

**SENATE JOURNAL
THIRTEENTH LEGISLATIVE DAY**

Helena, Montana
January 18, 1999

Senate Chambers
State Capitol

Senate convened at 1:30 p.m. President Crippen presiding. Invocation by Reverend Keith Johnson. Pledge of Allegiance to the Flag.

Roll Call. All members present except Senator T. Beck, excused. Quorum present.

Mr. President: We, your committee on Bills and Journal, having examined the daily journal for the eleventh legislative day, find the same to be correct.

Miller, Chairman

COMMUNICATIONS AND PETITIONS

The biannual report of the Judicial Standards Commission was received and acknowledged.

Senator Thomas introduced the Senate pages for the week of January 18 - 23, 1999.

REPORTS OF STANDING COMMITTEES

BILLS AND JOURNAL (Miller, Chairman): 1/18/1999
Correctly printed: SB 2, SB 7, SB 8, SB 18, SB 20, SB 63, SB 64, SB 72, SB 76, SB 93, SB 98, SB 106, SB 109,
SB 112, SB 215, SB 216, SB 217, SB 218, SB 219, SJR 3.
Correctly engrossed: SB 39, SB 65, SB 87, SB 124, SB 158.

BUSINESS AND INDUSTRY (Hertel, Chairman): 1/15/1999
SB 13, do pass. Report adopted.

REPORTS OF SELECT COMMITTEES

JOINT SELECT COMMITTEE ON JOBS AND INCOME (DePratu, Chairman): 1/18/1999
SB 168, introduced bill, be amended as follows:

1. Title, line 6 through line 7.
Strike: "DIRECTING" through "REQUIRE"
Insert: "REQUIRING"
2. Title, line 7.
Strike: "PROGRAMS"
Insert: "PROGRAM"
3. Title, line 8.
Strike: "ALL"
4. Page 1, line 12 through line 13.
Following: "(1)" on line 12
Strike: "Except" through "each" on line 13
Insert: "A"

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5. Page 1, line 13 through line 14.

Following: "agency" on line 13

Strike: "to" through "and" on line 14

Insert: "shall"

6. Page 1, line 14.

Following: "of"

Insert: "its"

7. Page 1, line 15.

Strike: "programs"

Insert: "program"

Following: "The"

Insert: "customer service"

8. Page 1, line 19.

Following: "may" on line 19

Strike: "contract" through "create"

Insert: "provide"

9. Page 1, line 20.

Following: "(1)"

Insert: "through its own training staff, the department of administration, or a private training program provider"

And, as amended, do pass. Report adopted.

SB 169, introduced bill, be amended as follows:

1. Page 5, line 3.

Following: "and"

Strike: "in"

Insert: "is a small business pursuant to"

2. Page 6, line 11.

Strike: "503 corporations"

Insert: "certified development companies"

3. Page 7, line 15.

Strike: "503 corporations"

Insert: "certified development companies"

4. Page 8, line 18.

Strike: "investor"

Insert: "investors"

And, as amended, do pass. Report adopted.

SB 170, introduced bill, be amended as follows:

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1. Title, line 8.

Strike: "COMMISSION ON"

Insert: "MONTANA"

Following: "INCOME"

Insert: "COMMISSION"

2. Title, line 9.

Strike: "COMMISSION ON"

Insert: "MONTANA"

3. Title, line 10.

Following: "INCOME"

Insert: "COMMISSION"

4. Title, line 11.

Following: "DATE"

Insert: "AND AN APPLICABILITY DATE"

5. Page 1, line 21.

Strike: "commission on"

Insert: "Montana"

6. Page 1, line 22.

Following: "income"

Insert: "commission"

7. Page 2, line 22.

Insert: "NEW SECTION. Section 3. Saving clause. [This act] does not affect rights and duties that matured, penalties that were incurred, or proceedings that were begun before [the effective date of this act]."

Renumber: subsequent sections

8. Page 2, line 24.

Insert: "NEW SECTION. Section 5. Applicability. [This act] applies to projects funded with interest earnings from the treasure state endowment fund earned after June 30, 2001."

And, as amended, do pass. Report adopted.

SB 200, introduced bill, be amended as follows:

1. Title, page 1, line 8.

Strike: "EXEMPTING" through "YEARS;"

2. Title, page 1, line 11.

Following: "EQUIPMENT;"

Insert: "PROVIDING AN EXCEPTION TO THE CREDITS;"

3. Page 3, line 24 through page 4, line 6.

Strike: section 2 in its entirety

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Renumber: subsequent sections

4. Page 4, line 20.

Following: "paid"

Insert: "-- exception"

Strike: "There"

Insert: "Except as provided in subsection (4), there"

5. Page 4, line 23.

Following: "section."

Insert: "The credit may be claimed for each county in which the taxpayer owns property."

6. Page 4, lines 25 and 29.

Strike: ", "

7. Page 4, line 25.

Strike: "\$5,000"

Insert: "\$10,000"

8. Page 4, line 27.

Strike: "total"

Insert: "average statewide"

Following: "to"

Strike: "the"

Following: "in"

Strike: "the"

Insert: "class eight in"

Following: "year"

Insert: "1999"

9. Page 5, line 1.

Strike: "total"

Insert: "average statewide"

Following: "to"

Strike: "the"

Following: "in"

Strike: "the"

Insert: "class eight in"

Following: "year"

Insert: "2000"

10. Page 5, lines 3, 7, 11, and 16.

Strike: ", "

11. Page 5, line 5.

Strike: "total"

Insert: "average statewide"

Following: "to"

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Strike: "the"
Following: "in"
Strike: "the"
Insert: "class eight in"
Following: "year"
Insert: "2001"

12. Page 5, line 9.
Strike: "total"
Insert: "average statewide"
Following: "to"
Strike: "the"
Following: "in"
Strike: "the"
Insert: "class eight in"
Following: "year"
Insert: "2002"

13. Page 5, line 11.
Strike: "\$150,000"
Insert: "\$500,000"

14. Page 5, line 13.
Strike: "total"
Insert: "average statewide"
Following: "to"
Strike: "the"
Following: "in"
Strike: "the"
Insert: "class eight in"
Following: "year"
Insert: "2003"

15. Page 5, line 16.
Strike: "\$200,000"
Insert: "\$2 million"

16. Page 5, line 17.
Strike: "total"
Insert: "average statewide"
Following: "to"
Strike: "the"
Insert: "class eight"

17. Page 5.
Following: line 20
Insert: "(4) The credit allowed by this section may not be claimed for property taxes paid on migratory personal property that is subject to tax under the provisions of Title 15, chapter 24, part 3."

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Renumber: subsequent subsections

18. Page 6, line 5.

Strike: "4"

Insert: "3"

19. Page 6, line 8.

Strike: "6"

Insert: "5"

20. Page 6, line 9.

Strike: "8"

Insert: "7"

21. Page 6.

Following: line 21

Insert: "(4) "Qualifying job" means a job that was created as a result of a new business or expansion."

22. Page 7, lines 9, 15, and 17.

Strike: "6(3)"

Insert: "5(3)"

23. Page 7, line 23.

Strike: "10"

Insert: "9"

24. Page 7, line 26.

Strike: "7"

Insert: "6"

25. Page 7, line 28.

Strike: "9"

Insert: "8"

26. Page 7, line 29.

Strike: "11"

Insert: "10"

27. Page 7, line 30.

Strike: ":"

28. Page 8, line 1.

Strike: "(a)"

Strike: "; and"

29. Page 8, line 2 through page 8, line 3.

Strike: "(b)" on line 2 through "state" on line 3

30. Page 8, line 4.

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Strike: ":"

31. Page 8, line 5.

Strike: "(i)"

Strike: "; and"

Insert: "."

32. Page 8, line 6 through page 8, line 7.

Strike: subsection (ii) in its entirety

33. Page 8, line 27.

Following: "exceed"

Insert: "70% of"

34. Page 9, line 10.

Strike: "5%"

Insert: "10%"

35. Page 9, line 23.

Strike: "7"

Insert: "6"

36. Page 26, line 27.

Strike: "5"

Insert: "4"

37. Page 33.

Following: line 6

Insert: "NEW SECTION. Section 32. Report on job creation and job training tax credits and benchmarks.

(1) The Montana jobs and income commission shall report to the 59th legislature with regard to:

(a) the number and type of taxpayers claiming the job creation tax credit as provided in [sections 5 through 7], the number and type of jobs created, the level of the qualifying wage to which the credit is applied, and the amount of the credit claimed by type of taxpayer;

(b) the number and type of taxpayers claiming the job training tax credit as provided in [sections 8 through 10], the number and type of job training jobs, the level of the qualifying wage to which the credit is applied, and the amount of the credit claimed by type of taxpayer.

(2) The report must include an analysis of whether the job tax credits referred to in subsection (1) have been effective with respect to the benchmark criteria established by the commission.

(3) The commission may obtain from the department of revenue summary statistics related to the information required to be reported under subsection (1)."

38. Page 33, line 14.

Strike: "Sections"

Insert: "Section"

Strike: "and 3"

Strike: "are"

Insert: "is"

39. Page 33, line 15.

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Strike: "sections"
Insert: "section"
Strike: "and 3"

40. Page 33, lines 16 and 17.
Strike: "4" through "10"
Insert: "3, 5, 6, 8, and 9"

41. Page 33, lines 18 and 19.
Strike: "5" through "11"
Insert: "4, 7, and 10"

42. Page 33, line 30.
Strike: "2" through "12"
Insert: "3, 4, 11"
Strike: "18" through "30"
Insert: "17, 19, 28, 29"

43. Page 34, line 2.
Strike: "6"
Insert: "5"
Strike: "11"
Insert: "10"

44. Page 34, line 3.
Strike: "3" through "21"
Insert: "2, 18, 20"
Strike: "28"
Insert: "27"
Strike: "31"
Insert: "30"

45. Page 34, line 5.
Strike: ", 2,"
Strike: "20"
Insert: "19"

46. Page 34, line 7.
Strike: "4"
Insert: "3"
Strike: "5"
Insert: "4"
Following: "to"
Insert: "property tax years and income"

47. Page 34, lines 9 and 10.
Strike: "6"

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Insert: "5"
Strike: "11"
Insert: "10"

And, as amended, do pass. Report adopted.

MESSAGES FROM THE OTHER HOUSE

House bills passed and transmitted to the Senate for concurrence: 1/16/1999

HB 51, introduced by H. Harper
HB 80, introduced by J. Cobb
HB 179, introduced by P. Sliter

The House has appointed the following members to the 1999 Memorial Committee: 1/18/1999

Representative Ray Peck, chairman
Representative Tom Facey
Representative Edith Clark

MOTIONS

SB 65 - Senator Shea moved consideration of SB 65 on second reading this legislative day, be passed until the fourteenth legislative day, January 19, 1999. Motion carried.

SB 49 - Senator Swysgood moved consideration of SB 49 on second reading this legislative day, be passed until the seventeenth legislative day, January 23, 1999 in order to be heard with its companion bill, SB 48. Motion carried.

SB 58 - SB 59 - Senator Wells moved SB 59 be placed before SB 58 on the second reading board this legislative day. Motion carried.

SB 81 - Senator Harp moved that Soft, Hedges, Dale, Hibbard, B. Thomas, Williams, Lenhart, Kitzenberg, Guggenheim, Juneau, Eggers and Harrington be added as sponsors to SB 81. Motion carried.

FIRST READING AND COMMITMENT OF BILLS

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

SB 220, introduced by Toews, Kitzenberg, P. Ekegren, G. Jergeson, L. Nelson, G. Roush, J. Tester, referred to Taxation.

SB 221, introduced by Doherty, Grosfield and Halligan (by request of the Senate Judiciary Standing Committee), referred to Judiciary.

SB 222, introduced by Doherty, Grosfield and Halligan (by request of Senate Judiciary Standing Committee), referred to Judiciary.

SB 223, introduced by G. Roush, S. Doherty, G. Golie, L. Grosfield, S. Kitzenberg, M. Lindeen, D. Shea, J. Tester, referred to Labor and Employment Relations.

SB 224, introduced by T. Keating, C. Ahner, B. Crippen, D. Ewer, S. Gallus, L. Grosfield, D. Harrington, J. McKenney, L. Soft, F. Thomas, J. Tropila, referred to Public Health, Welfare and Safety.

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SB 225, introduced by J. Hertel, referred to Local Government.

SB 226, introduced by J. Hertel, referred to Local Government.

SB 227, introduced by J. Hertel, referred to Business and Industry.

SB 228, introduced by B. Glaser, T. Beck, C. Christiaens, M. Halligan, H. Harper, D. Shea, S. Stang, Story, Squires and Orr, referred to State Administration.

SB 229, introduced by F. Thomas, T. Beck, A. Ellis, D. Grimes, T. Keating, B. Keenan, S. Orr and Toews, referred to Labor and Employment Relations.

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

SJR 4, introduced by T. Beck, S. Anderson, B. Barnhart, S. Bartlett, J. Bohlinger, C. Christiaens, M. Cole, B. Crippen, B. DePratu, G. Devlin, S. Doherty, A. Ellis, E. Franklin, B. Glaser, M. Halligan, D. Hargrove, J. Harp, D. Harrington, S. Kitzenberg, J. Lynch, D. Mahlum, L. McCulloch, J. McKenney, W. McNutt, K. Mesaros, A. Mohl, L. Nelson, K. Ohs, R. Peck, B. Raney, B. Ryan, P. Sliter, L. Soft, M. Sprague, S. Stang, E. Swanson, C. Swysgood, F. Thomas, J. Tropila, M. Waterman, B. Wilson, and D. Wyatt, referred to State Administration.

**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 Bohlinger in the chair.

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

SB 21 - Senator Shea moved SB 21 do pass. Motion carried unanimously.

SB 22 - Senator Mohl moved SB 22 do pass. Motion **failed** as follows:

Yeas: Bartlett, Berry, Bishop, Bohlinger, Cocchiarella, Cole, Crismore, DePratu, Franklin, Glaser, Grimes, Grosfield, Halligan, Harp, Hertel, Holden, Jabs, Mahlum, McNutt, Mohl, Shea, Sprague, Thomas, Mr. President.
Total 24

Nays: Christiaens, Devlin, Doherty, Eck, Ekegren, Ellingson, Ellis, Hargrove, Jergeson, Keating, Keenan, Lynch, McCarthy, Mesaros, Miller, Nelson, Roush, Stang, Swysgood, Taylor, Tester, Toews, Waterman, Wells, Wilson.
Total 25

Absent or not voting: None.
Total 0

Excused: Beck.
Total 1

SB 39 - Senator M. Taylor moved SB 39 do pass. Motion **failed** as follows:

Yeas: Bohlinger, Cole, Crismore, DePratu, Devlin, Ekegren, Grimes, Harp, Hertel, Holden, Jabs, Keating, Mesaros, Mohl, Taylor, Tester, Thomas, Toews, Mr. President.
Total 19

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Nays: Bartlett, Berry, Bishop, Christiaens, Cocchiarella, Doherty, Eck, Ellingson, Ellis, Franklin, Glaser, Grosfield, Halligan, Hargrove, Jergeson, Keenan, Lynch, Mahlum, McCarthy, McNutt, Miller, Nelson, Roush, Shea, Sprague, Stang, Swysgood, Waterman, Wells, Wilson.

Total 30

Absent or not voting: None.

Total 0

Excused: Beck.

Total 1

SB 54 - Senator Halligan moved SB 54 do pass. Motion carried unanimously.

Senator Harp moved the committee rise and report. Motion carried. Committee arose. Senate resumed. President Crippen in the chair. Chairman Bohlinger moved the Committee of the Whole report be adopted. Report adopted unanimously.

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 2 passed as follows:

Yeas: Bartlett, 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 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Beck.

Total 1

SB 7 passed as follows:

Yeas: Bartlett, 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 49

Nays: None.

Total 0

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Absent or not voting: None.
Total 0

Excused: Beck.
Total 1

SB 8 passed as follows:

Yeas: Bartlett, Berry, Bishop, Bohlinger, Cocchiarella, Cole, Crismore, DePratu, Devlin, Doherty, Ekegren, Ellingson, Ellis, Franklin, Grimes, Grosfield, Halligan, Hargrove, Harp, Hertel, Holden, Jabs, Jergeson, Keating, Keenan, Lynch, Mahlum, McCarthy, McNutt, Mesaros, Miller, Mohl, Nelson, Roush, Shea, Sprague, Swysgood, Taylor, Thomas, Toews, Waterman, Wells, Wilson, Mr. President.
Total 44

Nays: Christiaens, Eck, Glaser, Stang, Tester.
Total 5

Absent or not voting: None.
Total 0

Excused: Beck.
Total 1

SB 18 passed as follows:

Yeas: Bartlett, Berry, Bishop, Bohlinger, Christiaens, Cocchiarella, Cole, Crismore, DePratu, Devlin, Doherty, Eck, Ekegren, Ellingson, Ellis, Franklin, 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 46

Nays: Glaser, Miller, Toews.
Total 3

Absent or not voting: None.
Total 0

Excused: Beck.
Total 1

SB 20 passed as follows:

Yeas: Bartlett, 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 49

Nays: None.

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Total 0

Absent or not voting: None.

Total 0

Excused: Beck.

Total 1

SB 63 passed as follows:

Yeas: Bartlett, Berry, Bohlinger, Cole, Crismore, DePratu, Doherty, Ekegren, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Hertel, Holden, Jabs, Jergeson, Keenan, Lynch, Mahlum, McCarthy, McNutt, Nelson, Roush, Shea, Sprague, Taylor, Thomas, Waterman, Wells, Wilson, Mr. President.

Total 34

Nays: Bishop, Christiaens, Cocchiarella, Devlin, Eck, Ellingson, Harp, Keating, Mesaros, Miller, Mohl, Stang, Swysgood, Tester, Toews.

Total 15

Absent or not voting: None.

Total 0

Excused: Beck.

Total 1

SB 64 passed as follows:

Yeas: Berry, Cole, Crismore, DePratu, Devlin, Eck, Ekegren, Ellis, Glaser, Grimes, Grosfield, Hargrove, Harp, Hertel, Holden, Jabs, Keating, Mahlum, McCarthy, McNutt, Mesaros, Miller, Mohl, Roush, Sprague, Swysgood, Taylor, Tester, Thomas, Toews, Wells, Mr. President.

Total 32

Nays: Bartlett, Bishop, Bohlinger, Christiaens, Cocchiarella, Doherty, Ellingson, Franklin, Halligan, Jergeson, Keenan, Lynch, Nelson, Shea, Stang, Waterman, Wilson.

Total 17

Absent or not voting: None.

Total 0

Excused: Beck.

Total 1

SB 72 passed as follows:

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

Total 40

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Nays: Bartlett, Bishop, Christiaens, Doherty, Ellingson, Franklin, Halligan, Stang, Tester.
Total 9

Absent or not voting: None.
Total 0

Excused: Beck.
Total 1

SB 76 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Cocchiarella, Cole, Crismore, DePratu, Doherty, Eck, Ekegren, Ellingson, Ellis, Franklin, Glaser, Grimes, Halligan, Hargrove, Harp, Hertel, Holden, Jabs, Jergeson, Keating, Lynch, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, Roush, Shea, Sprague, Stang, Tester, Thomas, Waterman, Wilson, Mr. President.
Total 39

Nays: Bartlett, Christiaens, Devlin, Grosfield, Keenan, Mesaros, Swysgood, Taylor, Toews, Wells.
Total 10

Absent or not voting: None.
Total 0

Excused: Beck.
Total 1

SB 93 passed as follows:

Yeas: Bartlett, 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 49

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Beck.
Total 1

SB 98 passed as follows:

Yeas: Bartlett, Berry, Bishop, Bohlinger, Christiaens, Cocchiarella, Cole, Crismore, DePratu, 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, Taylor, Tester, Thomas, Waterman, Wells, Wilson, Mr. President.

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Total 46

Nays: Devlin, Swysgood, Toews.

Total 3

Absent or not voting: None.

Total 0

Excused: Beck.

Total 1

SB 106 passed as follows:

Yeas: Bartlett, 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 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Beck.

Total 1

SB 109 passed as follows:

Yeas: Bartlett, Berry, Bishop, Bohlinger, Christiaens, Cocchiarella, Cole, Crismore, DePratu, Devlin, Doherty, Eck, Ekegren, Ellingson, Ellis, Franklin, 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 48

Nays: Glaser.

Total 1

Absent or not voting: None.

Total 0

Excused: Beck.

Total 1

SJR 3 adopted as follows:

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

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Total 48

Nays: Toews.
Total 1

Absent or not voting: None.
Total 0

Excused: Beck.
Total 1

MOTIONS

SB 7 - Senator Halligan moved that he be allowed to change his vote on SB 7, third reading, from nay to aye. Motion carried.

ANNOUNCEMENTS

Committee meetings were announced by committee chairmen.

Majority Leader Harp moved that the Senate adjourn until 1:00 p.m., Tuesday, January 19, 1999. Motion carried.

Senate adjourned at 2:54 p.m.

ROSANA SKELTON
Secretary of Senate

BRUCE CRIPPEN
President of the Senate