: "[THIS ACT] TERMINATES DECEMBER 31, 2004."

Insert: "[Sections 1, 3, 5, and 7] terminate June 30, 2003."

14. Page 3.

Following: line 12

Insert: "(2) [Sections 2, 4, 6, and 8] terminate April 30, 2004."

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

REPORTS OF STANDING COMMITTEES

Correctly engrossed: **SB 15.**

Signed by the Speaker at 5:20 p.m., August 10, 2002: **HB 1, HB 4, HB 5, HB 7, HB 10, HB 11, HB 13, HB 16, HB 21.**

Correctly enrolled: **HB 8, HB 18, HJR 1.**

Examined by the sponsor and found to be correct: **HB 8, HB 18, HJR 1.**

Signed by the Speaker at 6:20 p.m., August 10, 2002: **HB 8, HB 18, HJR 1.**

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

Representative Brown moved the House resolve itself into a Committee of the Whole for consideration of business

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

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

SB 15 - Representative Story moved **SB 15** be concurred in. Motion carried as follows:

Ayes: Andersen, Bales, Balyeat, Barrett, Bitney, Bookout-Reinicke, R. Brown, Brueggeman, Clancy, E. Clark, Curtiss, Dale, Davies, Devlin, Esp, Everett, Fuchs, Hedges, Himmelberger, Holden, Jackson, Kasten, Keating, Laible, Laszloffy, Lawson, Lehman, Lewis, Masolo, McCann, McKenney, Mood, Noennig, Olson, Pattison, J. Peterson, K. Peterson, Rice, Ripley, Rome, Schruppf, Sinrud, Sliter, Somerville, Steinbeisser, Story, Thomas, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 54

Noes: Bixby, Branae, D. Brown, Buzzas, Callahan, Carney, P. Clark, Cyr, Dell, Eggers, Erickson, Facey, Fisher, Forrester, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hurdle, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Laslovich, Lee, Lenhart, Lindeen, Mangan, Matthews, Musgrove, Newman, Raser, Schmidt, Shockley, Smith, Tramelli, Tropila, Waddill, Wanzenried.

Total 46

Voted Absentee: K. Peterson, Rice, Rome, Ayes; Carney, Erickson, Newman, Schmidt, Tramelli, Noes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Brown moved the committee rise, report progress, and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the chair. Chairman Younkin moved the Committee of the Whole report be adopted. Report adopted as follows:

Ayes: Andersen, Bales, Balyeat, Barrett, Bitney, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Clancy, E. Clark, Curtiss, Dale, Davies, Dell, Devlin, Esp, Everett, Forrester, Fuchs, Gallus, Gillan, Haines, Hedges, Himmelberger, Holden, Jackson, Kasten, Keating, Laible, Laslovich, Laszloffy, Lawson, Lehman, Lewis, Masolo, Matthews, McCann, McKenney, Mood, Noennig, Olson, Pattison, J. Peterson, Ripley, Schruppf, Shockley, Sinrud, Sliter, Somerville, Steinbeisser, Story, Thomas, Waddill, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 62

Noes: Bixby, Buzzas, Callahan, P. Clark, Cyr, Eggers, Facey, Fisher, Fritz, Gallik, Galvin-Halcro, Golie, Gutsche, Harris, Hurdle, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Lee, Lenhart, Lindeen, Mangan, Musgrove, Raser, Smith, Tropila, Wanzenried.

Total 30

Excused: Carney, Erickson, Newman, K. Peterson, Rice, Rome, Schmidt, Tramelli.

Total 8

Absent or not voting: None.

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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:

SB 15 concurred in as follows:

Ayes: Andersen, Bales, Balyeat, Barrett, Bitney, Bookout-Reinicke, R. Brown, Brueggeman, Clancy, E. Clark, Curtiss, Dale, Davies, Devlin, Esp, Everett, Fuchs, Hedges, Himmelberger, Holden, Jackson, Kasten, Keating, Laible, Laszloffy, Lawson, Lehman, Lewis, Masolo, McCann, McKenney, Mood, Noennig, Olson, Pattison, J. Peterson, K. Peterson, Rice, Ripley, Rome, Schrupf, Sinrud, Sliter, Somerville, Steinbeisser, Story, Thomas, Waitschies, Walters, Whitaker, Witt, Wolery, Mr. Speaker.

Total 53

Noes: Bixby, Branae, D. Brown, Buzzas, Callahan, Carney, P. Clark, Cyr, Dell, Eggers, Erickson, Facey, Fisher, Forrester, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hurdle, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Laslovich, Lee, Lenhart, Lindeen, Mangan, Matthews, Musgrove, Newman, Raser, Schmidt, Shockley, Smith, Tramelli, Tropila, Waddill, Wanzenried, Younkin.

Total 47

Voted Absentee: K. Peterson, Rice, Rome, Ayes; Carney, Erickson, Newman, Schmidt, Tramelli, Noes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Caucus meetings were announced.

Majority Leader Brown moved that the House stand in recess. Motion carried.

House recessed at 7:50 p.m.

House reconvened at 9:20 p.m.

Roll Call. All members present, Representatives Carney, Eggers, Erickson, Newman, K. Peterson, Rice, Rome, Schmidt, and Tramelli, excused. Quorum present.

MESSAGES FROM THE SENATE

Senate bill passed and transmitted to the House for concurrence: 8/10/2002

SB 19, introduced by Doherty

House amendments to Senate bill concurred in: 8/10/2002

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SB 15, introduced by Cobb

Free conference committee report #1 adopted:

8/10/2002

HB 9, introduced by Fisher

FIRST READING AND COMMITMENT OF BILLS

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

SB 19, introduced by Doherty, referred to Appropriations.

House recessed at 9:25 p.m.

House reconvened at 10:00 p.m.

Roll Call. All members present, Representatives Carney, Eggers, Erickson, Galvin-Halcro, Newman, K. Peterson, Rice, Rome, Schmidt, and Tramelli, excused. Quorum present.

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Lewis, Chairman):

8/10/2002

SB 19, be concurred in. Report adopted.

Correctly printed: **SB 19**.

MOTIONS

Representative Harris moved to instruct and direct the House members of the Free Conference Committee on **HB 2** to disperse the revenue generated by **SB 19** in conformance with the funding allocation set forth in **HB 30**, to the maximum extent practicable.

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

Representative Brown moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Younkin in the chair.

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

SB 19 - Representative Harris moved **SB 19** be concurred in. Motion carried as follows:

Ayes: Andersen, Bales, Bitney, Bixby, Bookout-Reinicke, Branae, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, Curtiss, Cyr, Dale, Dell, Devlin, Eggers, Erickson, Esp, Everett, Facey, Forrester, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Keating, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, J. Peterson, K. Peterson, Raser, Rice, Rome, Schmidt, Schrupf, Shockley, Sinrud, Sliter, Smith,

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Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Wolery, Younkin, Mr. Speaker.

Total 89

Noes: Balyeat, Barrett, D. Brown, P. Clark, Davies, Fisher, Fuchs, Jackson, Kasten, Ripley, Witt.

Total 11

Voted Absentee: Carney, Eggers, Erickson, Galvin-Halcro, K. Peterson, Rice, Rome, Schmidt, Tramelli, Ayes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Brown moved the committee rise, report progress, and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the chair. Chairman Younkin moved the Committee of the Whole report be adopted. Report adopted as follows:

Ayes: Andersen, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Clancy, E. Clark, Curtiss, Cyr, Dale, Dell, Devlin, Esp, Everett, Facey, Forrester, Fritz, Gallik, Gallus, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Keating, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson, Pattison, J. Peterson, Raser, Schrupf, Shockley, Sinrud, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tropila, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 81

Noes: Bales, Balyeat, Barrett, P. Clark, Davies, Fisher, Fuchs, Jackson, Kasten, Ripley.

Total 10

Excused: Carney, Eggers, Erickson, Galvin-Halcro, K. Peterson, Rice, Rome, Schmidt, Tramelli.

Total 9

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:

SB 19 concurred in as follows:

Ayes: Andersen, Bitney, Bixby, Bookout-Reinicke, Branae, R. Brown, Brueggeman, Buzzas, Callahan, Carney, Clancy, E. Clark, Curtiss, Cyr, Dale, Dell, Devlin, Eggers, Erickson, Esp, Everett, Facey, Forrester, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Haines, Harris, Hedges, Himmelberger, Holden, Hurdle, Jacobson, Jayne, Jent, Juneau, Kaufmann, Keane, Keating, Laible, Laslovich, Laszloffy, Lawson, Lee, Lehman, Lenhart, Lewis, Lindeen, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Musgrove, Newman, Noennig, Olson,

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Pattison, J. Peterson, K. Peterson, Raser, Rice, Rome, Schmidt, Schrumpf, Shockley, Sinrud, Sliter, Smith, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Waddill, Waitschies, Walters, Wanzenried, Whitaker, Wolery, Younkin, Mr. Speaker.

Total 88

Noes: Bales, Balyeat, Barrett, D. Brown, P. Clark, Davies, Fisher, Fuchs, Jackson, Kasten, Ripley, Witt.

Total 12

Voted Absentee: Carney, Eggers, Erickson, Galvin-Halcro, K. Peterson, Rice, Rome, Schmidt, Tramelli, Ayes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

House recessed at 10:20 p.m.

House reconvened at 12:40a.m.

Roll Call. All members present, Representatives Carney, Eggers, Erickson, Galvin-Halcro, Hurdle, K. Peterson, Rice, Rome, Schmidt, and Tramelli, excused. Quorum present.

REPORTS OF SELECT COMMITTEES

FREE CONFERENCE COMMITTEE

on House Bill 2

Report No. 1, August 11, 2002

Mr. Speaker and Mr. President:

We, your Free Conference Committee met and considered **House Bill 2** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **House Bill 2** (reference copy -- salmon) be amended as follows:

1. Page B-2, line 3.

Strike: "3,464,561" [Federal Funds FY02]

Insert: "700,000" [Federal Funds FY02]

2. Page B-8, line 1.

Following: "through"

Insert: "1k, items 1m through"

Following: "1t"

Insert: ", "

3. Page B-11.

Following: line 10

Insert: "Item 7 includes a reduction of \$2 million of general fund money in fiscal year 2003. This reduction is the

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equivalent of a 0.73% reduction in the fiscal year 2003 general fund appropriation for the agency. The agency may reallocate this reduction in funding among programs in its fiscal year 2003 operating plans."

For the House:

Lewis, Chairman
McCann
Story

For the Senate:

Keenan, Chairman
Zook
Nelson

REPORTS OF STANDING COMMITTEES

Correctly engrossed: **HB 2**.

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

Representative Brown moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Younkin in the chair.

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

HB 2 - Free Conference Committee Report No. 1 - Representative Lewis moved the Free Conference Committee report to **HB 2** be adopted. Motion carried as follows:

Ayes: Andersen, Bales, Barrett, Bitney, Bixby, Bookout-Reinicke, D. Brown, R. Brown, Brueggeman, Callahan, Carney, Clancy, E. Clark, Curtiss, Dale, Dell, Devlin, Eggers, Erickson, Esp, Everett, Fisher, Forrester, Fuchs, Gallus, Galvin-Halcro, Golie, Haines, Hedges, Himmelberger, Holden, Hurdle, Jackson, Jayne, Juneau, Keating, Laible, Laslovich, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Mangan, Masolo, McCann, McKenney, Mood, Noennig, Olson, Pattison, J. Peterson, K. Peterson, Rice, Ripley, Rome, Schmidt, Schrupf, Sliter, Somerville, Steinbeisser, Story, Thomas, Tramelli, Tropila, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.
Total 72

Noes: Balyeat, Branae, Buzzas, P. Clark, Cyr, Davies, Facey, Fritz, Gallik, Gillan, Gutsche, Harris, Jacobson, Jent, Kasten, Kaufmann, Keane, Lee, Lindeen, Matthews, Musgrove, Newman, Raser, Shockley, Sinrud, Waddill, Wanzenried.
Total 27

Voted Absentee: Carney, Eggers, Erickson, Galvin-Halcro, Hurdle, K. Peterson, Rice, Rome, Schmidt, Tramelli, Ayes.

Excused: None.
Total 0

Absent or not voting: Smith.
Total 1

Representative Brown moved the committee rise and report. Motion carried. Committee arose. House resumed.

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Mr. Speaker in the chair. Chairman Younkin moved the Committee of the Whole report be adopted. Report adopted as follows:

Ayes: Andersen, Bales, Balyeat, Barrett, Bitney, Bixby, Bookout-Reinicke, Branae, D. Brown, R. Brown, Brueggeman, Buzzas, Callahan, Clancy, E. Clark, Curtiss, Dale, Davies, Dell, Devlin, Esp, Everett, Fisher, Forrester, Fuchs, Gallus, Gillan, Haines, Hedges, Himmelberger, Holden, Jackson, Jayne, Juneau, Keating, Laible, Laslovich, Laszloffy, Lawson, Lehman, Lenhart, Lewis, Mangan, Masolo, Matthews, McCann, McKenney, Mood, Noennig, Olson, Pattison, J. Peterson, Ripley, Schrumpf, Shockley, Sinrud, Sliter, Somerville, Steinbeisser, Story, Tropila, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 68

Noes: P. Clark, Cyr, Facey, Fritz, Gallik, Golie, Gutsche, Jacobson, Jent, Kasten, Kaufmann, Keane, Lee, Lindeen, Musgrove, Newman, Raser, Smith, Thomas, Waddill, Wanzenried.

Total 21

Excused: Carney, Eggers, Erickson, Galvin-Halcro, Hurdle, K. Peterson, Rice, Rome, Schmidt, Tramelli.

Total 10

Absent or not voting: Harris.

Total 1

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 2 passed as follows:

Ayes: Andersen, Bales, Barrett, Bitney, Bookout-Reinicke, D. Brown, R. Brown, Brueggeman, Clancy, E. Clark, Curtiss, Dale, Devlin, Esp, Everett, Fisher, Fuchs, Haines, Hedges, Himmelberger, Holden, Jackson, Keating, Laible, Laszloffy, Lawson, Lehman, Lewis, Masolo, McCann, McKenney, Mood, Noennig, Olson, Pattison, J. Peterson, K. Peterson, Rice, Ripley, Rome, Schrumpf, Sinrud, Sliter, Somerville, Steinbeisser, Story, Thomas, Waitschies, Walters, Whitaker, Witt, Wolery, Younkin, Mr. Speaker.

Total 54

Noes: Balyeat, Bixby, Branae, Buzzas, Callahan, Carney, P. Clark, Cyr, Davies, Dell, Eggers, Erickson, Facey, Forrester, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Harris, Hurdle, Jacobson, Jayne, Jent, Juneau, Kasten, Kaufmann, Keane, Laslovich, Lee, Lenhart, Lindeen, Mangan, Matthews, Musgrove, Newman, Raser, Schmidt, Shockley, Smith, Tramelli, Tropila, Waddill, Wanzenried.

Total 46

Voted Absentee: K. Peterson, Rice, Rome, Ayes; Carney, Eggers, Erickson, Galvin-Halcro, Hurdle, Schmidt, Tramelli, Noes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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MOTIONS

Representative Jent moved that his vote on **HB 2**, 3rd reading today, be changed from yes to no. There being no objections, so ordered .

Representative Shockley moved that his vote on **HB 2**, 3rd reading today, be changed from yes to no. There being no objections, so ordered .

Representative Brown moved that the Speaker appoint a committee to inform the Governor that the House had completed its business and was ready to adjourn sine die. The Speaker appointed Representative Himmelberger, Chairman, and Representatives Cyr, Rice-Fritz, and Whitaker.

Representative Brown moved that the Speaker appoint a committee to inform the Senate that the House had completed its business and was ready to adjourn sine die. The Speaker appointed Representative Sliter, Chairman, and Representatives Schrupf, Branae, and Jacobson.

Representative Brown moved that the Speaker appoint a committee to inform the Supreme Court that the House had completed its business and was ready to adjourn sine die. The Speaker appointed Representative Bookout-Rieneke, Chairman, and Representatives Steinbeisser, Lenhart, and Bixby.

The committees were discharged.

Sergeant-at-Arms Ahner escorted the committee from the Senate into the House Chamber. Senators informed the House that the Senate had completed its business and was ready to adjourn sine die. Sergeant-at-Arms Ahner escorted the committee from the Senate from the House Chamber.

The committees to inform the Senate, the Governor, and the Supreme Court reported that those agencies had been informed that the House was ready to adjourn sine die. Committees were discharged.

Majority Leader Brown moved that the House adjourn sine die. Motion carried.

House adjourned sine die at 1:25 a.m.

MARILYN MILLER
Chief Clerk of the House

DAN MCGEE
Speaker of the House