SENATE JOURNAL
63RD LEGISLATURE
SIXTY-FIFTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
March 26, 2013 — State Capitol

Senate convened at 1:01 p.m. President Essmann presiding. Invocation by Father Jerry Lowney. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Senators Arthun and Keane, excused. Quorum present.

BILLS AND JOURNALS (Buttrey, Chair): 3/26/2013

Correctly printed: **SB 403**, **SB 404**, **SJR 23**, **SR 6**, **SR 7**, **SR 27**, **HB 23**, **HB 84**, **HB 170**, **HB 256**, **HB 388**, **HB 451**.
Correctly engrossed: **SB 280**, **SB 375**, **SB 386**, **SR 5**, **HB 3**, **HB 374**.
Correctly enrolled: **SB 45**, **SB 128**, **SB 134**, **SB 249**.
Examined by the sponsor and found to be correct: **SB 128**, **SB 134**, **SB 137**, **SB 139**, **SB 172**, **SB 176**, **SB 230**, **SB 249**, **SB 270**, **SB 293**, **SB 312**, **SB 314**, **SB 319**, **SB 327**, **SB 332**.
Transmitted to the House: **SJR 21**, **HB 24**, **HB 38**, **HB 68**, **HB 146**, **HB 162**, **HB 195**, **HB 203**, **HB 210**, **HB 314**, **HB 323**, **HB 352**, **HB 362**, **HB 385**, **HB 459**, **HB 562**.
Signed by the Secretary of the Senate at 8:15 a.m., March 26, 2013: **SR 14**, **SR 20**, **SR 26**, **SR 28**.
Signed by the President at 11:18 a.m., March 26, 2013: **SB 24**, **SB 67**, **SB 76**, **SB 103**, **SB 105**, **SB 181**, **SB 189**.
Signed by the President at 12:26 p.m., March 26, 2013: **SR 14**, **SR 20**, **SR 26**, **SR 28**.
Delivered to the Secretary of State at 3:07 p.m., March 26, 2013: **SR 14**, **SR 20**, **SR 26**, **SR 28**.

SPECIAL ORDERS OF THE DAY

Senator Taylor introduced the pages for the week beginning March 25, 2013:

Sage Fairclough, Helena, sponsored by Senator Lewis
Rose Johnston, Chester, sponsored by Senator Lewis
Katy Kemmick, Billings, sponsored by Senator Van Dyk
Casandra Lamas, Havre, sponsored by Senator Windy Boy
Matthew Skillman, Ennis, sponsored by Senator Debby Barrett
Josie VanVleet, Billings. sponsored by Senator Arntzen

REPORTS OF STANDING COMMITTEES

AGRICULTURE, LIVESTOCK AND IRRIGATION (T. Brown, Chair): 3/25/2013
SR 11, be adopted. Report adopted.

FINANCE AND CLAIMS (Ripley, Chair): 3/25/2013
HB 3, be amended as follows:

1. Page 1, line 20.
Strike: "$38,699,927"
Insert: "$39,899,927"

2. Page 1, line following 28.
Insert: "Public Safety Officer Standards and Training $177,723 General Fund"

3. Page 2, line 11.
Strike: "$3,000,000"
Insert: "$3,200,000"

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

FINANCE AND CLAIMS (Ripley, Chair): 3/26/2013
SB 355, do pass. Report adopted.

LOCAL GOVERNMENT (Buttrey, Chair): 3/25/2013
SB 386, introduced bill, be amended as follows:

1. Page 15, line 22.
Following: "service"
Insert: "as defined in [section 1]. The employer shall maintain the roster of service with the effective date of membership for each volunteer firefighter"

And, as amended, do pass. Report adopted.

HB 465, be concurred in. Report adopted.

MESSAGES FROM THE OTHER HOUSE

Senate bills concurred in and returned to the Senate: 3/25/2013

SB 45, introduced by Keane
SB 128, introduced by Buttrey
SB 134, introduced by Brenden

House bill passed and transmitted to the Senate for concurrence: 3/25/2013

HB 298, introduced by Warburton

FIRST READING AND COMMITMENT OF BILLS

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

SJR 24, introduced by Buttrey, Olson, referred to Business, Labor, and Economic Affairs.

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

HB 298, introduced by Warburton, Ankney, Arntzen, G. Bennett, Brenden, Brodehl, Buttrey, Connell, Doane, Fitzpatrick, Flynn, Galt, Glimm, Greef, Hagan, Halvorson, Hansen, Harris, Hertz, Jergeson, D. Jones, Kary, Kerns, Knudsen, Lang, Lenz, Lieser, McChesney, Randall, Redfield, Rosendale, Salomon, Schwaderer, Shaw, Washburn, Welborn, White, Zolnikov, referred to Fish and Game.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Senator Wittich moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Jergeson in the chair.

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

HB 402 - Senator Buttrey moved **HB 402** be concurred in. Motion carried as follows:

Yeas: Arntzen, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Wittich, Mr. President.
Total 46

Nays: Stewart-Peregoy, Windy Boy.
Total 2

Absent or not voting: None.
Total 0

Excused: Arthun, Keane.
Total 2

HB 455 - Senator Facey moved **HB 455** be concurred in. Motion carried as follows:

Yeas: Arntzen, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones,

Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 48

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Arthun, Keane.
Total 2

HB 462 - Senator F. Moore moved **HB 462** be concurred in. Motion carried as follows:

Yeas: Arntzen, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 48

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Arthun, Keane.
Total 2

HB 508 - Senator Arntzen moved **HB 508** be concurred in.

HB 508 - Senator Arntzen moved **HB 508**, second reading copy, be amended as follows:

1. Page 1, line 26.
Following: "exempted"
Insert: "under 49 CFR 383.3(c)"
Following: "requirements of"
Strike: "49 CFR 383.3(c)"
Insert: "this part"

Amendment adopted as follows:

Yeas: Arntzen, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 48

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Arthun, Keane.
Total 2

HB 508 - Senator Arntzen moved **HB 508**, as amended, be concurred in. Motion carried as follows:

Yeas: Arntzen, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 48

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Arthun, Keane.
Total 2

HB 189 - Senator T. Brown moved **HB 189** be concurred in.

HB 189 - Senator T. Brown moved **HB 189**, second reading copy, be amended as follows:

1. Page 1, line 15.
Strike: "$100"
Insert: "$75"

2. Page 1, line 16.
Strike: "$152"

Insert: "$114"

3. Page 2, line 4.
Following: line 3
Insert: "COORDINATION SECTION. **Section 3. Coordination instruction.** If both Senate Bill No. 162 and [this act] are passed and approved and both contain a section that amends 80-2-232, then the section of [this act] amending 80-2-232 is void."

Amendment adopted as follows:

Yeas: Arntzen, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 47

Nays: Priest.
Total 1

Absent or not voting: None.
Total 0

Excused: Arthun, Keane.
Total 2

HB 189 - Senator T. Brown moved **HB 189**, as amended, be concurred in. Motion carried as follows:

Yeas: Arntzen, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Murphy, Peterson, Phillips, Priest, Rosendale, Sesso, Stewart-Peregoy, Taylor, Tropila, Tutvedt, Van Dyk, Vuckovich, Webb, Windy Boy.
Total 35

Nays: D. Brown, Fielder, Moore, Olson, Ripley, Sales, Sonju, Thomas, Vincent, Walker, Wanzenried, Wittich, Mr. President.
Total 13

Absent or not voting: None.
Total 0

Excused: Arthun, Keane.
Total 2

HB 217 - Senator Sales moved consideration of **HB 217** be passed for the day. Without objection, so ordered.

HB 283 - Senator Peterson moved **HB 283** be concurred in. Motion carried as follows:

Yeas: Arntzen, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Facey, Fielder, Hamlett, Jackson, Jent, Jones, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Webb, Windy Boy, Wittich, Mr. President.
Total 35

Nays: Augare, Barrett Dick, Blewett, Driscoll, Jergeson, Kaufmann, Larsen, Malek, Phillips, Sesso, Stewart-Peregoy, Tropila, Wanzenried.
Total 13

Absent or not voting: None.
Total 0

Excused: Arthun, Keane.
Total 2

HB 328 - Senator Boulanger moved **HB 328** be concurred in. Motion carried as follows:

Yeas: Arntzen, Barrett Debby, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Webb, Wittich, Mr. President.
Total 40

Nays: Augare, Barrett Dick, Caferro, Kaufmann, Phillips, Stewart-Peregoy, Wanzenried, Windy Boy.
Total 8

Absent or not voting: None.
Total 0

Excused: Arthun, Keane.
Total 2

SB 178 - Senator Van Dyk moved **SB 178** do pass. Motion carried as follows:

Yeas: Arntzen, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent,

Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 47

Nays: Brenden.
Total 1

Absent or not voting: None.
Total 0

Excused: Arthun, Keane.
Total 2

HB 70 - Senator Driscoll moved **HB 70** be concurred in. Motion carried as follows:

Yeas: Arntzen, Augare, Barrett Dick, Blewett, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Murphy, Peterson, Phillips, Sesso, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Wanzenried, Windy Boy, Mr. President.
Total 34

Nays: Barrett Debby, Boulanger, Brenden, Moore, Olson, Priest, Ripley, Rosendale, Sales, Sonju, Vincent, Walker, Webb, Wittich.
Total 14

Absent or not voting: None.
Total 0

Excused: Arthun, Keane.
Total 2

HB 71 - Senator Driscoll moved **HB 71** be concurred in. Motion carried as follows:

Yeas: Arntzen, Augare, Barrett Dick, Blewett, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Murphy, Peterson, Phillips, Ripley, Rosendale, Sesso, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Wanzenried, Webb, Windy Boy, Wittich.
Total 38

Nays: Barrett Debby, Boulanger, Brenden, Moore, Olson, Priest, Sales, Sonju, Walker, Mr. President.
Total 10

Absent or not voting: None.
Total 0

Excused: Arthun, Keane.
Total 2

SB 316 - **House Amendments** - Senator Fielder moved House amendments to **SB 316** be concurred in. Motion carried as follows:

Yeas: Arntzen, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 48

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Arthun, Keane.
Total 2

SB 165 - **House Amendments** - Senator Caferro moved House amendments to **SB 165** be concurred in. Motion carried as follows:

Yeas: Arntzen, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 48

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Arthun, Keane.
Total 2

SB 148 - Senator L. Jones moved consideration of **House Amendments to SB 148** be passed for the day. Without objection, so ordered.

Senator Facey assumed the chair.

SB 125 - **House Amendments** - Senator Olson moved House amendments to **SB 125** be concurred in. Motion carried as follows:

Yeas: Arntzen, Barrett Debby, Boulanger, Brenden, T. Brown, Buttrey, Fielder, Jackson, Jones, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tutvedt, Vincent, Walker, Webb, Mr. President.
Total 26

Nays: Augare, Barrett Dick, Blewett, D. Brown, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Kaufmann, Larsen, Malek, Phillips, Sesso, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Windy Boy, Wittich.
Total 22

Absent or not voting: None.
Total 0

Excused: Arthun, Keane.
Total 2

Senator Jergeson returned to the chair.

SB 185 - **House Amendments** - Senator Sesso moved House amendments to **SB 185** be concurred in. Motion carried as follows:

Yeas: Arntzen, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 48

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Arthun, Keane.
Total 2

SB 224 - **House Amendments** - Senator Debby Barrett moved House amendments to **SB 224** be concurred in. Motion carried as follows:

Yeas: Arntzen, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones,

Lewis, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Webb, Windy Boy, Wittich, Mr. President.
Total 44

Nays: Kaufmann, Larsen, Malek, Wanzenried.
Total 4

Absent or not voting: None.
Total 0

Excused: Arthun, Keane.
Total 2

HB 297 - Senator F. Moore moved consideration of **HB 297** be passed for the day. Without objection, so ordered.

SB 259 - **House Amendments** - Senator Arntzen moved House amendments to **SB 259** be concurred in. Motion carried as follows:

Yeas: Arntzen, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Mr. President.
Total 45

Nays: Fielder, Larsen, Wittich.
Total 3

Absent or not voting: None.
Total 0

Excused: Arthun, Keane.
Total 2

Senator Wittich moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Essmann presiding. Chair Jergeson moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Arntzen, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.

Total 48

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Arthun, Keane.
Total 2

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 374 concurred in as follows:

Yeas: Arntzen, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Fielder, Hamlett, Jackson, Jones, Lewis, Malek, Moore, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tutvedt, Vincent, Walker, Webb, Wittich, Mr. President.
Total 30

Nays: Augare, Barrett Dick, Blewett, Driscoll, Facey, Jent, Jergeson, Kaufmann, Larsen, Murphy, Phillips, Sesso, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Windy Boy.
Total 18

Absent or not voting: None.
Total 0

Excused: Arthun, Keane.
Total 2

HB 23 concurred in as follows:

Yeas: Arntzen, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 48

Nays: None.

Total 0

Absent or not voting: None.
Total 0

Excused: Arthun, Keane.
Total 2

HJR 1 concurred in as follows:

Yeas: Arntzen, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 46

Nays: Fielder, Ripley.
Total 2

Absent or not voting: None.
Total 0

Excused: Arthun, Keane.
Total 2

HJR 3 concurred in as follows:

Yeas: Arntzen, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Fielder, Jackson, Jones, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Vincent, Walker, Webb, Wittich, Mr. President.
Total 27

Nays: Augare, Barrett Dick, Blewett, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Kaufmann, Larsen, Malek, Phillips, Sesso, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vuckovich, Wanzenried, Windy Boy.
Total 21

Absent or not voting: None.
Total 0

Excused: Arthun, Keane.
Total 2

HB 184 concurred in as follows:

Yeas: Arntzen, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Vincent, Vuckovich, Walker, Webb, Windy Boy, Wittich, Mr. President.
Total 43

Nays: Augare, Driscoll, Kaufmann, Van Dyk, Wanzenried.
Total 5

Absent or not voting: None.
Total 0

Excused: Arthun, Keane.
Total 2

HB 250 concurred in as follows:

Yeas: Augare, Barrett Debby, Barrett Dick, Blewett, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Murphy, Olson, Peterson, Phillips, Ripley, Sesso, Sonju, Stewart-Peregoy, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Wanzenried, Windy Boy.
Total 32

Nays: Arntzen, Boulanger, Brenden, D. Brown, Fielder, Jackson, Moore, Priest, Rosendale, Sales, Taylor, Vincent, Walker, Webb, Wittich, Mr. President.
Total 16

Absent or not voting: None.
Total 0

Excused: Arthun, Keane.
Total 2

HB 485 concurred in as follows:

Yeas: Arntzen, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 47

Nays: Caferro.
Total 1

Absent or not voting: None.
Total 0

Excused: Arthun, Keane.
Total 2

SPECIAL ORDERS OF THE DAY

SR 25 - Senator D. Brown moved the nomination transmitted by the Governor be confirmed by the Senate in accordance with **SR 25**. Motion carried as follows:

Yeas: Arntzen, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 48

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Arthun, Keane.
Total 2

SR 11 - Senator T. Brown moved the nominations transmitted by the Governor be confirmed by the Senate in accordance with **SR 11**. Motion carried as follows:

Yeas: Arntzen, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 48

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Arthun, Keane.

Total 2

SR 5 - Senator Jent moved the nomination transmitted by the Chief Justice of the Montana Supreme Court be confirmed by the Senate in accordance with **SR 5**. Motion carried as follows:

Yeas: Arntzen, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 48

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Arthun, Keane.
Total 2

SR 6 - Senator Murphy moved the nomination transmitted by the Governor be confirmed by the Senate in accordance with **SR 6**. Motion carried as follows:

Yeas: Arntzen, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 48

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Arthun, Keane.
Total 2

SR 27 - Senator Murphy moved the nomination transmitted by the Governor be confirmed by the Senate in accordance with **SR 27**. Motion carried as follows:

Yeas: Arntzen, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T.

Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 48

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Arthun, Keane.
Total 2

SR 17 - Senator Sonju moved the nomination transmitted by the Governor be confirmed by the Senate in accordance with **SR 17**. Motion carried as follows:

Yeas: Arntzen, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 48

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Arthun, Keane.
Total 2

MOTIONS

Senator Wittich moved to change his vote on **HB 70** from Yes to No. Without objection, so ordered.

Senator Thomas moved **SB 404** be moved from the Taxation committee to the Business, Labor, and Economic Affairs committee. Without objection, so ordered.

Senator Ripley moved **HB 70** be re-referred to the Finance and Claims committee. Without objection, so ordered.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Wittich moved that the Senate adjourn until 1:00 p.m., Wednesday, March 27, 2013, the sixty-sixth legislative day. Motion carried.

Senate adjourned at 2:22 p.m.

MARILYN MILLER
Secretary of the Senate

JEFF ESSMANN
President of the Senate