

**SENATE JOURNAL  
60TH LEGISLATURE  
FIRST LEGISLATIVE DAY**

Helena, Montana  
January 3, 2007

Senate Chambers  
State Capitol

At twelve o'clock noon the Senate of the 60th Legislature of the State of Montana was called to order with **SEN. VICKI COCCHIARELLA, SD 47, MISSOULA**, dean of the Senate, presiding.

Senator Cocchiarella made the following remarks:

"Welcome friends, loved ones, and my fellow Senators (our family for the next 90-days) to the 60th session of the Montana State Legislature.

Speaking of 60, I have a rare blessing that not many have. My parents, Jim and Ruth Marshall, are here with my daughter Cara Cocchiarella. Jim and Ruth will celebrate 60 years of unity and commitment to each other on March 15. Something not many achieve.

The legislative process is not unlike that strong and lasting relationship. It is our marriage to the people who sent us here to do their work that we celebrate and honor. A commitment to the people's branch of government. It takes hard work, respect and dedication to that relationship to make it work. This is the people's time. Our marriage with them begins here today. This is the time when the people have a say in their government. As with every gathering of the elected representatives of the people there is a sense of urgency - meeting every other year for 90-days, and a sense of hope and of course fear - what will they do to us now.

The anticipation and expectations of the people is our challenge. After all, they had a choice in who is sitting in these seats. At the same time they voted for forced divorce, term limits.

We need to regain the peoples trust, promote their hopes and allay their fears. We have that opportunity here in the 60th session, to make them believe in their branch of government again. in their relationship with their elected representatives.

We must do the following three (3) things to make this marriage work:

1. Get over yourselves - it's about them not us. Get to know each other, and find the value in each others opinions. Find the common ground we share, and stop the partisan bickering - Our people hate that. Work together every chance we get to show the people we are working for their best interest!

2. We must fight together against the erosion of the people's branch of government. Take back the people's power - bolster the peoples voice for a balanced government - the judiciary and the executive branches should not over reach, over control, or over power. This is a basic tenant of our democracy.

It's our duty to put the people first. Even though term limits imposed the forced divorce, we must stand together, and make the people's voices heard through our representation.

3. Never forget who you are married to. Not the caucus, not the party, and not a special interest group -about Montana - all the people whether they voted for you or not or even if they didn't vote at all.

Let's celebrate the honor the people have bestowed on us. Make this the best session of the Legislature for all of Montana. Remember your vows, and last but not least, remember your promise to the people of Montana.

Happy Anniversary Mother and Daddy. Best wishes to the Senate on this first day - the first step down the aisle."

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Senator Cocchiarella appointed Father Jerry Lowney as temporary Chaplain and Clay Scott as temporary Sergeant-at-Arms of the Senate.

The colors were posted by members of the Montana National Guard, followed by the Pledge of Allegiance to the Flag.

Invocation was given by Father Jerry Lowney.

Senator Cocchiarella appointed John Mudd of Missoula as temporary Secretary of the Senate.

At the direction of Senator Cocchiarella, the temporary Secretary called the roll of the newly elected Senators by district. The following Senators responded thereto:

District 1: SEN. AUBYN CURTISS, SD 1, FORTINE  
District 4: SEN. GREGORY BARKUS, SD 4, KALISPELL  
District 5: SEN. VERDELL JACKSON, SD 5, KALISPELL  
District 8: SEN. CAROL JUNEAU, SD 8, BROWNING  
District 11: SEN. TRUDI SCHMIDT, SD 11, GREAT FALLS  
District 12: SEN. MITCH TROPILA, SD 12, GREAT FALLS  
District 13: SEN. JOSEPH TROPILA, SD 13, GREAT FALLS  
District 14: SEN. JERRY BLACK, SD 14, SHELBY  
District 15: SEN. JIM PETERSON, SD 15, BUFFALO  
District 17: SEN. KEN HANSEN, SD 17, HARLEM  
District 20: SEN. KEITH BALES, SD 20, OTTER  
District 23: SEN. KELLY GEBHARDT, SD 23, ROUNDUP  
District 25: SEN. ROY BROWN, SD 25, BILLINGS  
District 28: SEN. JEFF ESSMANN, SD 28, BILLINGS  
District 29: SEN. DANIEL MCGEE, SD 29, LAUREL  
District 30: SEN. ROBERT STORY, SD 30, PARK CITY  
District 31: SEN. JOHN ESP, SD 31, BIG TIMBER  
District 32: SEN. LARRY JENT, SD 32, BOZEMAN  
District 35: SEN. GARY PERRY, SD 35, MANHATTAN  
District 39: SEN. TERRY MURPHY, SD 39, CARDWELL  
District 40: SEN. MIKE COONEY, SD 40, HELENA  
District 41: SEN. CHRISTINE KAUFMANN, SD 41, HELENA  
District 42: SEN. DAVE LEWIS, SD 42, HELENA  
District 44: SEN. RICK LAIBLE, SD 44, DARBY  
District 48: SEN. CAROLYN SQUIRES, SD 48, MISSOULA  
District 49: SEN. DAVID WANZENRIED, SD 49, MISSOULA

The Honorable Justice Karla Gray was admitted to the Senate Chambers and administered the following official oath of office to the Senators-elect, who subscribed to the same:

"I do solemnly swear that I will support, protect, and defend the Constitution of the United States and the Constitution of the State of Montana, and that I will discharge the duties of my office as a Montana State Senator with Fidelity, so help me God."

Justice Karla Gray was escorted from the Senate Chambers.

At the direction of **SEN. VICKI COCCHIARELLA, SD 47, MISSOULA**, Secretary Mudd called the complete roll of the Senate as follows:

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SEN. KEITH BALES, SD 20, OTTER  
SEN. JOE BALYEAT, SD 34, BOZEMAN  
SEN. GREGORY BARKUS, SD 4, KALISPELL  
SEN. JERRY BLACK, SD 14, SHELBY  
SEN. ROY BROWN, SD 25, BILLINGS  
SEN. JOHN BRUEGGEMAN, SD 6, POLSON  
SEN. JOHN COBB, SD 9, AUGUSTA  
SEN. VICKI COCCHIARELLA, SD 47, HELENA  
SEN. MIKE COONEY, SD 40, HELENA  
SEN. AUBYN CURTISS, SD 1, FORTINE  
SEN. JIM ELLIOTT, SD 7, TROUT CREEK  
SEN. JOHN ESP, SD 31, BIG TIMBER  
SEN. JEFF ESSMANN, SD 28, BILLINGS  
SEN. STEVE GALLUS, SD 37, BUTTE  
SEN. KELLY GEBHARDT, SD 23, ROUNDUP  
SEN. KIM GILLAN, SD 24, BILLINGS  
SEN. KEN HANSEN, SD 17, HARLEM  
SEN. DAN HARRINGTON, SD 38, BUTTE  
SEN. BOB HAWKS, SD 33, BOZEMAN  
SEN. VERDELL JACKSON, SD 5, KALISPELL  
SEN. LARRY JENT, SD 32, BOZEMAN  
SEN. CAROL JUNEAU, SD 8, BROWNING  
SEN. CHRISTINE KAUFMANN, SD 41, HELENA  
SEN. SAM KITZENBERG, SD 18, GLASGOW  
SEN. RICK LAIBLE, SD 44, DARBY  
SEN. LANE LARSON, SD 22, BILLINGS  
SEN. JESSE LASLOVICH, SD 43, ANACONDA  
SEN. DAVE LEWIS, SD 42, HELENA  
SEN. GREG LIND, SD 50, MISSOULA  
SEN. DANIEL MCGEE, SD 29, LAUREL  
SEN. LYNDA MOSS, SD 26, BILLINGS  
SEN. TERRY MURPHY, SD 39, CARDWELL  
SEN. JERRY O'NEIL, SD 3, COLUMBIA FALLS  
SEN. GERALD PEASE, SD 21, LODGE GRASS  
SEN. GARY PERRY, SD 35, MANHATTAN  
SEN. JIM PETERSON, SD 15, BUFFALO  
SEN. DON RYAN, SD 10, GREAT FALLS  
SEN. TRUDI SCHMIDT, SD 11, GREAT FALLS  
SEN. JIM SHOCKLEY, SD 45, VICTOR  
SEN. FRANK SMITH, SD 16, POPLAR  
SEN. CAROLYN SQUIRES, SD 48, MISSOULA  
SEN. COREY STAPLETON, SD 27, BILLINGS  
SEN. DONALD STEINBEISSER, SD 19, SIDNEY  
SEN. ROBERT STORY, SD 30, PARK CITY  
SEN. BILL TASH, SD 36, DILLON  
SEN. JOSEPH TROPILA, SD 13, GREAT FALLS  
SEN. MITCH TROPILA, SD 12, GREAT FALLS  
SEN. DAVID WANZENRIED, SD 49, MISSOULA  
SEN. DAN WEINBERG, SD 2, WHITEFISH  
SEN. CAROL WILLIAMS, SD 46, MISSOULA

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**SEN. VICKI COCCHIARELLA, SD 47, HELENA** noted that a quorum was present and announced the 60th Legislature was ready for business and opened nominations for the office of President of the Montana State Senate.

**SEN. DANIEL MCGEE, SD 29, LAUREL** nominated **SEN. COREY STAPLETON, SD 27, BILLINGS**.

**SEN. CAROL WILLIAMS, SD 46, MISSOULA** nominated **SEN. MIKE COONEY, SD 40, HELENA** for the office of the President of the Senate and moved his election carry with it the name of **SEN. DAN HARRINGTON, SD 38, BUTTE** for the office of President Pro Tempore.

Nominations closed.

**SEN. DAN HARRINGTON, SD 38, BUTTE** moved that Senator Mike Cooney be nominated for the office of President of the Senate of the 60th Legislature and further moved that his election carry with it the name of Senator Carol Williams.

Yeas: Cocchiarella, Elliott, Gallus, Gillan, Hansen, Harrington, Hawks, Jent, Juneau, Kaufmann, Kitzenberg, Larson, Laslovich, Lind, Moss, Pease, Ryan, Schmidt, Smith, Squires, J.Tropila, M.Tropila, Wanzenried, Weinberg, Williams, Mr. President.

Total 26

Nays: Bales, Balyeat, Barkus, Black, Brown, Brueggeman, Cobb, Curtiss, Esp, Essmann, Gebhardt, Jackson, Laible, Lewis, McGee, Murphy, O'Neil, Perry, Peterson, Shockley, Stapleton, Steinbeisser, Story, Tash.

Total 24

Absent or not voting: None.

Total 0

Excused: None.

Total 0

**SEN. MIKE COONEY, SD 40, HELENA** received the majority of the votes cast and was elected President of the Senate which carries with it the election of Senator Harrington as President Pro Tempore.

Senator Cooney assumed the Chair and made his opening remarks as follows:

President Pro Tem Harrington, Majority Leader Williams, Minority Leader Stapleton, members of the Senate, ladies and gentlemen. Thank you. It is a privilege and high honor to serve as the president of the state senate during the 60<sup>th</sup> session of the Montana Legislature.

Let me share a little family history with you. My grandfather, Frank H. Cooney stood at this same rostrum 74 years ago, as I do today. He had just been elected Lt. Governor and one of his duties was to preside over the Senate. My grandfather entered elected office when the country was experiencing the Great Depression. It is difficult for me to comprehend what challenges all elected officials faced during that dark time. But in hindsight thank goodness good men and women – Republican and Democrat - stepped forward and chose to help lead our state and our nation back to prosperity.

I thank each and every one of you for stepping forward to help lead and guide our state for the next two years. The good news is this. Unlike the Senators of the 1933 Legislative session the state finances are in very good shape. However, not unlike the 1933 Legislative session, we too face many extraordinary challenges.

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We must and we will make our retirement programs financially sound. We must and we will make further progress in our efforts to build a world class education system to make sure our children can successfully compete in this world economy. We must and we will finally give Montana property owners a real break so they too can enjoy this prosperity. We must and we will give Montana families greater access to affordable health care. We must and we will establish a rainy day fund, a savings account to help us when times are not so good. Yes, this is an aggressive yet necessary agenda. We can tackle these and other important issues and we will do so without raising taxes. How we get there in the end will take each and every one of us putting our best ideas forward and working together. That is how it was done in 1933 and that is how we'll get it done in 2007.

When I look around this chamber I see people from all corners of the state and from varied backgrounds. I see people who have very diverse philosophies and political beliefs. But I also see people who care deeply about Montana and who want to do the right thing for our future generations. The voters of this state have given us a great honor to serve in this Senate. Let us honor them by each of us focusing our energy on what brings us together rather than what divides us. Let us honor the people of this state by honoring each other and not allowing pride and ego to break down the greatness of this institution. Let us honor the people of this state by respecting our differences and disagree without being disagreeable.

The people have sent us here to take on and resolve, to the best of our ability, the many challenges that face our state. Make no mistake about it... our actions will not only impact the next two years, but will impact the next generation. We have been given a great responsibility and we must treat it as a sacred trust. The voters of our districts did, in fact, give us a great honor by sending us here to do their work. Let us resolve today...and for the next 89 days...to honor them by doing it well.

Thank you for this opportunity.

**SEN. DAN HARRINGTON, SD 38, BUTTE** spoke noting his appreciation for being elected President Pro Tempore.

President Cooney introduced the Minority Leader, **SEN. COREY STAPLETON, SD 27, BILLINGS**. Senator Stapleton spoke.

President Cooney introduced the Majority Leader, **SEN. CAROL WILLIAMS, SD 46, MISSOULA**.

Senator Williams stated "Thank you Mr. president and thanks to the democratic caucus for giving me this great honor. In 1866, when my ancestors, Zaddock and Almira allen, drove an oxen pulled wagon across mountains and prairies to come to Montana, to settle just a few miles from here in Jefferson City, they could never imagined that female offspring of theirs would one day be given the opportunity to serve in the Montana Senate, let alone be elected to be the first woman to serve as majority leader in this body. On the other hand, as a young woman coming of age in the 60's, in Butte, I can't conceive of why that took so long. A number of remarkable Montana

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women have served here. Among them, Dorothy Eck, Pat Regan, Sue Bartlett, Emily Swanson, Toni Roselle, all these women were capable of assuming leadership positions. I feel blessed to be standing in their shoes and very grateful for this opportunity given to me.

We return to this session confident that our good work in 2005 helped Montana families and created opportunities for our children, and will be built upon and improved. We are committed to some core issues that people have asked of us.

1) We will invest in a world class education system from kindergarten through college. We will support offering all day kindergarten and hold the line on tuition increases for Montana university students.

2) We will work to extend health care coverage for low income children, provide more access to health care for uninsured adults and more opportunities for small businesses to provide insurance for their employees.

3) We will, as in the past, work to improve our relationships with our tribal governments and to enhance the lives of our "first Montanans".

4) We are committed to being good stewards of this states natural resources, its air, water, land and wildlife, - as is required by our Constitution, and we will protect Montanan's accesses to their rivers, streams, hunting grounds and fishing holes.

5) We will continue to work to move Montanans economy forward and invest in renewable energy to create jobs and lower heating bills. We will do all of this in a responsible way, paying as we go and not saddling future generations, our children, with debt. We all recognize something has gone wrong, don't we. We know that people who send us to these bodies believe that politics has replaced policy and anger has displaced civility. Let's all resolve together that this all stops now with us in this 60<sup>th</sup> Legislative session. I can assure you that as the majority leader of the democrats, we are committed to doing just that. Together we must make this session about policy not politics.

When I was a freshman legislator in 1999, an orientation presenter from legislative services said that both democrats and republicans would agree on the vast majority of legislation proposed in that session and she was right. Our challenge this session is to, as our late president gerald ford liked to say, " we can disagree without being disagreeable" of course, we will have lively debate but we must work together in a respectful and civil way to ensure that when we adjourn 89 days from today the people who sent us here to do their business will have pride in our accomplishments and the agreeable manner with which we achieved them. Perhaps this is our greatest challenge. I am committed to working with all of you, Democrats and Republicans, to make this session successful. Ralph Waldo Emerson wrote: "do not go where the path may lead - go instead where there is no path and leave trails." I hope this session will lead all of us to new trails of respect and co-operation. Thank you and best wishes to each of you as we begin this journey together".

**SEN. DAN HARRINGTON, SD 38, BUTTE** spoke in appreciation of the honor of being elected president pro tempore.

**REPORTS OF STANDING COMMITTEES**

**SEN. JIM ELLIOTT, SD 7, TROUT CREEK** moved the adoption of the Committee Report. Motion carried.

We, your Committee on Committees, recommend the following committee appointments be adopted:

**COMMITTEE ON COMMITTEES**

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**Members Present:**

Sen. Jim Elliott, Chairman (D)  
Sen. Kim Gillan (D)  
Sen. Bob Hawks (D)  
Sen. Jesse Laslovich (D)  
Sen. Trudi Schmidt (D)  
Sen. Dave Wanzenried (D)

We, your Committee on Committees, recommend the following committee appointments:

**AGRICULTURE, LIVESTOCK AND IRRIGATION**

Hansen, Ken (D) - Ch  
Bales, Keith (R)  
Brueggeman, John (R)  
Larson, Lane (D)  
Pease, Gerald (D)  
Smith, Frank (D)  
Steinbeisser, Donald (R)

**BUSINESS, LABOR AND ECONOMIC AFFAIRS**

Cocchiarella, Vicki (D) - Ch  
Balyeat, Joe (R)  
Brown, Roy (R)  
Esp, John (R)  
Jackson, Verdell (R)  
Larson, Lane (D)  
Ryan, Don (D)  
Smith, Frank (D)  
Squires, Carolyn (D)  
Steinbeisser, Donald (R)  
Tropila, Joe (D)

**COMMITTEES**

Elliott, Jim (D)  
Gillan, Kim (D)  
Hawks, Bob (D)  
Laslovich, Jesse (D)  
Schmidt, Trudi (D)  
Wanzenried, David (D)

**EDUCATION AND CULTURAL RESOURCES**

Ryan, Don (D) - Ch  
Black, Jerry (R)  
Elliott, Jim (D)  
Hawks, Bob (D)  
Juneau, Carol (D)  
Kitzenberg, Sam (D)  
McGee, Dan (R)  
Peterson, Jim (R)

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Story, Robert (R)

**ETHICS**

Laslovich, Jesse (D) - Ch

Schmidt, Trudi (D)

Shockley, Jim (R)

Story, Robert (R)

**FINANCE AND CLAIMS**

Schmidt, Trudi (D) - Ch

Bales, Keith (R)

Barkus, Gregory (R)

Brueggeman, John (R)

Cobb, John (R)

Cooney, Mike (D)

Gallus, Steve (D)

Hansen, Ken (D)

Hawks, Bob (D)

Laible, Rick (R)

Larson, Lane (D)

Lewis, Dave (R)

Lind, Greg (D)

Stapleton, Corey (R)

Tash, Bill (R)

Tropila, Mitch (D)

Wanzenried, David (D)

Weinberg, Dan (D)

Williams, Carol (D)

**FISH AND GAME**

Tropila, Joe (D) - Ch

Bales, Keith (R)

Balyeat, Joe (R)

Barkus, Gregory (R)

Gallus, Steve (D)

Hansen, Ken (D)

Jent, Larry (D)

Larson, Lane (D)

Tash, Bill (R)

**HIGHWAYS AND TRANSPORTATION**

Pease, Gerald (D) - Ch

Black, Jerry (R)

Brown, Roy (R)

Brueggeman, John (R)

Cocchiarella, Vicki (D)

Kitzenberg, Sam (D)

Laslovich, Jesse (D)

Smith, Frank (D)

Steinbeisser, Donald (R)

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**JUDICIARY**

Laslovich, Jesse (D) - Ch  
Curtiss, Aubyn (R)  
Jent, Larry (D)  
Juneau, Carol (D)  
McGee, Dan (R)  
Moss, Lynda (D)  
O'Neil, Jerry (R)  
Pease, Gerald (D)  
Perry, Gary (R)  
Shockley, Jim (R)  
Wanzenried, David (D)  
Williams, Carol (D)

**LEGISLATIVE ADMINISTRATION**

Smith, Frank (D) - Ch  
Esp, John (R)  
Gallus, Steve (D)  
Laible, Rick (R)  
Tropila, Joe (D)

**LOCAL GOVERNMENT**

Gillan, Kim (D) - Ch  
Esp, John (R)  
Gebhardt, Kelly (R)  
Hawks, Bob (D)  
Juneau, Carol (D)  
Laible, Rick (R)  
Moss, Lynda (D)  
Murphy, Terry (R)  
O'Neil, Jerry (R)  
Tropila, Mitch (D)  
Williams, Carol (D)

**NATURAL RESOURCES AND ENERGY**

Lind, Greg (D) - Ch  
Curtiss, Aubyn (R)  
Gebhardt, Kelly (R)  
Harrington, Dan (D)  
Kaufmann, Christine (D)  
Perry, Gary (R)  
Tash, Bill (R)  
Tropila, Mitch (d)  
Wanzenried, David (D)

**PUBLIC HEALTH, WELFARE AND SAFETY**

Weinberg, Dan (D) - Ch  
Cobb, John (R)  
Esp, John (R)  
Gillan, Kim (D)

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Moss, Lynda (D)  
Murphy, Terry (R)  
O'Neil, Jerry (R)  
Schmidt, Trudi (D)  
Williams, Carol (D)

**RULES**

Williams, Carol (D) - Ch  
Barkus, Greg (R)  
Cocchiarella, Vicki (D)  
Cooney, Mike (D)  
Elliott, Jim (D)  
Gallus, Steve (D)  
Gebhardt, Kelly (R)  
Gillan, Kim (D)  
Harrington, Dan (D)  
Hawks, Bob (D)  
Laslovich, Jesse (D)  
McGee, Dan (R)  
Murphy, Terry (R)  
Perry, Gary (R)  
Stapleton, Corey (R)  
Story, Robert (R)

**STATE ADMINISTRATION**

Squires, Carolyn (D) - Ch  
Balyeat, Joe (R)  
Cocchiarella, Vicki (D)  
Essmann, Jeff (R)  
Gallus, Steve (D)  
Jent, Larry (D)  
Laible, Rick (R)  
Laslovich, Jesse (D)  
Lewis, Dave (R)  
Shockley, Jim (R)  
Tropila, Joe (D)

**TAXATION**

Elliott, Jim (D) - Ch  
Black, Jerry (R)  
Essmann, Jeff (R)  
Gebhardt, Kelly (R)  
Gillan, Kim (D)  
Harrington, Dan (D)  
Kaufmann, Christine (D)  
Kitzenberg, Sam (D)  
Peterson, Jim (R)  
Schmidt, Trudi (D)  
Story, Robert (R)

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**JOINT SUBCOMMITTEES**

**Corrections and Public Safety**

Gallus, Steve (D) - Sen - V Ch  
Bales, Keith (R) - Sen  
Schmidt, Trudi (D) - Sen

**Education**

Hawks, Bob (D) - Sen - V Ch  
Lewis, Dave (R) - Sen  
Wanzenried, David (D) - Sen

**General Government**

Larson, Lane (D) - Sen - V Ch  
Laible, Rick (R) - Sen  
Stapleton, Corey (R) - Sen  
Williams, Carol (D) - Sen

**Health and Human Services**

Weinberg, Dan (D) - Sen - V Ch  
Cobb, John (R) - Sen  
Lind, Greg (D) - Sen

**Long-Range Planning**

Cooney, Mike (D) - Sen - V Ch  
Barkus, Greg (R) - Sen  
Brueggeman, John (R) - Sen  
Schmidt, Trudi (D) - Sen

**Natural Resources**

Hansen, Ken (D) - Sen - V Ch  
Tash, Bill (R) - Sen  
Tropila, Mitch (D) - Sen

**SPECIAL ORDERS OF THE DAY**

Secretary Mudd read the letter of appointments from President Cooney.

Pursuant to the President's appointment Senator Harrington stated that the names of **John Mudd, Missoula, be appointed Secretary of the Senate for the 60th Legislature; Clay Scott, Helena, be appointed Sergeant-At-Arms of the Senate; Father Jerry Lowney, Helena, Chaplain to the Senate for the 60th Legislature be submitted to the Senate for confirmation.** Vote was taken and the appointments were confirmed.

Secretary Mudd made the following Senate Staff introductions:

Carol Andersen	Committee Secretary
Janeen Andersen	Majority Aide

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Patricia Bik	Amendments Coordinator
Tina Brothers	Secretary to Leadership
Skip Crippen	Bills Distribution
Kathy Fabiano	Asst Secretary of the Senate
Justin Folsom	Status Input Tech
Prudence Gildroy	Committee Secretary
Susie Hamilton	Scanner
Vivian Hayes	Word Processor
Stephanie Hess	Minority Aide
Ralph Higgins	Bills Clerk
C.J.Johnson	Committee Secretary
Ronnie Kitzenberg	Supply Clerk
Greg Lambert	Security Guard
Becca Leaphart	Page Supervisor
Michelle Logan	Majority Office Intern
Fr. Jerry Lowney	Chaplain
Tyler Matthews	Minority Aide
John Mudd	Secretary of the Senate
Lois O'Connor	Committee Secretary
Roberta Opel	Bills Coordinator
Aggie Palmer	Committee Secretary
Tawna Parisot	Aide to Majority Leader
Ryan Patterson	Security Guard
Ray Peck	Aide to Majority Whip
Amelia Pirrone	Committee Aide
Renee Podell	Journal Clerk
Mari Prewett	Committee Secretary
Carolyn Radakovich	Aide to the President
Kima Rosling	Word Processing Supervisor
Alex Russell	Secretary to the Secretary of the Senate
Clay Scott	Sergeant at Arms
Jan Siemers	Committee Aide
Sarah Singer	Voting/Reading Clerk
Mike Sullivan	Asst Sergeant at Arms - Security
Rita Tenneson	Committee Aide

**MOTIONS**

Senator Williams moved that President Cooney appoint a select committee to notify His Excellency, the Governor, that the Senate is organized and ready for business. Motion Carried. President Cooney appointed Senator Cocchiarella, Chair, Senator Pease and Senator Cobb, who were discharged to notify the Governor.

Senator Williams moved that President Cooney appoint a select committee to notify the Chief Justice and Justices of the Supreme Court that the Senate is organized and ready for the transaction of business. Motion Carried. President Cooney appointed Senator Ryan, Chair, Senator Laslovich and Senator Laible, who were discharged to notify the Justices.

Senator Williams moved that President Cooney appoint a select committee to notify the House of Representatives that the Senate is organized and ready for business and that the Senate wishes them success in their deliberations. Motion Carried. President Cooney appointed Senator Elliott, Chair, Senator Juneau and Senator Tash, who were

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discharged to notify the House.

Senator William moved the Senate stand at ease, subject to the call of the chair, to await the reports of the select committees. Motion carried.

**MESSAGES FROM THE OTHER HOUSE**

Sergeant of Arms Scott escorted the Honorable Committee from the House of Representatives to the well of the Senate. The Committee wished the Senate well and stated that the House of Representatives was ready for business.

**REPORTS OF SELECT COMMITTEES**

The committee appointed to notify the Governor that the Senate was organized and ready for business reported that the Governor had been notified.

The committee appointed to notify the Chief Justice and associate members of the Supreme Court that the Senate was organized and ready for business reported that the Supreme Court had been notified.

The committee appointed to notify the House of Representatives that the Senate was organized and ready for business reported that the House had been notified.

Messages were acknowledged and committees dismissed.

**MOTIONS**

**SEN. CAROL WILLIAMS, SD 46, MISSOULA** moved that the Joint rules of the 60th Legislature be adopted as the temporary operating rules of the 60th Legislature. Motion carried unanimously.

**SEN. CAROL WILLIAMS, SD 46, MISSOULA** moved that the Senate rules of the 60th Legislature be adopted as the temporary operating rules of the 60th Legislature. Motion carried unanimously.

**SEN. CAROL WILLIAMS, SD 46, MISSOULA** moved that the accredited members of the press, radio, and television be granted the privilege of the Senate floor, subject to the rules. Motion carried unanimously.

**FIRST READING AND COMMITMENT OF BILLS**

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

- SB 1, Introduced by Weinberg, Referred to State Administration.
- SB 2, Introduced by Ryan, Referred to Public Health, Welfare and Safety.
- SB 3, Introduced by Essmann, Referred to Natural Resources and Energy.
- SB 4, Introduced by Harrington, Referred to Finance and Claims.
- SB 5, Introduced by Weinberg, Referred to Judiciary.
- SB 6, Introduced by Weinberg, Referred to Finance and Claims.
- SB 7, Introduced by Shockley, Referred to State Administration.
- SB 8, Introduced by Shockley, Referred to Natural Resources and Energy.
- SB 9, Introduced by Kitzenberg, Referred to Fish and Game.
- SB 10, Introduced by Harrington, Referred to State Administration.
- SB 11, Introduced by Cocchiarella, Referred to State Administration.
- SB 12, Introduced by Williams, Referred to Finance and Claims.

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SB 13, Introduced by Shockley, Referred to Fish and Game.  
SB 14, Introduced by Harrington, Referred to Local Government.  
SB 15, Introduced by J. Tropila, Referred to Judiciary.  
SB 16, Introduced by Hawks, Referred to Education and Cultural Resources.  
SB 17, Introduced by Larson, Referred to Fish and Game.  
SB 18, Introduced by Shockley, Referred to Judiciary.  
SB 19, Introduced by Shockley, Referred to Natural Resources and Energy.  
SB 20, Introduced by Shockley, Referred to Judiciary.  
SB 21, Introduced by Larson, Referred to Taxation.  
SB 22, Introduced by Weinberg, Referred to Public Health, Welfare and Safety.  
SB 23, Introduced by Moss, Referred to Education and Cultural Resources.  
SB 24, Introduced by Weinberg, Referred to Fish and Game.  
SB 25, Introduced by Larson, Referred to Natural Resources and Energy.  
SB 26, Introduced by Weinberg, Referred to Natural Resources and Energy.  
SB 27, Introduced by Esp, Referred to Judiciary.  
SB 28, Introduced by Shockley, Referred to Judiciary.  
SB 29, Introduced by Smith, Referred to Highways and Transportation.  
SB 30, Introduced by Smith, Referred to Highways and Transportation.  
SB 31, Introduced by Esp, Referred to Judiciary.  
SB 32, Introduced by Schmidt, Referred to Public Health, Welfare and Safety.  
SB 33, Introduced by Steinbeisser, Referred to Local Government.  
SB 34, Introduced by Kitzenberg, Referred to Fish and Game.  
SB 36, Introduced by Cocchiarella, Referred to Highways and Transportation.  
SB 37, Introduced by Gebhardt, Referred to Finance and Claims.  
SB 38, Introduced by Ryan, Referred to Education and Cultural Resources.  
SB 39, Introduced by Brown, Referred to Judiciary.  
SB 40, Introduced by Cocchiarella, Referred to State Administration.  
SB 41, Introduced by Elliott, Referred to Judiciary.  
SB 42, Introduced by Brueggeman, Referred to Business, Labor, and Economic Affairs.  
SB 43, Introduced by M. Tropila, Referred to Business, Labor, and Economic Affairs.  
SB 44, Introduced by Larson, Referred to Fish and Game.  
SB 45, Introduced by Weinberg, Referred to Public Health, Welfare and Safety.  
SB 46, Introduced by Moss, Referred to Highways and Transportation.  
SB 47, Introduced by Esp, Referred to State Administration.  
SB 48, Introduced by Esp, Referred to Public Health, Welfare and Safety.  
SB 49, Introduced by Esp, Referred to Education and Cultural Resources.  
SB 50, Introduced by Gallus, Referred to Judiciary.  
SB 51, Introduced by Hawks, Referred to Local Government.  
SB 52, Introduced by Shockley, Referred to Business, Labor, and Economic Affairs.  
SB 53, Introduced by Cocchiarella, Referred to Business, Labor, and Economic Affairs.  
SB 54, Introduced by Cocchiarella, Referred to Business, Labor, and Economic Affairs.  
SB 55, Introduced by Ryan, Referred to Finance and Claims.  
SB 56, Introduced by Ryan, Referred to Education and Cultural Resources.  
SB 57, Introduced by Harrington, Referred to State Administration.  
SB 58, Introduced by Hansen, Referred to Fish and Game.  
SB 59, Introduced by Hansen, Referred to Agriculture, Livestock and Irrigation.  
SB 60, Introduced by Cobb, Referred to Finance and Claims.  
SB 61, Introduced by Cobb, Referred to Taxation.  
SB 62, Introduced by Cobb, Referred to State Administration.  
SB 63, Introduced by Cobb, Referred to State Administration.

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SB 64, Introduced by Cobb, Referred to State Administration.  
SB 65, Introduced by Cobb, Referred to Finance and Claims.  
SB 66, Introduced by Wanzenried, Referred to Finance and Claims.  
SB 67, Introduced by Wanzenried, Referred to Judiciary.  
SB 68, Introduced by Wanzenried, Referred to Business, Labor, and Economic Affairs.  
SB 69, Introduced by Wanzenried, Referred to Finance and Claims.  
SB 70, Introduced by J. Tropila, Referred to State Administration.  
SB 71, Introduced by Gebhardt, Referred to State Administration.  
SB 72, Introduced by Squires, Referred to State Administration.  
SB 73, Introduced by McGee, Referred to Judiciary.  
SB 74, Introduced by Jent, Referred to Judiciary.  
SB 75, Introduced by Hawks, Referred to Natural Resources and Energy.  
SB 76, Introduced by Gillan, Referred to Taxation.  
SB 77, Introduced by Laible, Referred to Fish and Game.  
SB 78, Introduced by Larson, Referred to Fish and Game.  
SB 79, Introduced by Laible, Referred to Finance and Claims.  
SB 80, Introduced by Larson, Referred to State Administration.  
SB 81, Introduced by Schmidt, Referred to Public Health, Welfare and Safety.  
SB 82, Introduced by Brueggeman, Referred to State Administration.  
SB 83, Introduced by Schmidt, Referred to Public Health, Welfare and Safety.  
SB 84, Introduced by Elliott, Referred to Local Government.  
SB 85, Introduced by Schmidt, Referred to Judiciary.  
SB 86, Introduced by McGee, Referred to Judiciary.  
SB 87, Introduced by McGee, Referred to Judiciary.  
SB 88, Introduced by Hawks, Referred to Taxation.  
SB 89, Introduced by Williams, Referred to Public Health, Welfare and Safety.  
SB 90, Introduced by Laslovich, Referred to Public Health, Welfare and Safety.  
SB 91, Introduced by Williams, Referred to State Administration.  
SB 92, Introduced by Steinbeisser, Referred to Business, Labor, and Economic Affairs.  
SB 93, Introduced by Pease, Referred to Public Health, Welfare and Safety.  
SB 94, Introduced by Esp, Referred to Public Health, Welfare and Safety.  
SB 95, Introduced by Smith, Referred to Public Health, Welfare and Safety.  
SB 96, Introduced by Williams, Referred to State Administration.  
SB 97, Introduced by Cocchiarella, Referred to Business, Labor, and Economic Affairs.  
SB 98, Introduced by Harrington, Referred to State Administration.  
SB 99, Introduced by Harrington, Referred to Taxation.  
SB 100, Introduced by Jent, Referred to Judiciary.  
SB 101, Introduced by Jent, Referred to State Administration.  
SB 102, Introduced by Lind, Referred to Local Government.  
SB 103, Introduced by Lind, Referred to Local Government.  
SB 104, Introduced by Squires, Referred to Judiciary.  
SB 105, Introduced by Lind, Referred to Natural Resources and Energy.  
SB 106, Introduced by Kitzenberg, Referred to Fish and Game.  
SB 107, Introduced by Kitzenberg, Referred to Fish and Game.  
SB 108, Introduced by Cocchiarella, Referred to Business, Labor, and Economic Affairs.  
SB 109, Introduced by Laible, Referred to Judiciary.  
SB 110, Introduced by Laible, Referred to Local Government.  
SB 111, Introduced by Larson, Referred to Natural Resources and Energy.  
SB 112, Introduced by Lewis, Referred to Fish and Game.  
SB 113, Introduced by Lewis, Referred to State Administration.

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SB 114, Introduced by Larson, Referred to Business, Labor, and Economic Affairs.  
SB 115, Introduced by Jent, Referred to Fish and Game.  
SB 116, Introduced by Brueggeman, Referred to Business, Labor, and Economic Affairs.  
SB 117, Introduced by Cobb, Referred to State Administration.  
SB 118, Introduced by Cobb, Referred to Public Health, Welfare and Safety.  
SB 119, Introduced by Moss, Referred to Judiciary.  
SB 120, Introduced by Elliott, Referred to Taxation.  
SB 121, Introduced by Elliott, Referred to Taxation.  
SB 122, Introduced by Kitzenberg, Referred to Highways and Transportation.  
SB 123, Introduced by Williams, Referred to Education and Cultural Resources.  
SB 124, Introduced by Harrington, Referred to Public Health, Welfare and Safety.  
SB 125, Introduced by Harrington, Referred to Judiciary.  
SB 126, Introduced by Gallus, Referred to Fish and Game.  
SB 127, Introduced by Wanzenried, Referred to Taxation.  
SB 128, Introduced by Laslovich, Referred to Fish and Game.  
SB 129, Introduced by Schmidt, Referred to Education and Cultural Resources.  
SB 130, Introduced by Story, Referred to Local Government.  
SB 131, Introduced by Cobb, Referred to Natural Resources and Energy.  
SB 132, Introduced by Gallus, Referred to Public Health, Welfare and Safety.  
SB 133, Introduced by Essmann, Referred to Judiciary.  
SB 134, Introduced by Essmann, Referred to Business, Labor, and Economic Affairs.  
SB 135, Introduced by M. Tropila, Referred to Business, Labor, and Economic Affairs.  
SB 136, Introduced by J. Tropila, Referred to State Administration.  
SB 137, Introduced by Laible, Referred to Finance and Claims.  
SB 138, Introduced by Wanzenried, Referred to Taxation.  
SB 139, Introduced by Harrington, Referred to Taxation.  
SB 140, Introduced by Weinberg, Referred to Public Health, Welfare and Safety.  
SB 141, Introduced by Laslovich, Referred to Judiciary.  
SB 142, Introduced by Lind, Referred to Public Health, Welfare and Safety.  
SB 143, Introduced by Shockley, Referred to Judiciary.  
SB 144, Introduced by Shockley, Referred to Judiciary.  
SB 145, Introduced by Shockley, Referred to Natural Resources and Energy.  
SB 146, Introduced by Shockley, Referred to Judiciary.  
SB 147, Introduced by Shockley, Referred to Local Government.  
SB 148, Introduced by Shockley, Referred to Business, Labor, and Economic Affairs.  
SB 149, Introduced by Tash, Referred to Public Health, Welfare and Safety.  
SB 150, Introduced by Gillan, Referred to Taxation.  
SB 151, Introduced by Ryan, Referred to Business, Labor, and Economic Affairs.  
SB 152, Introduced by Ryan, Referred to Education and Cultural Resources.  
SB 153, Introduced by Cocchiarella, Referred to Business, Labor, and Economic Affairs.  
SB 154, Introduced by Laible, Referred to Judiciary.  
SB 155, Introduced by Williams, Referred to State Administration.  
SB 156, Introduced by Perry, Referred to Judiciary.  
SB 157, Introduced by Ryan, Referred to Business, Labor, and Economic Affairs.  
SB 158, Introduced by Cocchiarella, Referred to Highways and Transportation.  
SB 159, Introduced by Harrington, Referred to Highways and Transportation.  
SB 160, Introduced by Schmidt, Referred to Local Government.  
SB 161, Introduced by Laible, Referred to Business, Labor, and Economic Affairs.  
SB 162, Introduced by Schmidt, Referred to Public Health, Welfare and Safety.  
SB 163, Introduced by Shockley, Referred to Judiciary.

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SB 164, Introduced by Gallus, Referred to Judiciary.  
SB 165, Introduced by Brueggeman, Referred to Business, Labor, and Economic Affairs.  
SB 166, Introduced by J. Tropila, Referred to Fish and Game.  
SB 167, Introduced by Hawks, Referred to Natural Resources and Energy.  
SB 168, Introduced by Jent, Referred to State Administration.  
SB 169, Introduced by Laslovich, Referred to Judiciary.  
SB 170, Introduced by Perry, Referred to Judiciary.  
SB 171, Introduced by Perry, Referred to Judiciary.  
Sb 172, Introduced by J. Tropila, Referred to State Administration.  
Sb 173, Introduced by Juneau, Referred to State Administration.  
Sb 174, Introduced by Elliott, Referred to Taxation.  
Sb 175, Introduced by Squires, Referred to State Administration.  
SB 176, Introduced by Squires, Referred to State Administration.  
SB 177, Introduced by Squires, Referred to State Administration.  
SB 178, Introduced by Lewis, Referred to Natural Resources and Energy.  
SB 179, Introduced by Hansen, Referred to Agriculture, Livestock and Irrigation.  
SB 180, Introduced by Harrington, Referred to Natural Resources and Energy.

**SPECIAL ORDERS OF THE DAY**

President Cooney asked Senator Williams to introduce the new Democratic Senators. Senators Jent, Juneau, Kaufmann, M. Tropila, and Wanzenried were introduced.

President Cooney asked Senator Stapleton to introduce the newly elected Republican Senators. Senators Brown, Jackson, Murphy and Peterson were introduced by Senator Stapleton.

**ANNOUNCEMENTS**

Committee meetings were announced by the committee chairs.

Majority Leader Williams moved that the Senate adjourn until 1 p.m., Thursday, January 4, 2007. Motion carried.

Senate adjourned at 2:10 p.m.

JOHN MUDD  
Secretary of the Senate

MIKE COONEY  
President of the Senate