

**SENATE JOURNAL  
FIFTY-NINTH LEGISLATIVE DAY**

Helena, Montana  
March 16, 1999

Senate Chambers  
State Capitol

Senate convened at 1:00 p.m. President Crippen presiding. Invocation by Reverend Keith Johnson. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Senators Mahlum and Sprague, excused. Quorum present.

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

Miller, Chairman

**Senator Sprague present at this time.**

**REPORTS OF STANDING COMMITTEES**

**BILLS AND JOURNAL** (Miller, Chairman): 3/16/1999  
Correctly printed: SB 530, SR 4, HB 142, HB 373, HB 522.  
Correctly engrossed: HB 551.  
Signed by the President at 4:00 p.m., March 15, 1999: SB 29, SB 44, SB 98, SB 114, SB 136, SB 188, SB 196, SB 197, SB 230, SB 291, SB 296, SB 394, SB 396.  
Signed by the Secretary of Senate at 1:00 p.m., March 16, 1999: SB 29, SB 44, SB 98, SB 114, SB 136, SB 188, SB 196, SB 197, SB 230, SB 291, SB 296, SB 394, SB 396.

**AGRICULTURE, LIVESTOCK AND IRRIGATION** (Jabs, Chairman): 3/15/1999  
**HJR 26**, be amended as follows:

1. Title, line 7.

**Following:** "ROAD"

**Strike:** "CLOSURES AND"

**Following:** "BE"

**Strike:** "RESCINDED"

**Insert:** "SUSPENDED"

2. Page 1, line 29.

**Strike:** "ANOTHER"

**Insert:** "one"

3. Page 2, line 13.

**Following:** "forest"

**Strike:** "roads"

**Insert:** "road obliteration"

**Following:** "immediate"

**Strike:** "repeal of the administration's roads moratorium"

**Insert:** "suspension of road obliteration activities"

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

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**HJR 27**, be amended as follows:

1. Title, line 7.

**Following:** "THAT"

**Insert:** "CONGRESS,"

**Following:** "RECLAMATION"

**Insert:** ", "

2. Page 1, line 15.

**Following:** "Administration"

**Insert:** ", prompted by congressional budget resolutions,"

3. Page 1, line 19.

**Following:** "Administration"

**Insert:** ", prompted by congressional budget resolutions,"

4. Page 1, line 25.

**Following:** "That"

**Insert:** "Congress,"

**Following:** "Reclamation"

**Insert:** ", "

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

**JUDICIARY** (Grosfield, Chairman):

3/16/1999

**HB 27**, be concurred in. Report adopted.

**HB 65**, be concurred in. Report adopted.

**PUBLIC HEALTH, WELFARE AND SAFETY** (Bishop, Chairman):

3/16/1999

**HB 399**, be concurred in. Report adopted.

**HB 430**, be amended as follows:

1. Page 1, line 27.

**Following:** "(4)"

**Strike:** "A"

**Insert:** "After the date that a"

**Following:** "~~shall~~"

**Insert:** "receives individual written notice of a referral to a managed care organization, the worker"

2. Page 2, line 6.

**Following:** "CONSTITUTE"

**Insert:** "individual"

**Following:** "REGARDING"

**Insert:** "referral to a"

3. Page 2, line 7.

**Strike:** "REQUIREMENTS"

**Insert:** "organization"

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**Following:** "DATE"

**Strike:** "OF"

**Insert:** "that the"

4. Page 2, line 8.

**Following:** "INJURY"

**Insert:** "meets the provisions of subsection (3)"

5. Page 2, line 9.

**Strike:** "THIS SECTION"

**Insert:** "subsection (1)"

6. Page 2, line 10.

**Following:** line 9

**Insert:** "(6) Any postings or other information regarding referral to a managed care organization on bulletin boards, in personnel policies, in company manuals, or by other general or broadcast means and any individual notice of referral to a managed care organization, whether before or after the occurrence of an injury, must include in prominent type advice of the worker's right to choose the initial treating physician pursuant to subsection (1)."

7. Page 2, line 17.

**Strike:** "a"

**Insert:** "an individual"

8. Page 2, line 22.

**Following:** "constitute"

**Insert:** "individual"

**Following:** "regarding"

**Insert:** "referral to"

**Strike:** "provider"

**Insert:** "providers"

9. Page 2, line 23.

**Strike:** "requirements"

10. Page 2, line 25.

**Following:** "39-17-1101"

**Insert:** "(1)"

11. Page 2, line 26.

**Following:** line 25

**Insert:** "(3) Any postings or other information regarding referral to preferred providers on bulletin boards, in personnel policies, in company manuals, or by other general or broadcast means and any individual notice of referral to preferred providers, whether before or after the occurrence of an injury, must include in prominent type advice of the worker's right to choose the initial treating physician pursuant to subsection 39-71-1101(1)."

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

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**HB 580**, be amended as follows:

1. Title, line 6.

**Following:** "DETENTION CENTERS"

**Insert:** "OR INCARCERATED UNDER LEGAL CUSTODY OF THE DEPARTMENT OF CORRECTIONS"

2. Page 1, line 14.

**Strike:** "subsections"

**Insert:** "subsection"

**Strike:** "and (4)"

3. Page 1, line 23 through line 29.

**Strike:** subsection (3) in its entirety

**Renumber:** subsequent subsection

4. Page 1, line 30.

**Following:** "center"

**Insert:** "or incarcerated under legal custody of the department of corrections"

5. Page 2, line 2.

**Following:** "center"

**Insert:** "or incarcerated under legal custody of the department of corrections"

6. Page 2, line 9.

**Following:** "center"

**Insert:** "or incarcerated under legal custody of the department of corrections"

7. Page 2, line 18.

**Following:** "solicit"

**Insert:** "from the administrators of the county detention centers and from the department of corrections"

8. Page 2, line 19.

**Strike:** "from" through "centers"

9. Page 2, line 30.

**Following:** "team"

**Insert:** ", except when the provider against whom the complaint was filed was employed by the department of corrections"

10. Page 3, line 3.

**Following:** "board"

**Strike:** "or"

**Insert:** ", "

**Following:** "administrator"

**Insert:** ", or the department of corrections"

11. Page 3, line 4.

**Strike:** "administrative costs"

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**Insert:** "travel, lodging, meal, or miscellaneous costs"

12. Page 3, line 10.

**Following:** "administrator"

**Insert:** "or the department of corrections"

13. Page 3, line 11.

**Strike:** "violation"

**Insert:** "complaint"

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

**STATE ADMINISTRATION** (Cole, Chairman):

3/15/1999

**SB 521**, do pass. Report adopted.

**SJR 10**, introduced joint resolution, be amended as follows:

1. Page 1.

**Following:** line 24

**Insert:** "WHEREAS, by his own account, Senator and Ambassador Mike Mansfield could not have served his state and his nation so ably or won the recognition or achieved the positions that he has without the support of his wife Maureen Hayes Mansfield; and

WHEREAS, Mike Mansfield has said that his three great loves are his wife Maureen, Montana, and the United States; and"

2. Page 2, line 3.

**Following:** "Mansfield"

**Insert:** ", which accomplishments and contributions were made with the support of his wife Maureen Hayes Mansfield,"

And, as amended, be adopted. Report adopted.

**HB 362**, be concurred in. Report adopted.

**HB 469**, be amended as follows:

1. Page 3, line 6.

**Following:** "13-35-225."

**Insert:** "If a campaign sign is removed, the entity removing the sign shall notify the campaign treasurer of the sign's removal."

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

**HB 508**, be concurred in. Report adopted.

**HB 616**, be concurred in. Report adopted.

**HB 620**, be concurred in. Report adopted.

**REPORTS OF SELECT COMMITTEES**

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FREE CONFERENCE COMMITTEE  
on Senate Bill 260  
Report No. 1, March 16, 1999

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered **Senate Bill 260** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **Senate Bill 260** (reference copy -- salmon) be amended as follows:

1. Title, line 11.

**Following:** "TAX;"

**Insert:** "PROVIDING FOR THE TRANSFER OF FUNDS FROM THE STATE GENERAL FUND TO THE STATE SPECIAL REVENUE ACCOUNTS FOR PURPOSES OF THE 6-MILL UNIVERSITY LEVY AND THE 9-MILL COUNTY PUBLIC ASSISTANCE LEVY;"

2. Page 3, line 21.

**Strike:** "["

**Strike:** "]"

3. Page 3, line 23.

**Strike:** "["

**Strike:** "]"

4. Page 4, line 13.

**Strike:** "["

**Strike:** "]"

5. Page 5, lines 20 through 24.

**Strike:** section 5 in its entirety

**Insert:** "NEW SECTION. Section 5. Fund transfers. (1) There is transferred from the general fund to the state special revenue fund referred to in [section 1 of Senate Bill No. 79] \$604,305 for fiscal year 2000 and \$1,268,732 for fiscal year 2001.

(2) There is transferred from the general fund to the state special revenue fund referred to in 53-2-813(2) to the credit of the department of public health and human services, \$87,471 for fiscal year 2000 and \$183,644 for fiscal year 2001."

For the Senate:

Devlin, Chairman  
Glaser  
Stang (unsigned)

For the House:

Rose, Chairman  
Beck  
Fisher

MESSAGES FROM THE GOVERNOR

March 16, 1999

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The Honorable Bruce Crippen  
President of the Senate  
State Capitol  
Helena, Montana 59620

Dear Senator Crippen:

Please be informed that I have signed **Senate Bill 52** sponsored by Senator B. DePratu, **Senate Bill 53** sponsored by Senator B. DePratu, and **Senate Bill 84** sponsored by Senator M. Halligan on March 15, 1999.

Sincerely,

MARC RACICOT  
Governor

March 15, 1999

The Honorable John Mercer  
Speaker of the House  
State Capitol  
Helena MT 59620

The Honorable Bruce Crippen  
President of the Senate  
State Capitol  
Helena, MT 59620

Dear Speaker Mercer and President Crippen:

In accordance with the power vested in me as Governor by the Constitution and laws of the State of Montana, I hereby return with an amendment House Bill 245, "**AN ACT IMPLEMENTING RECOMMENDATIONS OF THE AFFORDABLE HOUSING AND LAND USE INITIATIVE; ESTABLISHING A BUILDING CODES COUNCIL; ESTABLISHING A CONTINUING EDUCATION PROGRAM ADMINISTERED BY THE DEPARTMENT OF COMMERCE AND FUNDED BY A PORTION OF INSPECTION FEES; MANDATING THE CREATION OF A CENTRAL REGISTRY OF AUTHORITATIVE INTERPRETATIONS OF BUILDING CODES; PROVIDING FOR STATEWIDE APPROVAL OF MODEL PLANS AND A CHECKLIST FOR THE EXAMINATION OF SINGLE-FAMILY DWELLING CONSTRUCTION PLANS; AND AMENDING SECTIONS 50-60-103, 50-60-106, 50-60-201, AND 50-60-301, MCA,**" for the following reason.

House Bill 245 includes a requirement that when a building contractor submits to the Department of Commerce or to local government a model construction plan and checklist for a single-family dwelling, the contractor must receive the permit or notice of disapproval within a certain time frame after submission of the completed checklist. The time frame that was included in the introduced version of House Bill 245 was five days. It was changed to ten days, to reflect a more realistic turnaround time.

Although the ten day time frame was amended into the section that addressed the duties of counties and municipalities (section 6), it was inadvertently left out of the section that addressed the duties of the Department of Commerce

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(section 4). My proposed amendment removes this inconsistency.

Representative Simon, the sponsor of the bill, is aware of and agrees with this proposed amendment.

Sincerely,

MARC RACICOT  
Governor

GOVERNOR'S AMENDMENTS TO  
House Bill No. 245  
(Reference Copy)  
March 15, 1999

1. Page 4, line 8.  
Strike: "5"  
Insert: "10"

**MESSAGES FROM THE OTHER HOUSE**

Senate bills concurred in and returned to the Senate:

3/15/1999

**SB 87**, introduced by D. Hargrove  
**SB 127**, introduced by M. Waterman  
**SB 131**, introduced by C. Swysgood  
**SB 166**, introduced by Lynch  
**SB 227**, introduced by J. Hertel  
**SB 245**, introduced by Waterman  
**SB 290**, introduced by J. Lynch  
**SB 299**, introduced by J. Hertel  
**SB 317**, introduced by T. Beck  
**SB 351**, introduced by G. Jergeson  
**SB 428**, introduced by S. Stang

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

3/15/1999

**SB 60**, introduced by M. Halligan  
**SB 72**, introduced by B. Keenan  
**SB 103**, introduced by E. Franklin  
**SB 108**, introduced by D. Berry  
**SB 113**, introduced by D. Mahlum  
**SB 165**, introduced by Lynch  
**SB 176**, introduced by Bohlinger  
**SB 189**, introduced by Berry  
**SB 214**, introduced by Bartlett  
**SB 222**, introduced by Doherty  
**SB 243**, introduced by F. Thomas  
**SB 325**, introduced by J. Hertel



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House bills passed and transmitted to the Senate for concurrence:

3/15/1999

**HB 302**, introduced by B. Krenzler  
**HB 524**, introduced by B. Eggers  
**HB 555**, introduced by J. McKenney

**MOTIONS**

**SB 54** - Senator Harp moved that the President be authorized to appoint a Conference Committee, and request the House to appoint a like committee, to confer on House Amendments to SB 54. Motion carried. The president appointed the following members:

Senator Grimes, Chairman  
Senator McNutt  
Senator Halligan

**FIRST READING AND COMMITMENT OF BILLS**

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

**SJR 14**, introduced by S. Bartlett, E. Bergsagel, A. Bishop, C. Christiaens, D. Grimes, L. Grosfield, M. Halligan, J. Harp, R. Holden, B. McCarthy, D. McGee, W. McNutt, R. Menahan, A. Mohl, J. Shockley, D. Wyatt, referred to Judiciary.

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

**HB 302**, introduced by B. Krenzler, referred to Finance and Claims.  
**HB 524**, introduced by B. Eggers, J. Harp, H. Harper, R. Jabs, G. Jergeson, C. Juneau, A. Mohl, B. Raney, G. Roush, F. Thomas, referred to Finance and Claims.  
**HB 555**, introduced by J. McKenney, D. Ewer, D. Fuchs, K. Galvin-Halcro, G. Golie, S. Kitzenberg, M. Lindeen, G. Matthews, K. Mesaros, K. Ohs, B. Ryan, B. Simon, C. Squires, J. Stovall, J. Witt, D. Wyatt, referred to Finance and Claims.

**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 187, as amended by the House**, passed as follows:

Yeas: Bartlett, Beck, Berry, Bishop, Bohlinger, Christiaens, Cocchiarella, Cole, Crismore, DePratu, Devlin, Doherty, Eck, Ekegren, Ellingson, Ellis, Franklin, Glaser, Grimes, Grosfield, Hargrove, Harp, Hertel, Holden, Jabs, Jergeson, Keating, Keenan, Lynch, McCarthy, McNutt, Mesaros, Mohl, Nelson, Roush, Shea, Sprague, Stang, Swysgood, Taylor, Tester, Thomas, Toews, Waterman, Wells, Mr. President.  
Total 46

Nays: Halligan, Miller, Wilson.  
Total 3

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Absent or not voting: None.  
Total 0

Excused: Mahlum.  
Total 1

**SB 289, as amended by the House**, passed 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, 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: Mahlum.  
Total 1

**HB 142** concurred in as follows:

Yeas: Beck, Berry, Cole, Crismore, DePratu, Devlin, Ekegren, Ellis, Grimes, Grosfield, Hargrove, Harp, Hertel, Holden, Keating, McNutt, Mesaros, Miller, Mohl, Nelson, Roush, Sprague, Stang, Swysgood, Taylor, Tester, Thomas, Toews, Wells.  
Total 29

Nays: Bartlett, Bishop, Bohlinger, Christiaens, Cocchiarella, Doherty, Eck, Ellingson, Franklin, Glaser, Halligan, Jabs, Jergeson, Keenan, Lynch, Mahlum, McCarthy, Shea, Waterman, Wilson, Mr. President.  
Total 21

Paired: Thomas, Aye; Mahlum, No.

Absent or not voting: None.  
Total 0

Excused: None.  
Total 0

**HB 373** 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, McCarthy, McNutt, Mesaros, Miller, Mohl, Nelson, Roush, Shea, Sprague, Stang, Swysgood, Taylor, Tester, Thomas, Toews, Waterman, Wells, Wilson, Mr. President.  
Total 49

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Nays: None.  
Total 0

Absent or not voting: None.  
Total 0

Excused: Mahlum.  
Total 1

**HB 522** 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, 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: Mahlum.  
Total 1

**Senator Beck excused at this time.**

**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 Wells in the chair.

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

**HB 512** - Senator C. Christiaens moved HB 512 be concurred in. Motion carried unanimously.

**HB 592** - Senator V. Cocchiarella moved HB 592, second reading copy, be amended as follows :

1. Page 4, line 2.

**Following:** "is filed"

**Insert:** "if the employee is still employed by the employer or for a period of 2 years prior to the date of the employee's last date of employment"

2. Page 4, line 4.

**Following:** "is filed"

**Insert:** "if the employee is still employed by the employer or for a period of 3 years prior to the date of the

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employee's last date of employment"

Amendment **adopted** with Senators DePratu and McNutt voting nay.

**HB 592** - Senator Bartlett moved HB 592, as amended, be concurred in. Motion carried unanimously.

**HB 17** - Senator J. Lynch moved HB 17 be concurred in. Motion carried unanimously.

**HB 129** - Senator B. DePratu moved HB 129 be concurred in. Motion carried unanimously.

**HB 167** - Senator T. Keating moved HB 167 be concurred in. Motion carried unanimously.

**HB 187** - Senator B. Stang moved HB 187 be concurred in. Motion carried unanimously.

**HB 227** - Senator R. Jabs moved HB 227 be concurred in. Motion carried unanimously.

**HB 228** - Senator J. Lynch moved HB 228 be concurred in. Motion carried unanimously.

**HB 230** - Senator G. Roush moved HB 230 be concurred in. Motion carried unanimously.

**HB 395** - Senator T. Keating moved consideration of HB 395 be passed for the day. Motion carried unanimously.

**Senator Mahlum present at this time.**

**HB 557** - Senator V. Cocchiarella moved HB 557 be concurred in. Motion carried unanimously.

**HB 561** - Senator B. Stang moved HB 561 be concurred in. Motion carried unanimously.

**HJR 25** - Senator G. Jergeson moved HJR 25 be concurred in. Motion carried as follows:

Yeas: Bartlett, Berry, Bishop, Bohlinger, Christiaens, Cole, Crismore, Doherty, Eck, Ekegren, Ellingson, Franklin, Grimes, Grosfield, Halligan, Hargrove, Harp, Holden, Jabs, Jergeson, Keating, Lynch, Mahlum, McCarthy, McNutt, Nelson, Roush, Shea, Sprague, Stang, Thomas, Waterman, Wells, Wilson, Mr. President.

Total 35

Nays: Cocchiarella, DePratu, Devlin, Ellis, Glaser, Hertel, Keenan, Mesaros, Miller, Swysgood, Taylor, Toews.

Total 12

Absent or not voting: Mohl, Tester.

Total 2

Excused: Beck.

Total 1

**SB 112, House Amendments** - Senator E. Franklin moved House Amendments to SB 112 be concurred in. Motion carried unanimously.

**SB 128, House Amendments** - Senator C. Christiaens moved House Amendments to SB 128 be concurred in. . Motion carried unanimously.

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**HB 44** - Senator C. Christiaens moved HB 44 be concurred in. Motion carried unanimously.

**HB 100** - Senator B. McCarthy moved HB 100 be concurred in. Motion carried as follows:

Yeas: 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, Nelson, Roush, Shea, Sprague, Stang, Tester, Thomas, Toews, Waterman, Wells, Wilson, Mr. President.

Total 42

Nays: Devlin, Mesaros, Miller, Mohl, Swysgood, Taylor.

Total 6

Absent or not voting: Bartlett.

Total 1

Excused: Beck.

Total 1

**HB 126** - Senator J. Bohlinger moved HB 126 be concurred in. Motion carried unanimously.

**HB 136** - Senator D. Berry moved HB 136 be concurred in. Motion carried with Senator Swysgood voting nay.

**HB 269** - Senator D. Eck moved HB 269 be concurred in. After discussion, Senator Halligan made a substitute motion that consideration of HB 269 be passed for the day. Motion carried.

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

**MOTIONS**

**HB 375** - Senator Keating moved HB 395 be taken from the second reading board and rereferred to the committee on Labor and Employment Relations. Motion carried.

**HB 269** - Senator Halligan moved HB 269 be taken from the second reading board and rereferred to the committee on Judiciary. Motion carried.

**SPECIAL ORDERS OF THE DAY**

**A JOINT PROCLAMATION OF THE SENATE AND THE HOUSE OF  
REPRESENTATIVES OF THE STATE OF MONTANA**

WHEREAS, in August of 1949, a 15 member crew of Forest Service smoke jumpers parachuted into Mann Gulch on the Helena National Forest to suppress a small wildfire burning 25 miles north of Helena in the remote Gates of the Mountains Wilderness; and

WHEREAS, events of this date describe that the fire eventually blew up and entrapped the 15 smoke jumpers and another firefighter who had joined up with their crew. Only three of the men escaped the fire with their lives; and

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WHEREAS, the citizens of the state of Montana want to recognize on local, regional and national levels, the 50th anniversary of the Mann Gulch fire of August 5, 1949, and the year-long commemorative events planned to mark the anniversary; and

WHEREAS, to heighten consciousness of the story of the Mann Gulch fire and the 13 men who died there; and

WHEREAS, to ensure that the memory of these men and the sacrifice they made 50 years ago for the state of Montana and their country is not forgotten.

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

That this body recognizes August 5, 1999 as "The MANN GULCH 50th Anniversary." This tragic day in 1949 was the end of a race that 13 firefighters could not win. The repercussions from this incident shall be remembered by a grateful state and nation.

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

Minority Leader Doherty moved the adoption of the Mann Gulch 50th Anniversary Proclamation. Motion carried unanimously.

**A JOINT PROCLAMATION OF THE SENATE AND THE HOUSE OF  
REPRESENTATIVES OF THE STATE OF MONTANA**

WHEREAS, the Huntley Project Red Devils have practiced teamwork on the basketball court since they were enrolled in the fifth grade: and

WHEREAS, the team includes National Honor Society students, a Montana Promise Award winner, student mentors, Boys' State participants, Class Valedictorian, All-State football players, class officers and Montana Senate and House pages; and

WHEREAS, the team has exhibited ongoing sportsmanship, particularly in the state championship games; and  
WHEREAS, the Huntley Project Red Devils have captured both the 1998-99 state football and basketball titles; and

WHEREAS, the team's efforts throughout the years have brought continued pride in self and the communities of the Huntley Project area; and

WHEREAS, the Huntley Project Red Devils have set a great example for young people, not only in Montana but throughout the entire United States.

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 Huntley Project Red Devils for their accomplishments.

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BRUCE CRIPPEN  
Senate President

MACK COLE  
Senator, District 4

JOHN A MERCER  
Speaker of the House

W. E. GLASER  
Senator, District 8

STEVE DOHERTY  
Senate Minority Leader

MONICA LINDEEN  
Representative, District 7

Senator Cole moved the Huntley Project Red Devils Proclamation be adopted. Motion carried unanimously.

**ANNOUNCEMENTS**

Committee meetings were announced by committee chairmen.

Majority Leader Harp moved that the Senate adjourn until 1:00 p.m., Wednesday, March 17, 1999. Motion carried.

Senate adjourned at 2:45 p.m.

ROSANA SKELTON  
Secretary of Senate

BRUCE CRIPPEN  
President of the Senate