

**SENATE JOURNAL
SEVENTY-EIGHTH LEGISLATIVE DAY**

Helena, Montana
April 10, 1999

Senate Chambers
State Capitol

Senate convened at 9:00 a.m. President Crippen presiding. Invocation by Reverend Keith Johnson. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

REPORTS OF STANDING COMMITTEES

BILLS AND JOURNAL (Miller, Chairman): 4/10/1999
Correctly printed: HB 4, HB 7, HB 9, HB 115, HB 128, HB 158, HB 420, HB 607, HB 644, HB 676.
Correctly engrossed: SB 534, HB 109, HB 260, HB 341, HB 389, HB 621, HB 626, HB 647, HB 651, HB 669.
Correctly enrolled: SB 14, SB 31, SB 36, SB 46, SB 94, SB 132, SB 134, SB 186, SB 219, SB 225, SB 226, SB 258, SB 270, SB 271, SB 349, SB 380, SJR 15.
Examined by the sponsor and found to be correct: SB 14, SB 31, SB 36, SB 46, SB 94, SB 134, SB 132, SB 186, SB 219, SB 225, SB 226, SB 258, SB 270, SB 271, SB 349, SB 380, SJR 15.
Signed by the President at 10:00 a.m., April 10, 1999: SB 22, SB 68, SB 69, SB 89, SB 137, SB 215, SB 221, SB 236, SB 384, SJR 11.
Signed by the President at 10:15 a.m., April 10, 1999: SB 190, SB 200, SB 423, SB 463, SB 470, SB 477, SB 481, SJR 4.
Signed by the President at 10:20 a.m., April 10, 1999: SB 27, SB 82, SB 126, SB 183, SB 216, SB 232, SB 326, SB 409, SB 453, SB 504.
Signed by the Secretary of Senate at 10:20 a.m., April 10, 1999: SB 200.
Signed by the Speaker at 10:35 a.m., April 10, 1999: SB 200.
Delivered to the Governor for his approval at 10:40 a.m., April 10, 1999: SB 200.
Signed by the Secretary of Senate at 12 noon, April 10, 1999: SB 22, SB 27, SB 68, SB 69, SB 82, SB 89, SB 126, SB 137, SB 183, SB 190, SB 215, SB 216, SB 221, SB 232, SB 236, SB 326, SB 384, SB 409, SB 423, SB 453, SB 463, SB 470, SB 477, SB 481, SB 504, SJR 4, SJR 11.

LEGISLATIVE ADMINISTRATION (Beck, Chairman): 4/10/1999
MR. PRESIDENT:

We, your committee on Legislative Administration recommend that employment of the following attaches of the Senate be terminated as of 5:00 p.m., Saturday, April 10, 1999:

<u>TITLE</u>	<u>NAME</u>
Pages:	Terra Bremner Lauren Cromwell Ashley Fergus Bess Frideres Sarah Lassle Nick Lockridge Kirsten Uffelman

and recommend that the following attaches of the Senate be employed as of 8:00 a.m., Monday, April 12, 1999:

<u>TITLE</u>	<u>NAME</u>
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Pages: Larry Fox, Hysham, MT
Stephanie Cotton, Deer Lodge, MT
Adele Deveny, Sanders, MT
Mindi Kimp, Corvallis, MT
Luke Koterba, Westby, MT
Jennifer Martin, Conrad, MT
Laura Quintrell, Bridger, MT

Report Adopted.

REPORTS OF SELECT COMMITTEES

FREE CONFERENCE COMMITTEE
on Senate Bill 274
Report No.1, April 9, 1999

Mr. President and Mr. Speaker:

We, your **Free** Conference Committee met and considered House amendments to **Senate Bill 274** (reference copy -- salmon) and recommend this **Free** Conference Committee report be adopted.

And, recommend that **Senate Bill 274** (reference copy -- salmon) be amended as follows:

1. Page 3, line 16.

Strike: "OR"

Insert: "and"

2. Page 3, line 19 through line 21.

Strike: "IN" on line 19 through "PROPERTY" on line 21

Insert: "that are owned by businesses engaged in manufacturing and launching space vehicles in the state or that are owned by a contractor or subcontractor of that business and that are directly used for space vehicle design, manufacture, launch, repair, and maintenance"

For the Senate:

DePratu, Chairman
Jabs
Wilson

For the House:

Kitzenberg, Chairman
Eggers (unsigned)
McKenney

MESSAGES FROM THE OTHER HOUSE

SB 195 - The House acceded to the request of the Senate and authorized the Speaker to appoint the following conference committee to meet with a like committee from the Senate to confer on House amendments to SB 195:
4/9/1999

Representative Brainard, Chairman
Representative E. Clark
Representative Pavlovich

SB 97 - The House acceded to the request of the Senate and authorized the Speaker to appoint the following **free** conference committee to meet with a like committee from the Senate to confer on SB 97:

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4/9/1999

Representative Bitney, Chairman
Representative Noennig
Representative Squires

SB 229 - The House acceded to the request of the Senate and authorized the Speaker to appoint the following **free** conference committee to meet with a like committee from the Senate to confer on SB 229:

4/9/1999

Representative Fuchs, Chairman
Representative Golie
Representative Trexler

SB 217 - The House acceded to the request of the Senate and authorized the Speaker to appoint the following **free** conference committee to meet with a like committee from the Senate to confer on SB 217:

4/9/1999

Representative Simon, Chairman
Representative Brown
Representative Tuss

Conference committee report #1 adopted: 4/10/1999

SB 10, introduced by A. Mohl
SB 20, introduced by D. Shea
SB 54, introduced by M. Halligan
SB 113, introduced by D. Mahlum
SB 169, introduced by M. Taylor
SB 243, introduced by F. Thomas

Free conference committee report #1 adopted: 4/10/1999

SB 79, introduced by C. Swysgood
SB 200, introduced by M. Taylor

Senate amendments **not** concurred in: 4/9/1999

HB 100, introduced by B. Simon
HB 269, introduced by B. Molnar

House bill passed and transmitted to the Senate for concurrence: 4/10/1999

HB 674, introduced by C. Hibbard

HB 2 - The House failed to concur in Senate amendments to HB 2, authorized the Speaker to appoint the following **free** conference committee, and requested that the Senate appoint a like committee to confer on HB 2:

4/9/1999

Representative Zook, Chairman
Representative E. Bergsagel
Representative Quilici

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HB 315 - The House failed to concur in Senate amendments to HB 315, authorized the Speaker to appoint the following **free** conference committee, and requested that the Senate appoint a like committee to confer on HB 315:
4/9/1999

Representative Molnar, Chairman
Representative Raney
Representative Shockley

HB 57 - The House failed to concur in Senate amendments to HB 57, authorized the Speaker to appoint the following conference committee, and requested that the Senate appoint a like committee to confer on Senate amendments to HB 57:

4/9/1999

Representative R. Johnson, Chairman
Representative Bookout-Reinicke
Representative Galvin-Halcro

HB 129 - The House failed to concur in Senate amendments to HB 129, authorized the Speaker to appoint the following conference committee, and requested that the Senate appoint a like committee to confer on Senate amendments to HB 129:

4/9/1999

Representative Stovall, Chairman
Representative Gallus
Representative Hedges

HB 302 - The House failed to concur in Senate amendments to HB 302, authorized the Speaker to appoint the following conference committee, and requested that the Senate appoint a like committee to confer on Senate amendments to HB 302:

4/9/1999

Representative Cobb, Chairman
Representative Krenzler
Representative Witt

HB 459 - The House failed to concur in Senate amendments to HB 459, authorized the Speaker to appoint the following conference committee, and requested that the Senate appoint a like committee to confer on Senate amendments to HB 459:

4/9/1999

Representative R. Clark, Chairman
Representative P. Clark
Representative Curtiss

HB 478 - The House failed to concur in Senate amendments to HB 478, authorized the Speaker to appoint the following conference committee, and requested that the Senate appoint a like committee to confer on Senate amendments to HB 478:

4/9/1999

Representative Anderson, Chairman
Representative Golie
Representative Wagner

HB 528 - The House failed to concur in Senate amendments to HB 528, authorized the Speaker to appoint the

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following conference committee, and requested that the Senate appoint a like committee to confer on Senate amendments to HB 528:

4/9/1999

Representative Walters, Chairman
Representative Juneau
Representative Rose

HB 557 - The House failed to concur in Senate amendments to HB 557, authorized the Speaker to appoint the following conference committee, and requested that the Senate appoint a like committee to confer on Senate amendments to HB 557:

4/9/1999

Representative G. Masolo, Chairman
Representative Ewer
Representative Stovall

HB 590 - The House failed to concur in Senate amendments to HB 590, authorized the Speaker to appoint the following conference committee, and requested that the Senate appoint a like committee to confer on Senate amendments to HB 590:

4/9/1999

Representative Lawson, Chairman
Representative J. Andersen
Representative Lindeen

HJR 5 - The House failed to concur in Senate amendments to HJR 5, authorized the Speaker to appoint the following conference committee, and requested that the Senate appoint a like committee to confer on Senate amendments to HJR 5:

4/9/1999

Representative Jore, Chairman
Representative Davies
Representative C. Williams

MOTIONS

Majority Leader Harp moved that the Senate stand in recess until the hour of 9:35 a.m. this legislative day for party caucuses.

Senate recessed at 9:14 a.m.

Senate reconvened at 9:45 p.m.

Roll Call. All members present. Quorum present.

MOTIONS

HJR 2 - Senator J. Harp moved that consideration of HJR 2 be passed until the seventy-ninth legislative day, April 12, 1999. Motion carried.

HB 260 - Senator J. Harp moved that consideration of HB 260 be passed until the seventy-ninth legislative day, April

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12, 1999. Motion carried.

SB 274, Free Conference Committee Report - Senator J. Harp moved that the Free Conference Committee Report to SB 274 be placed on second reading this legislative day. Motion carried.

FIRST READING AND COMMITMENT OF BILLS

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

HB 674, introduced by C. Hibbard, K. Gillan, T. Schmidt, B. Story (by request of the House Taxation Standing Committee), referred to Taxation.

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 200, Free Conference Committee Report No. 2, adopted as follows:

Yeas: Beck, Berry, Bishop, Bohlinger, Cocchiarella, Cole, Crismore, DePratu, Devlin, Ekegren, Ellis, Glaser, Grimes, Grosfield, Hargrove, Harp, Hertel, Holden, Jabs, Keating, Keenan, Mahlum, McNutt, Mesaros, Miller, Mohl, Nelson, Roush, Sprague, Swysgood, Taylor, Thomas, Toews, Wells, Wilson, Mr. President.
Total 36

Nays: Bartlett, Christiaens, Doherty, Eck, Ellingson, Franklin, Halligan, Jergeson, Lynch, McCarthy, Shea, Stang, Tester, Waterman.
Total 14

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SJR 10 as amended by the House, adopted as follows:

Yeas: Bartlett, Beck, Berry, Bishop, Bohlinger, Christiaens, Cocchiarella, Cole, Crismore, DePratu, Devlin, Doherty, Eck, Ekegren, Ellingson, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harp, Hertel, Holden, Jabs, Jergeson, Keating, Keenan, Lynch, Mahlum, McCarthy, McNutt, Mesaros, Miller, Mohl, Nelson, Roush, Shea, Sprague, Stang, Swysgood, Taylor, Tester, Thomas, Toews, Waterman, Wells, Wilson, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

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Excused: None.
Total 0

HB 4 concurred in as follows:

Yeas: Bartlett, Beck, Berry, Bishop, Bohlinger, Christiaens, Cocchiarella, Cole, Crismore, DePratu, Devlin, Doherty, Eck, Ekegren, Ellingson, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harp, Hertel, Holden, Jabs, Jergeson, Keating, Keenan, Lynch, Mahlum, McCarthy, McNutt, Mesaros, Mohl, Nelson, Roush, Shea, Sprague, Stang, Swysgood, Taylor, Tester, Thomas, Toews, Waterman, Wells, Wilson, Mr. President.
Total 49

Nays: Miller.
Total 1

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 7 concurred in as follows:

Yeas: Bartlett, Beck, Berry, Bishop, Bohlinger, Christiaens, Cocchiarella, Cole, Crismore, DePratu, Devlin, Doherty, Eck, Ekegren, Ellingson, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harp, Hertel, Holden, Jabs, Jergeson, Keating, Keenan, Lynch, Mahlum, McCarthy, McNutt, Mesaros, Miller, Mohl, Nelson, Roush, Shea, Sprague, Stang, Swysgood, Taylor, Tester, Thomas, Toews, Waterman, Wells, Wilson, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 9 concurred in as follows:

Yeas: Bartlett, Beck, Berry, Bishop, Bohlinger, Christiaens, Cocchiarella, Cole, Crismore, DePratu, Devlin, Doherty, Eck, Ekegren, Ellingson, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harp, Hertel, Holden, Jabs, Jergeson, Keating, Lynch, Mahlum, McCarthy, McNutt, Mesaros, Mohl, Nelson, Roush, Shea, Sprague, Stang, Swysgood, Taylor, Tester, Thomas, Toews, Waterman, Wilson, Mr. President.
Total 47

Nays: Keenan, Miller, Wells.
Total 3

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Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 14, requiring 2/3 vote of each house, failed with the following vote:

Yeas: Beck, Berry, Bishop, Bohlinger, Cole, Crismore, DePratu, Devlin, Ekegren, Ellis, Glaser, Grimes, Grosfield, Hargrove, Harp, Hertel, Holden, Jabs, Keating, Keenan, Mahlum, McNutt, Mesaros, Mohl, Sprague, Swysgood, Taylor, Thomas, Toews, Wells, Mr. President.
Total 31

Nays: Bartlett, Christiaens, Cocchiarella, Doherty, Eck, Ellingson, Franklin, Halligan, Jergeson, Lynch, McCarthy, Miller, Nelson, Roush, Shea, Stang, Tester, Waterman, Wilson.
Total 19

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 115, as amended by the Senate, concurred in as follows:

Yeas: Bartlett, Beck, Berry, Bishop, Bohlinger, Christiaens, Cocchiarella, Cole, Crismore, DePratu, Devlin, Doherty, Eck, Ekegren, Ellingson, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harp, Hertel, Holden, Jabs, Jergeson, Keating, Keenan, Lynch, Mahlum, McCarthy, McNutt, Mesaros, Miller, Mohl, Nelson, Roush, Shea, Sprague, Stang, Swysgood, Taylor, Tester, Thomas, Toews, Waterman, Wells, Wilson, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 128 concurred in as follows:

Yeas: Bartlett, Beck, Berry, Bishop, Bohlinger, Christiaens, Cocchiarella, Cole, Crismore, DePratu, Devlin, Doherty, Eck, Ekegren, Ellingson, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harp, Hertel, Holden, Jabs, Jergeson, Keating, Lynch, Mahlum, McCarthy, McNutt, Mesaros, Miller, Mohl, Nelson, Roush, Shea, Sprague, Stang, Swysgood, Taylor, Tester, Thomas, Toews, Waterman, Wells, Wilson, Mr. President.

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Total 49

Nays: Keenan.

Total 1

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 158, as amended by the Senate, concurred in as follows:

Yeas: Bartlett, Beck, Berry, Bishop, Bohlinger, Christiaens, Cocchiarella, Cole, Crismore, DePratu, Doherty, Eck, Ekegren, Ellingson, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harp, Hertel, Holden, Jabs, Keating, Keenan, Lynch, Mahlum, McCarthy, McNutt, Mesaros, Miller, Roush, Shea, Sprague, Taylor, Tester, Thomas, Waterman, Wilson, Mr. President.

Total 42

Nays: Devlin, Jergeson, Mohl, Nelson, Stang, Swysgood, Toews, Wells.

Total 8

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 420, as amended by the Senate, concurred in as follows:

Yeas: Beck, Berry, Bishop, Bohlinger, Cocchiarella, Cole, Crismore, DePratu, Devlin, Ekegren, Ellis, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harp, Hertel, Holden, Jabs, Keating, Keenan, Mahlum, McNutt, Mesaros, Miller, Mohl, Nelson, Roush, Sprague, Stang, Swysgood, Taylor, Tester, Thomas, Toews, Waterman, Wells, Wilson, Mr. President.

Total 40

Nays: Bartlett, Christiaens, Doherty, Eck, Ellingson, Franklin, Jergeson, Lynch, McCarthy, Shea.

Total 10

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 607, as amended by the Senate, concurred in as follows:

Yeas: Bartlett, Beck, Berry, Bishop, Bohlinger, Christiaens, Cocchiarella, Cole, Crismore, DePratu, Doherty, Eck, Ekegren, Ellingson, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harp, Hertel, Holden, Jabs,

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Jergeson, Keating, Keenan, Lynch, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, Roush, Shea, Sprague, Stang, Tester, Thomas, Toews, Waterman, Wells, Wilson, Mr. President.

Total 46

Nays: Devlin, Mesaros, Swysgood, Taylor.

Total 4

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 644 concurred in as follows:

Yeas: Beck, Berry, Bishop, Bohlinger, Cocchiarella, Cole, Crismore, DePratu, Devlin, Eck, Ekegren, Ellingson, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harp, Hertel, Holden, Jabs, Keating, Lynch, Mahlum, McCarthy, McNutt, Mesaros, Miller, Mohl, Roush, Shea, Sprague, Swysgood, Tester, Thomas, Waterman, Wells, Wilson, Mr. President.

Total 41

Nays: Bartlett, Christiaens, Doherty, Jergeson, Keenan, Nelson, Stang, Taylor, Toews.

Total 9

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 676 concurred in as follows:

Yeas: Bartlett, Beck, Berry, Bishop, Bohlinger, Christiaens, Cocchiarella, Cole, Crismore, DePratu, Devlin, Doherty, Eck, Ekegren, Ellingson, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harp, Hertel, Holden, Jabs, Jergeson, Keating, Keenan, Lynch, Mahlum, McCarthy, McNutt, Mesaros, Miller, Mohl, Nelson, Roush, Shea, Sprague, Stang, Swysgood, Taylor, Tester, Thomas, Toews, Waterman, Wells, Wilson, Mr. President.

Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SJR 14 adopted as follows:

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Yeas: Bartlett, Beck, Berry, Bishop, Bohlinger, Christiaens, Cocchiarella, Cole, Crismore, DePratu, Devlin, Doherty, Eck, Ekegren, Ellingson, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harp, Hertel, Holden, Jabs, Jergeson, Keating, Keenan, Lynch, Mahlum, McCarthy, McNutt, Mesaros, Mohl, Nelson, Roush, Shea, Sprague, Stang, Swysgood, Taylor, Tester, Thomas, Waterman, Wells, Wilson, Mr. President.
Total 48

Nays: Miller, Toews.
Total 2

Absent or not voting: None.
Total 0

Excused: None.
Total 0

MOTIONS

HB 420 - Senator S. Bartlett moved that she be allowed to change her vote on HB 420, third reading, from yea to nay. Motion carried.

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

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

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

SB 534 - Senator B. Keenan requested consideration of SB 534 be placed below HJR 34 on the second reading board this legislative day for purpose of amendment. Request granted.

HB 5 - Senator T. Beck requested consideration of HB 5 be placed below SB 534 on the second reading board this legislative day for purpose of amendment. Request granted.

HB 92, requiring 3/4 vote of each house - Senator D. Mahlum moved HB 92 be concurred in. Motion carried as follows:

Yeas: Bartlett, Beck, Berry, Bishop, Bohlinger, Christiaens, Cocchiarella, Cole, Crismore, DePratu, Devlin, Doherty, Eck, Ekegren, Ellingson, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harp, Hertel, Holden, Jabs, Jergeson, Keating, Keenan, Lynch, Mahlum, McCarthy, McNutt, Mesaros, Miller, Mohl, Nelson, Roush, Shea, Sprague, Stang, Swysgood, Taylor, Tester, Thomas, Toews, Waterman, Wells, Wilson, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.

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Total 0

Excused: None.

Total 0

HB 513 - Senator P. Ekegren moved HB 513 be concurred in. Motion carried unanimously.

HB 630 - Senator J. Bohlinger moved HB 630 be concurred in. Motion carried unanimously.

HB 652 - Senator J. Bohlinger moved HB 652 be concurred in. Motion carried unanimously.

SJR 21 - Senator D. Hargrove moved SJR 21 be adopted. Motion carried unanimously.

HJR 34 - Senator S. Doherty moved HJR 34 be concurred in. Motion carried unanimously.

SB 534 - Senator B. Keenan requested consideration of SB 534 be placed at the bottom of the second reading board this legislative day. Request granted.

HB 5 - Senator B. Crippen moved consideration of HB 5 be passed for the day. Motion carried.

HB 72 - Senator J. Harp moved HB 72 be concurred in. Motion carried unanimously.

HB 135 - Senator C. Swysgood moved HB 135 be concurred in. Motion carried unanimously.

HB 341 - Senator R. Holden moved HB 341 be concurred in. Motion carried unanimously.

HB 389 - Senator D. Mahlum moved HB 389 be concurred in. Motion carried with Senators Miller and Toews voting nay.

HB 621 - Senator K. Mesaros moved HB 621 be concurred in. Motion carried unanimously.

HB 626 - Senator J. Ellingson moved HB 626 be concurred in. After discussion, Senator Ellingson made a substitute motion that consideration of HB 626 be passed for the day. Motion carried.

HB 648 - Senator J. Lynch moved HB 648 be concurred in. Motion carried as follows:

Yeas: Bartlett, Beck, Berry, Bishop, Bohlinger, Christiaens, Cocchiarella, Cole, Crismore, DePratu, Devlin, Doherty, Eck, Ekegren, Ellingson, Ellis, Franklin, Grimes, Halligan, Hargrove, Harp, Hertel, Holden, Jergeson, Keating, Lynch, Mahlum, McCarthy, McNutt, Mesaros, Mohl, Roush, Shea, Stang, Swysgood, Thomas, Wilson, Mr. President.

Total 38

Nays: Glaser, Grosfield, Jabs, Keenan, Miller, Nelson, Sprague, Taylor, Tester, Toews, Waterman, Wells.

Total 12

Absent or not voting: None.

Total 0

Excused: None.

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Total 0

SJR 19 - Senator D. Eck moved SJR 19 be adopted. Motion **failed** as follows:

Yeas: Bartlett, Bohlinger, Christiaens, Cocchiarella, Doherty, Eck, Ellingson, Franklin, Grosfield, Halligan, Hargrove, Harp, Jergeson, Mahlum, McNutt, Nelson, Roush, Sprague, Stang, Tester, Waterman, Wilson, Mr. President.

Total 23

Nays: Beck, Berry, Bishop, Cole, Crismore, DePratu, Devlin, Ekegren, Ellis, Glaser, Grimes, Hertel, Holden, Jabs, Keating, Keenan, Lynch, McCarthy, Mesaros, Miller, Mohl, Shea, Swysgood, Taylor, Thomas, Toews, Wells.

Total 27

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SJR 19 - Senator C. Swysgood moved that SJR 19 be indefinitely postponed. Motion carried as follows:

Yeas: Beck, Berry, Bishop, Cole, Crismore, DePratu, Devlin, Ekegren, Ellis, Glaser, Grimes, Hargrove, Hertel, Holden, Jabs, Keating, Keenan, Lynch, Mahlum, McCarthy, Mesaros, Miller, Mohl, Shea, Sprague, Swysgood, Taylor, Thomas, Toews, Wells.

Total 30

Nays: Bartlett, Bohlinger, Christiaens, Cocchiarella, Doherty, Eck, Ellingson, Franklin, Grosfield, Halligan, Harp, Jergeson, McNutt, Nelson, Roush, Stang, Tester, Waterman, Wilson, Mr. President.

Total 20

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HJR 33 - Senator S. Doherty moved HJR 33 be concurred in. Motion carried as follows:

Yeas: Bartlett, Beck, Bishop, Bohlinger, Christiaens, Cocchiarella, Cole, DePratu, Doherty, Eck, Ellingson, Franklin, Glaser, Grimes, Grosfield, Halligan, Harp, Holden, Jergeson, Lynch, Mahlum, McCarthy, McNutt, Mesaros, Miller, Nelson, Roush, Shea, Sprague, Stang, Swysgood, Tester, Thomas, Waterman, Wilson, Mr. President.

Total 36

Nays: Berry, Crismore, Devlin, Ekegren, Ellis, Hargrove, Hertel, Jabs, Keating, Keenan, Mohl, Taylor, Toews, Wells.

Total 14

Absent or not voting: None.

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Total 0

Excused: None.

Total 0

SB 274 - Free Conference Committee Report No. 1 - Senator DePratu moved the Free Conference Committee report to SB 274 be adopted. Motion carried unanimously.

SB 534 - Senator Keenan moved SB 534, second reading copy, be amended as follows :

1. Title, line 12.

Following: "53-6-131,"

Insert: "53-6-703,"

2. Page 2, line 30.

Following: "7."

Insert: "The department of public health and human services is responsible to protect the interests of consumers by providing complaint, appeal, and grievance procedures relating to managed care community networks and health maintenance organizations under contract to provide services under Title 53, chapter 6."

3. Page 3, line 23.

Following: "governed by the"

Insert: "licensure and financial solvency"

4. Page 8, line 4.

Following: "fees "

Insert: ", premiums, "

5. Page 8, line 5.

Following: "fees "

Insert: ", premiums, "

6. Page 12, line 10.

Insert: "**Section 9.** Section 53-6-703, MCA, is amended to read:

"53-6-703. Managed care community network. (1) A managed care community network shall comply with:

(a) the licensure and financial solvency requirements of Title 33, chapter 31, but the commissioner may by rule reduce or eliminate a requirement of Title 33, chapter 31, if the requirement is demonstrated to be unnecessary for the operation of the managed care community network; and

(b) the federal requirements for prepaid health plans as provided in 42 CFR, part 434.

(2) A managed care community network may contract with the department to provide any combination of medicaid-covered health care services that is acceptable to the department.

(3) A managed care community network shall demonstrate its ability to bear the financial risk of servicing enrollees under the program. The commissioner shall by rule adopt criteria for assessing the financial soundness of a network. ~~The rules must consider the extent to which a network is composed of providers who directly render health care and are located within the community in which they seek to contract rather than solely arrange or finance the delivery of health care.~~ The rules must consider risk-bearing and management techniques, as determined appropriate by the commissioner. The rules must also consider whether a network has sufficiently demonstrated its financial solvency and net worth. The commissioner's criteria must be based on sound actuarial, financial, and

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accounting principles. The commissioner is responsible for monitoring compliance with the rules.

(4) A managed care community network may not begin operation before the effective date of rules adopted by the commissioner under this part, the approval of any necessary federal waivers, and the completion of the review of an application submitted to the commissioner. The commissioner may charge the applicant an application review fee for the commissioner's actual cost of review of the application. The fees must be adopted by rule by the commissioner. Fees collected by the commissioner must be deposited in an account in the special revenue fund and are statutorily appropriated, as provided in 17-7-502, to the commissioner to defray the cost of application review.

(5) A health care delivery system that contracts with the department under the program may not be required to provide or arrange for any health care or medical service, procedure, or product that violates religious or moral teachings and beliefs if that health care delivery system is owned, controlled, or sponsored by or affiliated with a religious institution or religious organization but must comply with the notice requirements of 53-6-705(4)(c).

(6) The commissioner shall adopt rules to protect managed care community networks against financial insolvency. Managed care community networks are subject to health maintenance protections against financial insolvency contained in 33-31-216 in the event that a managed care community network is declared insolvent or bankrupt."

Renumber: subsequent sections

7. Page 14, line 12.

Following: "BY"

Insert: "and serve at the pleasure of"

Strike: "FOR A TERM OF 4 YEARS"

8. Page 14, line 29.

Strike: "14"

Insert: "15"

9. Page 14, line 30.

Strike: "14"

Insert: "15"

10. Page 15, line 1.

Strike: "12"

Insert: "13"

11. Page 15, line 2.

Strike: "12"

Insert: "13"

12. Page 15, line 3.

Strike: "13"

Insert: "14"

13. Page 15, line 4.

Strike: "13"

Insert: "14"

After discussion, Senator M. Waterman moved that **amendment No. 7 be segregated** from the remaining amendments. Motion carried.

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Thereupon, amendments No. 1, 2, 3, 4, 5, 6, 8, 9, 10, 11, 12 and 13 **adopted** unanimously.

Senator Keenan **withdrew amendment No. 7** of amendment No. 781016CW.srf.

SB 534 - Senator B. Keenan moved SB 534, second reading copy, be further amended as follows :

1. Title, line 7.

Following: "TO"

Insert: "INCREMENTALLY"

2. Title, line 9.

Strike: "SYSTEM"

Insert: "CONTRACTOR THAT ASSUMES RISK"

3. Page 8, line 8.

Following: "care"

Insert: "-- contract -- advisory council"

4. Page 8, line 9.

Following: "shall"

Insert: "incrementally"

5. Page 8, line 13.

Following: "CONTRACTOR"

Insert: "that assumes risk"

6. Page 8, lines 14 through 16.

Following: "PROGRAM."

Strike: remainder of line 14 through line 16

7. Page 8, line 25.

Following: "INTO"

Insert: "one or more"

Following: "ENTITIES"

Insert: "for the administration or delivery of mental health services"

8. Page 8, line 26.

Strike: "EACH"

Insert: "a"

Strike: "SHALL"

Insert: "may"

9. Page 9, line 30.

Strike: "request for proposals"

Insert: "contract elements"

10. Page 10, line 1.

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Strike: "request for proposals for a"

11. Page 10, line 3.

Strike: "and"

Insert: "or"

Strike: "The request for"

12. Page 10, line 4.

Strike: "proposals "

Insert: "A system of mental health managed care"

Following: "but"

Insert: "any contract for administration or care delivery"

13. Page 10, line 6.

Following: "administration"

Strike: "and"

Insert: "or"

14. Page 10, line 7.

Following: "services"

Insert: "in order"

15. Page 10, line 8 through line 9.

Following: "system" on line 8

Strike: remainder of line 8 through "risk"

16. Page 10, line 15.

Following: "CONTRACTOR"

Insert: "that assumes any financial risk"

17. Page 10, line 23.

Following: "AWARD OF"

Strike: "THE"

Insert: "a"

Following: "CONTRACT,"

Strike: "THE"

Insert: "a"

Following: "BIDDER"

Insert: "that serves adults"

18. Page 11, line 2.

Following: "services"

Insert: ", which may include a pharmacy benefit,"

19. Page 11, line 14 through line 15.

Strike: line 14 through line 15 in their entirety

Renumber: subsequent subsections

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20. Page 11, line 17.

Strike: "STATEWIDE"

21. Page 11, line 23.

Strike: "REVERT TO A"

Insert: "implement"

Strike: "FOR SERVICES"

Insert: "to provide mental health services as otherwise permitted by law"

22. Page 11, line 24 through line 25.

Following: "CARE"

Strike: remainder of line 24 through "CARE" on line 25

23. Page 13, line 9.

Strike: "is not prohibited from enrolling"

Insert: "may, but is not required to, enroll"

Amendment **adopted** with Senators Grimes and Swysgood voting nay.

SB 534 - Senator T. Beck moved SB 534, second reading copy, be further amended as follows :

1. Page 14, line 19 through line 20.

Strike: "AUTHORIZE"

Insert: "not exclude"

Strike: "BENEFITS" on line 19 through "SYSTEM." on line 20

Insert: "facilities from participating in the medicaid program. Payments made by the department for the provision of inpatient hospital psychiatric services to youth who are under 21 years of age must comply with all of the requirements of chapter 6, including but not limited to the determination of medical necessity, the rates established by the department for acute care inpatient hospital services, any travel restrictions, and exclusion of services not covered by the medicaid program."

Amendment **adopted** with Senator Swysgood voting nay.

SB 534 - Senator B. Keenan moved SB 534, as amended, do pass. Motion carried with Senator Lynch voting nay.

Senator Harp moved the committee rise and report. Motion carried. Committee arose. Senate resumed. President Crippen in the chair. Chairman Stang moved the Committee of the Whole report be adopted. Senator F. Thomas made a substitute motion that **SJR 19** be **segregated** from the Committee of the Whole Report and that the remainder of the Committee of the Whole Report be adopted. Motion carried.

REPORTS OF STANDING COMMITTEES

FINANCE AND CLAIMS (Swysgood, Chairman):

4/10/1999

HB 13, be amended as follows:

1. Title, page 1, line 8 and 9.

Strike: "REQUIRING" through "AGENCIES;"

2. Title, line 11.

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Following: " ; "

Insert: "PROVIDING FOR PAY INCREASES FOR LEGISLATORS; PROVIDING HEALTH INSURANCE BENEFITS FOR LEGISLATORS WHO ARE INVOLUNTARILY TERMINATED FROM LEGISLATIVE SERVICE BECAUSE OF TERM LIMITS;"

3. Title, page 1, line 12.

Strike: "2-18-204,"

4. Title, line 13.

Strike: "AND"

Following: "2-18-703,"

Insert: "AND 5-2-301,"

5. Title, line 14.

Following: "DATES"

Insert: "AND A RETROACTIVE APPLICABILITY DATE"

6. Page 3, line 27 through page 4, line 19.

Strike: section 2 in its entirety

Renumber: subsequent sections

7. Page 7, following line 26.

Insert: "(iii) On the first day of the first pay period that includes October 1 of each fiscal year, a teacher employed under the authority of the department of public health and human services or the department of corrections before October 1, 1994, shall advance one step on the appropriate pay schedule adopted in 2-18-313. A teacher hired after October 1, 1994, shall advance on the teacher's actual anniversary date."

8. Page 14, line 21.

Following: "(1)"

Insert: "(1)"

9. Page 14, line 23 through line 24.

Following: "2000," on line 23

Strike: the remainder of line 23 through "THEREAFTER" on line 24

Insert: "1999, until the first day of the pay period that includes October 1, 2000,"

10. Page 15, line 16.

Strike: the first "1"

Insert: "15"

Strike: "2"

Insert: "30"

Strike: "3"

Insert: "45"

Strike: the first "MA"

Insert: "BA + 60"

Strike: "MA + 1"

Insert: "BA + 75"

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11. Page 17, line 2 through line 14.

Strike: in their entirety

Insert: "

1	24,351	25,082	25,834	26,609	27,407	28,229
2	25,082	25,834	26,609	27,407	28,229	29,077
3	25,834	26,609	27,407	28,229	29,077	29,949
4	26,609	27,407	28,229	29,077	29,949	30,847
5	27,407	28,229	29,077	29,949	30,847	31,772
6	28,229	29,077	29,949	30,847	31,772	32,726
7	29,077	29,949	30,847	31,772	32,726	33,708
8	29,949	30,847	31,772	32,726	33,708	34,719
9	30,847	31,772	32,726	33,708	34,719	35,761
10	31,772	32,726	33,708	34,719	35,761	36,834
11	32,726	33,708	34,719	35,761	36,834	37,938
12	33,708	34,719	35,761	36,834	37,938	39,076
13	34,719	35,761	36,833	37,939	39,076	40,248

(2) Effective on the first day of the pay period that includes October 1, 2000, the pay schedule for teachers is as follows:

Annual Hours -- 2080
Term -- Twelve Months

Note: Does Not Include Insurance
Matrix Type -- Annual

STEP	Education Level					
	BA	BA + 15	BA + 30	BA + 45	BA + 60	BA + 75
1	25,082	25,834	26,609	27,407	28,229	29,076
2	25,834	26,609	27,407	28,229	29,076	29,949
3	26,609	27,407	28,229	29,076	29,949	30,848
4	27,407	28,229	29,076	29,949	30,848	31,773
5	28,229	29,076	29,949	30,848	31,773	32,726
6	29,076	29,949	30,848	31,773	32,726	33,708
7	29,949	30,848	31,773	32,726	33,708	34,719
8	30,848	31,773	32,726	33,708	34,719	35,761
9	31,773	32,726	33,708	34,719	35,761	36,833
10	32,726	33,708	34,719	35,761	36,833	37,939
11	33,708	34,719	35,761	36,833	37,939	39,076
12	34,719	35,761	36,833	37,939	39,076	40,248
13	35,761	36,834	37,938	39,077	40,248	41,456"

12. Page 22, following line 16.

"Section 10. Section 5-2-301, MCA, is amended to read:

"5-2-301. Compensation and expenses for members while in session. (1) Except as provided in subsection (8), legislators are entitled to a salary commensurate to that of the daily rate of an entry grade & 10 classified state employee in effect when the regular session of the legislature in which they serve is convened under 5-2-103 for those days during which the legislature is in session. The president of the senate and the speaker of the house ~~shall~~ must receive an additional \$5 a day in salary for those days during which the legislature is in session.

(2) Legislators may serve for no salary.

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(3) Subject to subsection (4), legislators are entitled to a daily allowance, 7 days a week, during a legislative session, as reimbursement for expenses incurred in attending a session. Expense payments must stop when the legislature recesses for more than 3 days and resume when the legislature reconvenes.

(4) After November 15, and prior to December 15 of each even-numbered year, the department of administration shall conduct a survey of the allowance for daily expenses of legislators for the states of North Dakota, South Dakota, Wyoming, and Idaho. The department shall include the average daily expense allowance for Montana legislators in determining the average daily rate for legislators. The department shall include only states with specific daily allowances in the calculation of the average. If the average daily rate is greater than the daily rate for legislators in Montana, the average is the new daily rate for legislators for those days during which the legislature is in session. The expense allowance is effective when the next regular session of the legislature in which the legislators serve is convened under 5-2-103.

(5) Legislators are entitled to a mileage allowance as provided in 2-18-503 for each mile of travel to the place of the holding of the session and to return to their place of residence at the conclusion of the session.

(6) In addition to the mileage allowance provided for in subsection (5), legislators, upon submittal of an appropriate claim for mileage reimbursement to the legislative services division, are entitled to:

(a) three additional round trips to their place of residence during each regular session; and

(b) additional round trips as authorized by the legislature during special session.

(7) Legislators are not entitled to any additional mileage allowance under subsection (5) for a special session if it is convened within 7 days of a regular session.

(8) In lieu of the salary provided for in subsection (1) and the expense allowance provided for in subsection (4), a legislator may receive remuneration for services performed during a legislative session. A legislator choosing to receive remuneration for services performed shall file a request to receive payment under this subsection with the legislative services division. A legislator exercising the option to receive remuneration for services performed may not receive more remuneration than legislators paid pursuant to subsections (1) and (4). Remuneration for services performed must be reduced by an amount a day equal to the daily expense allowance for a legislator established under this section when the legislature recesses for more than 3 days."

Insert: "NEW SECTION. Section 11. Continuation of health insurance for legislators. A legislator who is involuntarily terminated from performing service in either house of the legislature because of term limits is entitled to remain covered by the state's group health insurance plan and to the continuation of the employer's contributions to the employee's group health insurance plan for up to 3 years from the last day of the legislator's final term of office in that house."

Renumber: subsequent sections

13. Page 22, line 20.

Strike: "10"

Insert: "9"

14. Page 22, line 28.

Strike: "2,711,658 1,160,385 5,880,749 2,765,221"

Insert: "3,197,875 1,595,010 7,050,711 3,811,167"

15. Page 23, following line 1.

Insert: "Personal Services Contingency

350,000	600,000	350,000	350,000"
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Insert: "NEW SECTION. Section 13. Codification instruction. [Section 11] is intended to be codified as an integral part of Title 2, chapter 18, and the provisions of Title 2, chapter 18, apply to [section 11]."

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Renumber: subsequent section

16. Page 23, line 3.

Strike: "8"

Insert: "7"

Following: " [^] "

Insert: "and"

17. Page 23, line 4.

Strike: "10, AND"

Following: "10"

Strike: "11"

Insert: "9 through 13"

18. Page 23, line 5.

Strike: subsection (2) in its entirety

Renumber: subsequent subsection

19. Page 23, line 6.

Strike: "[THIS SECTION] IS"

Insert: "[Section 8 and this section] are"

20. Page 23, following line 6.

Insert: "NEW SECTION. Section 15. Retroactive applicability. [Section 8] applies retroactively, within the meaning of 1-2-109, to mileage expenses incurred on or after April 1, 1999."

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

HB 622, be amended as follows:

1. Title, line 4.

Strike: "CREATING"

Insert: "PROVIDING FOR"

2. Title, line 5.

Strike: "COMMITTEE"

3. Title, line 6.

Strike: "COMMITTEE"

Strike: "AN APPROPRIATION"

Insert: "FUNDING"

4. Page 1, line 10 through page 2, line 18.

Strike: "**committees**" on page 1, line 10 through "is to" on page 2, line 18

Insert: "**study.** (1)(a) If and to the extent that time, resources, and personnel of the department of administration, other state and local government entities and agencies, and the private sector are available, the department shall"

5. Page 3, line 1 through line 2.

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Strike: subsection (b) in its entirety
Renumber: subsequent subsection

6. Page 3, line 3.
Strike: "committees"
Insert: "department"

7. Page 3, line 5.
Strike: "committees"
Insert: "department"

8. Page 3, line 9.
Strike: "(7)(a) Each committee"
Insert: "(2) The department"

9. Page 3, line 12 through line 16.
Strike: subsections (b) and (8) in their entirety

10. Page 3, line 18.
Strike: "-- appropriation"
Strike: "(1) The committees established"
Insert: "For purposes of conducting the study referred to"

11. Page 3, line 19.
Following: "1]"
Insert: ", the department"

12. Page 3, line 19 through line 21.
Strike: "The money" on page 3, line 19 through "committees." on line 21

13. Page 3, line 22.
Strike: "committees"
Insert: "department"

14. Page 3, line 23 through line 25.
Strike: subsection (2) in its entirety

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

MOTIONS

HB 14 - Senator J. Lynch moved that the Senate reconsider its action in **not** adopting HB 14, which requires a 2/3 vote, on third reading this day. Motion carried as follows:

Yeas: Bartlett, Beck, Berry, Bishop, Bohlinger, Christiaens, Cocchiarella, Cole, Crismore, DePratu, Devlin, Doherty, Eck, Ekegren, Ellingson, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harp, Hertel, Holden, Jabs, Jergeson, Keating, Keenan, Lynch, Mahlum, McCarthy, McNutt, Mesaros, Miller, Mohl, Nelson, Roush, Shea, Sprague, Stang, Swysgood, Taylor, Tester, Thomas, Toews, Waterman, Wells, Wilson, Mr. President.

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Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

Senators Ellis and Franklin excused at this time.

HB 313 - Senator S. Bartlett moved that HB 313 be taken from the committee on Finance and Claims, printed and placed on second reading the seventy-ninth legislative day, April 12, 1999. Motion **failed** as follows:

Yeas: Bartlett, Bohlinger, Christiaens, Cocchiarella, Doherty, Eck, Ellingson, Franklin, Grosfield, Halligan, Jergeson, Lynch, Mahlum, McCarthy, McNutt, Nelson, Roush, Shea, Stang, Tester, Waterman, Wilson, Mr. President.
Total 23

Nays: Beck, Berry, Bishop, Cole, Crismore, DePratu, Devlin, Ekegren, Ellis, Glaser, Grimes, Hargrove, Harp, Hertel, Holden, Jabs, Keating, Keenan, Mesaros, Miller, Mohl, Sprague, Swysgood, Taylor, Thomas, Toews, Wells.
Total 27

Paired: Doherty, Franklin, Ayes; Ellis, Toews, Noes.

Absent or not voting: None.
Total 0

Excused: None.
Total 0

Senator Ellis present at this time.

Senator Thomas moved that the Senate temporarily suspend the rules to allow the late drafting and introduction of a resolution allowing a task force to study policy recommendations on telecommunications funded by private industry. Motion carried as follows:

Yeas: Bartlett, Beck, Berry, Bishop, Bohlinger, Christiaens, Cole, DePratu, Doherty, Eck, Ekegren, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harp, Hertel, Holden, Jergeson, Keating, Keenan, Lynch, Mahlum, McCarthy, McNutt, Mesaros, Nelson, Roush, Shea, Sprague, Stang, Swysgood, Tester, Thomas, Toews, Waterman, Wells, Wilson, Mr. President.
Total 40

Nays: Cocchiarella, Devlin, Ellis, Jabs, Miller, Mohl, Taylor.
Total 7

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Absent or not voting: Crismore, Ellingson.
Total 2

Excused: Franklin.
Total 1

HB 2 - Senator Harp moved that the President be authorized to appoint a **Free** Conference Committee to meet with a like committee from the House to confer on HB 2. Motion carried. The President appointed the following members:

Senator Swysgood, Chairman
Senator Mohl
Sen. Nelson

HB 315 - Senator Harp moved that the President be authorized to appoint a **Free** Conference Committee to meet with a like committee from the House to confer on HB 315. Motion carried. The President appointed the following members:

Senator Wells, Chairman
Senator Beck
Senator Doherty

HB 57 - Senator Harp moved that the President be authorized to appoint a Conference Committee to meet with a like committee from the House on Senate amendments to HB 57. Motion carried. The President appointed the following members:

Senator Toews, Chairman
Senator Glaser
Senator Waterman

HB 129 - Senator Harp moved that the President be authorized to appoint a Conference Committee to meet with a like committee from the House on Senate amendments to HB 129. Motion carried. The President appointed the following members:

Senator Holden, Chairman
Senator Cole
Senator Stang

HB 302 - Senator Harp moved that the President be authorized to appoint a Conference Committee to meet with a like committee from the House on Senate amendments to HB 302. Motion carried. The President appointed the following members:

Senator Crismore, Chairman
Senator Keenan
Senator Jergeson

HB 459 - Senator Harp moved that the President be authorized to appoint a Conference Committee to meet with a like committee from the House on Senate amendments to HB 459. Motion carried. The President appointed the

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following members :

Senator McNutt, Chairman
Senator Wells
Senator Bartlett

HB 478 - Senator Harp moved that the President be authorized to appoint a Conference Committee to meet with a like committee from the House on Senate amendments to HB 478. Motion carried. The President appointed the following members:

Senator Mesaros, Chairman
Senator Beck
Senator Doherty

HB 528 - Senator Harp moved that the President be authorized to appoint a Conference Committee to meet with a like committee from the House on Senate amendments to HB 528. Motion carried. The President appointed the following members:

Senator Ekegren, Chairman
Senator Jabs
Senator Eck

HB 557 - Senator Harp moved that the President be authorized to appoint a Conference Committee to meet with a like committee from the House on Senate amendments to HB 557. Motion carried. The President appointed the following members:

Senator Berry, Chairman
Senator Ellis
Senator Wilson

HB 590 - Senator Harp moved that the President be authorized to appoint a Conference Committee to meet with a like committee from the House on Senate amendments to HB 590. Motion carried. The President appointed the following members:

Senator Toews, Chairman
Senator Sprague
Senator Shea

HJR 5 - Senator Harp moved that the President be authorized to appoint a Conference Committee to meet with a like committee from the House on Senate amendments to HJR 5. Motion carried. The President appointed the following members:

Senator Wells, Chairman
Senator Bohlinger
Senator Lynch

SPECIAL ORDERS OF THE DAY

A PROCLAMATION OF THE SENATE AND THE HOUSE OF

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REPRESENTATIVES OF THE STATE OF MONTANA

WHEREAS, the Carroll College Talking Saints forensics team has long been a strong contender in both regional and national speech and debate competitions; and

WHEREAS, the Talking Saints, during the 1998-99 season outscored more than two hundred other colleges, including many large universities to win the National Parliamentary Debate Association Season Sweepstakes Award; and

WHEREAS, the Talking Saints, through their strong academic abilities, hard work and spirit of fair-play, have set a fine example of those qualities which all students in Montana strive to achieve; and

WHEREAS, in winning this prestigious national title, the Talking Saints have made all of Montana very proud.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

That the congratulations of all Montanans be extended to the members and coaches of the Carroll College Talking Saints for the honor they have achieved and the exceptional qualities they have exhibited throughout this season.

BRUCE CRIPPEN
President of the Senate

JOHN A. MERCER
Speaker of the House of Representatives

STEVE DOHERTY
Senate Minority Leader

EMILY SWANSON
House Minority Leader

SUE BARTLETT
Senator, District 27

CHASE HIBBARD
Representative, District 54

Senator S. Bartlett moved that the Carroll College Proclamation be adopted. Motion carried as follows:

Yeas: Bartlett, Berry, Bishop, Bohlinger, Christiaens, Cocchiarella, Cole, Crismore, DePratu, Devlin, Doherty, Eck, Ekegren, Ellingson, Ellis, Glaser, Grimes, Grosfield, Hargrove, Harp, Hertel, Holden, Jabs, Jergeson, Keating, Keenan, Lynch, Mahlum, McCarthy, McNutt, Mesaros, Miller, Mohl, Nelson, Roush, Shea, Sprague, Stang, Swysgood, Taylor, Tester, Thomas, Toews, Waterman, Wells, Wilson, Mr. President.
Total 47

Nays: None.
Total 0

Absent or not voting: Beck, Halligan.
Total 2

Excused: Franklin.
Total 1

ANNOUNCEMENTS

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Committee meetings were announced by committee chairmen.

Senator Thomas acknowledged the Senate pages, gave a brief overview of their future plans, and thanked them for their work for the Senate through the week.

Majority Leader Harp moved that the Senate adjourn until 1:00 p.m., Monday, April 12, 1999. Motion carried.

Senate adjourned at 1:20 p.m.

ROSANA SKELTON
Secretary of Senate

BRUCE CRIPPEN
President of the Senate