

**SENATE JOURNAL
57TH LEGISLATURE
FORTY-FOURTH LEGISLATIVE DAY**

Helena, Montana
February 22, 2001

Senate Chambers
State Capitol

Senate convened at 8:30 a.m. President Beck presiding. Invocation by Reverend Keith Johnson. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

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

Miller, Chairman

REPORTS OF STANDING COMMITTEES

BILLS AND JOURNAL (Miller, Chairman):

2/22/2001

Correctly printed: SB 73, SB 96, SB 226, SB 231, SB 273, SB 293, SB 338, SB 344, SB 348, SB 359, SB 367, SB 368, SB 384, SB 396, SB 397, SB 400, SB 407, SB 408, SB 420, SB 432, SB 433, SB 436, SB 440, SB 450, SB 457, SB 467, SB 470, SB 474, SB 475, SB 479, SB 480, SB 487, SB 489, SB 493, SJR 18.

Correctly engrossed: SB 287, SB 397, SB 482, SB 402.

MOTIONS

Majority Leader Thomas moved that the Senate stand in recess until the hour of 9:10 a.m. for purpose of party caucuses. Motion carried.

Senate recessed at 8:37

Senate reconvened at 9:17 a.m.

Roll Call. All members present. Quorum present.

MOTIONS

SB 389 - Senator Tester moved that he be allowed to change his vote on **SB 389**, third reading the previous legislative day, from nay to yea. Motion carried.

SB 471 - Senator Toole moved that **SB 471** be taken from the table in the committee on Energy and Telecommunications, printed and placed on second reading. After discussion, Senator Toole withdrew his motion.

SB 215 - SB 216 - Senator Berry moved that consideration of **SB 215 and SB 216** be placed below SB 381 on the second reading board this legislative day. Motion carried.

Senator Holden moved that a blanket suspension of rule S40-60(2) of the Senate be adopted for the day to allow motions to bring tabled bills to the Senate floor. Motion **failed** as follows:

Yeas: Berry, Cobb, Cole, Crismore, Ekegren, Glaser, Grimes, Hargrove, Holden, Miller, Thomas, Zook.

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Total 12

Nays: Bishop, Bohlinger, Butcher, Christiaens, Cocchiarella, DePratu, Doherty, Ellingson, Elliott, Ellis, Franklin, Grosfield, Halligan, Harrington, Jergeson, Johnson, Keenan, Mahlum, McCarthy, McNutt, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Toole, Waterman, Wells, Mr. President.

Total 37

Absent or not voting: Kitzenberg.

Total 1

Excused: None.

Total 0

SB 86 - Senator Holden moved that **SB 86** be taken from the table in the committee on Business and Labor, printed and placed on second reading the forty-fifth legislative day, February 23, 2001. Motion **failed** as follows:

Yeas: Bohlinger, Butcher, Cobb, DePratu, Doherty, Elliott, Holden, Jergeson, Mohl, Stapleton, Stonington, Wells.

Total 12

Nays: Berry, Bishop, Christiaens, Cocchiarella, Cole, Crismore, Ekegren, Ellingson, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Johnson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Tash, Taylor, Tester, Thomas, Toole, Waterman, Zook, Mr. President.

Total 38

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 471 - Senator Toole moved that **SB 471** be taken from the table in the committee on Energy and Telecommunications and be printed and placed on second reading the forty-fifth legislative day, February 23, 2001. Motion **failed** as follows:

Yeas: Christiaens, Cobb, Doherty, Ellingson, Elliott, Halligan, Harrington, Jergeson, Nelson, Shea, Stonington, Toole.

Total 12

Nays: Berry, Bishop, Bohlinger, Butcher, Cocchiarella, Cole, Crismore, DePratu, Ekegren, Ellis, Franklin, Glaser, Grimes, Grosfield, Hargrove, Holden, Johnson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Mohl, O'Neil, Pease, Roush, Ryan, Sprague, Stapleton, Tash, Taylor, Tester, Thomas, Waterman, Wells, Zook, Mr. President.

Total 38

Absent or not voting: None.

Total 0

Excused: None.

Total 0

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SB 163 - SB 397 - Senator Grosfield moved that **SB 163 and SB 397** be placed below SB 465 on the second reading board this legislative day. Motion carried.

SB 475 - Senator Thomas moved that consideration of **SB 475** be passed for the day with the understanding it would be exempted from the forty-five day transmittal deadline. Motion carried with Senators Johnson and O'Neil voting nay.

SB 468 - Senator Thomas moved that **SB 468** be taken from the committee on Taxation and rereferred to the committee on Judiciary. Motion carried.

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 73 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 96 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.

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Total 0

SB 226 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 231 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Johnson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Thomas, Toole, Waterman, Wells, Zook.
Total 46

Nays: Jergeson, Mohl, Tester, Mr. President.
Total 4

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 293 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.
Total 49

Nays: Mohl.
Total 1

Absent or not voting: None.

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Total 0

Excused: None.

Total 0

SB 326 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.

Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 344 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Zook, Mr. President.

Total 47

Nays: Miller, Waterman, Wells.

Total 3

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 348 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellingson, Elliott, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, O'Neil, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook.

Total 46

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Nays: Butcher, Ellis, Pease, Mr. President.
Total 4

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 359 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Butcher, Christiaens, Cobb, Cocchiarella, Cole, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Jergeson, Johnson, Kitzenberg, McCarthy, Miller, Nelson, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Toole, Waterman, Wells, Zook, Mr. President.
Total 42

Nays: Crismore, Holden, Keenan, Mahlum, McNutt, Mohl, O'Neil, Thomas.
Total 8

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 367 failed as follows:

Yeas: Butcher, Cobb, Cocchiarella, DePratu, Doherty, Ekegren, Ellingson, Elliott, Franklin, Glaser, Grosfield, Halligan, Hargrove, Harrington, Keenan, Kitzenberg, Mohl, Roush, Sprague, Stapleton, Taylor, Tester, Thomas, Mr. President.
Total 24

Nays: Berry, Bishop, Bohlinger, Christiaens, Cole, Crismore, Ellis, Grimes, Holden, Jergeson, Johnson, Mahlum, McCarthy, McNutt, Miller, Nelson, O'Neil, Pease, Ryan, Shea, Stonington, Tash, Toole, Waterman, Wells, Zook.
Total 26

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 368 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea,

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Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 377 passed as follows:

Yeas: Berry, Butcher, Cobb, Cole, Crismore, DePratu, Ekegren, Ellis, Glaser, Grimes, Grosfield, Hargrove, Holden, Johnson, Keenan, Kitzenberg, McNutt, Miller, Mohl, Nelson, O'Neil, Shea, Sprague, Stapleton, Tash, Taylor, Thomas, Wells, Zook, Mr. President.
Total 30

Nays: Bishop, Bohlinger, Christiaens, Cocchiarella, Doherty, Ellingson, Elliott, Franklin, Halligan, Harrington, Jergeson, Mahlum, McCarthy, Pease, Roush, Ryan, Stonington, Tester, Toole, Waterman.
Total 20

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 384 passed as follows:

Yeas: Bishop, Bohlinger, Christiaens, Cobb, Cocchiarella, Cole, Crismore, Doherty, Ekegren, Ellingson, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Nelson, Pease, Roush, Ryan, Shea, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman.
Total 38

Nays: Berry, Butcher, DePratu, Elliott, Johnson, Keenan, Mohl, O'Neil, Sprague, Wells, Zook, Mr. President.
Total 12

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 396, requiring 2/3 of entire Legislature, passed as follows:

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Yeas: Berry, Butcher, Cobb, Cocchiarella, Cole, Crismore, DePratu, Ekegren, Ellis, Grimes, Grosfield, Hargrove, Harrington, Holden, Johnson, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, Pease, Roush, Shea, Sprague, Stapleton, Tash, Taylor, Tester, Thomas, Waterman, Wells, Zook, Mr. President.

Total 35

Nays: Bishop, Bohlinger, Christiaens, Doherty, Ellingson, Elliott, Franklin, Glaser, Halligan, Jergeson, Keenan, O'Neil, Ryan, Stonington, Toole.

Total 15

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 400 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.

Total 49

Nays: Johnson.

Total 1

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 407 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.

Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

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SB 408 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 420 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 432 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Butcher, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellis, Franklin, Glaser, Grimes, Grosfield, Hargrove, Harrington, Holden, Johnson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Mohl, Pease, Roush, Ryan, Shea, Sprague, Tash, Taylor, Thomas, Wells, Zook, Mr. President.
Total 38

Nays: Christiaens, Ellingson, Elliott, Halligan, Jergeson, Nelson, O'Neil, Stapleton, Stonington, Tester, Toole, Waterman.
Total 12

Absent or not voting: None.
Total 0

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Excused: None.
Total 0

SB 433 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Christiaens, Cobb, Cocchiarella, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.
Total 47

Nays: Butcher, Cole, Crismore.
Total 3

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 436 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 437 passed as follows:

Yeas: Berry, Bohlinger, Butcher, Cobb, Cole, Crismore, DePratu, Ekegren, Elliott, Ellis, Glaser, Grimes, Grosfield, Hargrove, Holden, Jergeson, Keenan, Kitzenberg, McCarthy, McNutt, Miller, Mohl, Nelson, O'Neil, Roush, Sprague, Stapleton, Tash, Taylor, Tester, Thomas, Waterman, Wells, Zook, Mr. President.
Total 35

Nays: Bishop, Christiaens, Cocchiarella, Doherty, Ellingson, Franklin, Halligan, Harrington, Johnson, Mahlum, Pease, Ryan, Shea, Stonington, Toole.
Total 15

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Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 440 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.
Total 49

Nays: Grimes.
Total 1

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 448 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Jergeson, Johnson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Zook, Mr. President.
Total 48

Nays: Holden, Wells.
Total 2

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 450 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.
Total 50

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Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 457 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, O'Neil, Pease, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.
Total 49

Nays: Roush.
Total 1

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 467 passed as follows:

Yeas: Berry, Bohlinger, Butcher, Cole, Crismore, DePratu, Ekegren, Ellis, Franklin, Glaser, Grimes, Grosfield, Hargrove, Holden, Johnson, Keenan, Kitzenberg, Mahlum, McNutt, Miller, Mohl, O'Neil, Sprague, Stapleton, Tash, Taylor, Thomas, Waterman, Wells, Zook, Mr. President.
Total 31

Nays: Bishop, Christiaens, Cobb, Cocchiarella, Doherty, Ellingson, Elliott, Halligan, Harrington, Jergeson, McCarthy, Nelson, Pease, Roush, Ryan, Shea, Stonington, Tester, Toole.
Total 19

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 470 passed as follows:

Yeas: Berry, Butcher, Cobb, Cole, DePratu, Ekegren, Elliott, Ellis, Glaser, Grimes, Grosfield, Hargrove, Holden, Keenan, Mahlum, McNutt, Miller, Mohl, O'Neil, Stapleton, Tash, Taylor, Thomas, Wells, Zook, Mr. President.
Total 26

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Nays: Bishop, Bohlinger, Christiaens, Cocchiarella, Crismore, Doherty, Ellingson, Franklin, Halligan, Harrington, Jergeson, Johnson, Kitzenberg, McCarthy, Nelson, Pease, Roush, Ryan, Shea, Sprague, Stonington, Tester, Toole, Waterman.

Total 24

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 474 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Keenan, Kitzenberg, McCarthy, McNutt, Miller, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Tester, Thomas, Toole, Waterman, Zook, Mr. President.

Total 47

Nays: Mahlum, Taylor, Wells.

Total 3

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 479 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.

Total 49

Nays: Miller.

Total 1

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 480 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren,

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Ellingson, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 482 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 487 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Mohl, Nelson, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.
Total 47

Nays: Butcher, Miller, O'Neil.
Total 3

Absent or not voting: None.
Total 0

Excused: None.
Total 0

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SB 489 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, O'Neil, Pease, Roush, Shea, Sprague, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.
Total 47

Nays: Doherty, Ryan, Stapleton.
Total 3

Absent or not voting: None.
Total 0

Excused: None.
Total 0

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

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

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

SB 46 - Senator Bishop moved SB 46 do pass. Motion carried unanimously.

SB 277 - Senator Shea moved SB 277 do pass. Motion carried with Senators Miller and O'Neil voting nay

SB 287 - Senator Stonington moved SB 287 do pass. After discussion, Senator Stonington withdrew her motion and requested consideration of SB 287 be placed below SB 428 on the second reading board this day for purpose of amendment. Request granted.

Senators Franklin and Stonington excused at this time.

SB 314 - Senator Doherty moved SB 314 do pass. Motion carried as follows:

Yeas: Berry, Bishop, Bohlinger, Christiaens, Cobb, Cocchiarella, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Grosfield, Halligan, Hargrove, Harrington, Jergeson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Tester, Thomas, Toole, Waterman.
Total 35

Nays: Butcher, Cole, Crismore, Glaser, Grimes, Holden, Johnson, Miller, Tash, Taylor, Wells, Zook, Mr. President.
Total 13

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Absent or not voting: None.
Total 0

Excused: Franklin, Stonington.
Total 2

Senator Stonington present at this time.

SB 315 - Senator Cocchiarella moved consideration of SB 315 be placed below SB 449 on the second reading board.
Motion carried.

SB 361 - Senator McNutt moved SB 361 do pass. Motion carried as follows:

Yeas: Berry, Bishop, Bohlinger, Butcher, Christiaens, Cobb, Cole, Crismore, DePratu, Ekegren, Ellis, Glaser, Grimes, Grosfield, Hargrove, Holden, Johnson, Keenan, Mahlum, McNutt, Miller, Mohl, Nelson, O'Neil, Roush, Sprague, Stapleton, Tash, Taylor, Tester, Thomas, Waterman, Wells, Zook, Mr. President.
Total 35

Nays: Cocchiarella, Doherty, Ellingson, Elliott, Halligan, Harrington, Jergeson, McCarthy, Pease, Ryan, Shea, Stonington.
Total 12

Absent or not voting: Kitzenberg, Toole.
Total 2

Excused: Franklin.
Total 1

SB 381 - Senator Cobb moved SB 381 do pass. Motion carried unanimously.

SB 215 - Senator Berry moved SB 215, second reading copy, be amended as follows :

1. Page 2, line 9.

Following: "PROPERTY"

Strike: "FOR WHICH"

Insert: "to the extent that"

Following: "OCCUPANT"

Insert: "of the property"

2. Page 2, line 10 through line 12.

Strike: "A MOTOR" on line 10 through "COMMISSION" on line 12

Insert: "an entity, other than the governing body, that is authorized to provide solid waste management services"

Amendment **adopted** unanimously.

SB 215 - Senator Berry moved SB 215, as amended, do pass. Motion **failed** as follows:

Yeas: Berry, Butcher, Cobb, Cocchiarella, Cole, Crismore, Glaser, Grimes, Keenan, Mahlum, Miller, Mohl, O'Neil,

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Stapleton, Tash, Thomas, Wells, Zook.
Total 18

Nays: Bishop, Bohlinger, Christiaens, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Kitzenberg, McCarthy, McNutt, Nelson, Pease, Roush, Ryan, Shea, Sprague, Stonington, Tester, Toole, Waterman, Mr. President.
Total 30

Absent or not voting: Taylor.
Total 1

Excused: Franklin.
Total 1

SB 216 - Senator Berry moved SB 216, second reading copy, be amended as follows :

1. Page 1, line 19.
Following: "PROPERTY"
Strike: "FOR WHICH"
Insert: "to the extent that"

Following: "OCCUPANT"
Insert: "of the property"

2. Page 1, line 20 through line 21.
Strike: "A MOTOR" on line 20 through "COMMISSION" on line 21
Insert: "an entity, other than the governing body, that is authorized to provide solid waste management services"

Amendment **adopted** unanimously.

SB 216 - Senator Berry moved SB 216, as amended, do pass. Motion **failed** as follows:

Yeas: Berry, Butcher, Cobb, Cocchiarella, Cole, Crismore, Glaser, Grimes, Keenan, Mahlum, Miller, Mohl, O'Neil, Stapleton, Tash, Thomas, Zook.
Total 17

Nays: Bishop, Bohlinger, Christiaens, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Kitzenberg, McCarthy, McNutt, Nelson, Pease, Roush, Shea, Sprague, Stonington, Tester, Toole, Waterman, Mr. President.
Total 29

Absent or not voting: Ryan, Taylor, Wells.
Total 3

Excused: Franklin.
Total 1

SB 216 - Senator Thomas moved that SB 216 be **indefinitely postponed**. Motion carried as follows:

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Yeas: Bishop, Bohlinger, Christiaens, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Grosfield, Hargrove, Harrington, Holden, Jergeson, Johnson, Kitzenberg, McCarthy, McNutt, Mohl, Nelson, Pease, Roush, Shea, Sprague, Stapleton, Stonington, Taylor, Tester, Toole, Waterman, Zook, Mr. President.
Total 35

Nays: Berry, Butcher, Cobb, Glaser, Grimes, Keenan, Mahlum, Miller, O'Neil, Tash, Thomas.
Total 11

Absent or not voting: Halligan, Ryan, Wells.
Total 3

Excused: Franklin.
Total 1

SB 215 - Senator Thomas moved that SB 215 be **indefinitely postponed**. Motion carried as follows:

Yeas: Bishop, Bohlinger, Christiaens, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Kitzenberg, McCarthy, McNutt, Mohl, Nelson, Pease, Roush, Shea, Sprague, Stapleton, Stonington, Taylor, Tester, Toole, Waterman, Zook, Mr. President.
Total 37

Nays: Berry, Butcher, Cobb, Glaser, Keenan, Mahlum, Miller, O'Neil, Tash, Thomas, Wells.
Total 11

Absent or not voting: Ryan.
Total 1

Excused: Franklin.
Total 1

Senator Thomas moved the committee rise, report progress, and beg leave to sit again. Motion carried. Committee arose. Senate resumed. President Beck in the chair. Chairman Grosfield moved the Committee of the Whole report be adopted. Report adopted unanimously.

MOTIONS

SB 367 - Senator Halligan moved that he be allowed to change his vote on SB 367, third reading this legislative day, from nay to yea. Motion carried.

SB 361 - Senator Johnson moved that he be allowed to change his vote on SB 361, second reading this legislative day, from nay to yea. Motion carried.

Majority Leader Thomas moved that the Senate stand in recess until the hour of 1:15 p.m. this day. Motion carried.

Senate recessed at 12:15 p.m.

Senate reconvened at 1:18 p.m.

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Roll Call. All members present. Quorum present.

MOTIONS

SB 315 - Senator Keenan moved that SB 315 be taken from the second reading board and rereferred to the committee on Finance. Motion carried.

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

Session 2

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

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

SB 445 - Senator Taylor moved SB 445 do pass. Motion carried as follows:

Yeas: Berry, Bishop, Bohlinger, Butcher, Christiaens, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellis, Franklin, Glaser, Grimes, Grosfield, Hargrove, Harrington, Johnson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, O'Neil, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Thomas, Waterman, Wells, Zook, Mr. President.

Total 41

Nays: Cobb, Ellingson, Elliott, Halligan, Holden, Jergeson, Pease, Tester, Toole.

Total 9

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 402 - Senator Butcher moved SB 402, second reading copy, be amended as follows :

1. Page 4, line 3.

Strike: "THREE"

Insert: "10"

2. Page 4, line 9.

Strike: "THREE"

Insert: "10"

Amendment **adopted** as follows:

Yeas: Berry, Butcher, Cobb, Cole, Crismore, DePratu, Ellis, Franklin, Grimes, Hargrove, Holden, Jergeson, Keenan,

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Mahlum, McNutt, Miller, O'Neil, Sprague, Stapleton, Tash, Taylor, Thomas, Wells, Zook, Mr. President.
Total 25

Nays: Bohlinger, Christiaens, Cocchiarella, Doherty, Ekegren, Ellingson, Elliott, Glaser, Grosfield, Halligan, Harrington, Johnson, Kitzenberg, McCarthy, Mohl, Nelson, Pease, Roush, Ryan, Shea, Stonington, Tester, Toole, Waterman.
Total 24

Absent or not voting: Bishop.
Total 1

Excused: None.
Total 0

SB 402 - Senator Shea moved SB 402, as amended, do pass. Motion carried as follows:

Yeas: Berry, Bishop, Bohlinger, Christiaens, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Kitzenberg, Mahlum, McCarthy, McNutt, Nelson, Pease, Roush, Ryan, Shea, Sprague, Stonington, Tash, Taylor, Tester, Toole, Waterman, Zook, Mr. President.
Total 41

Nays: Butcher, Cobb, Keenan, Miller, Mohl, O'Neil, Stapleton, Wells.
Total 8

Absent or not voting: Thomas.
Total 1

Excused: None.
Total 0

SB 405 - Senator Jergeson moved SB 405 do pass. Motion carried unanimously.

SB 426 - Senator Halligan moved SB 426 do pass. Motion carried unanimously.

SB 428 - Senator Harrington moved SB 428, second reading copy, be amended as follows :

1. Title, line 9.

Strike: "63"

Insert: "66"

2. Page 2, line 5.

Strike: "63%"

Insert: "66%"

Amendment **not adopted** as follows:

Yeas: Christiaens, Cocchiarella, Crismore, Doherty, Ellingson, Elliott, Franklin, Grosfield, Halligan, Harrington,

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Jergeson, Kitzenberg, McCarthy, Nelson, Pease, Roush, Ryan, Shea, Stonington, Tester, Toole, Waterman.
Total 22

Nays: Berry, Bishop, Bohlinger, Butcher, Cobb, Cole, DePratu, Ekegren, Ellis, Grimes, Hargrove, Holden, Johnson, Keenan, Mahlum, McNutt, Miller, Mohl, O'Neil, Sprague, Stapleton, Tash, Taylor, Thomas, Wells, Zook, Mr. President.
Total 27

Absent or not voting: Glaser.
Total 1

Excused: None.
Total 0

SB 428 - Senator Harrington moved SB 428 do pass. Motion carried with Senators Butcher and K. Miller voting nay.

SB 287 - Senator Stonington moved SB 287, second reading copy, be amended as follows :

1. Page 3, line 20.

Strike: subsection (i) in its entirety

Renumber: subsequent subsections

Amendment **adopted** unanimously.

SB 287 - Senator Stonington moved SB 287, as amended, do pass. Motion passed as follows:

Yeas: Bohlinger, Christiaens, Cobb, Cocchiarella, Doherty, Ellingson, Elliott, Franklin, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, McCarthy, Nelson, Pease, Ryan, Shea, Stonington, Tash, Taylor, Tester, Toole, Waterman.
Total 27

Nays: Berry, Bishop, Butcher, Cole, Crismore, DePratu, Ekegren, Ellis, Glaser, Keenan, Kitzenberg, Mahlum, McNutt, Miller, Mohl, O'Neil, Roush, Sprague, Stapleton, Thomas, Wells, Zook.
Total 22

Absent or not voting: Mr. President.
Total 1

Excused: None.
Total 0

SB 438 - Senator Christiaens moved SB 438 do pass. Motion carried unanimously.

SB 442 - Senator Cobb moved SB 442 do pass. Motion carried as follows:

Yeas: Berry, Bishop, Bohlinger, Christiaens, Cobb, Cocchiarella, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grosfield, Halligan, Hargrove, Jergeson, Keenan, Kitzenberg, Mahlum, McCarthy, Mohl, Nelson, Pease,

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Roush, Ryan, Shea, Sprague, Stapleton, Taylor, Tester, Thomas, Toole, Waterman, Zook, Mr. President.
Total 36

Nays: Butcher, Cole, Crismore, DePratu, Grimes, Holden, Johnson, McNutt, Miller, O'Neil, Tash, Wells.
Total 12

Absent or not voting: Harrington, Stonington.
Total 2

Excused: None.
Total 0

SB 461 - Senator Franklin moved consideration of SB 461 be placed below SB 473 on the second reading board.
Motion carried.

SB 441 - Senator Christiaens moved consideration of SB 441 be placed below SB 490 on the second reading board.
Motion carried.

SJR 18 - Senator Taylor moved SJR 18 be adopted. Motion carried as follows:

Yeas: Berry, Bohlinger, Butcher, Cobb, Cole, Crismore, DePratu, Ekegren, Ellis, Glaser, Grimes, Grosfield, Hargrove, Holden, Keenan, Mahlum, McNutt, Miller, Mohl, O'Neil, Sprague, Stapleton, Tash, Taylor, Thomas, Wells, Zook, Mr. President.
Total 28

Nays: Bishop, Christiaens, Cocchiarella, Doherty, Ellingson, Elliott, Franklin, Halligan, Harrington, Jergeson, Johnson, Kitzenberg, McCarthy, Nelson, Pease, Roush, Ryan, Shea, Stonington, Tester, Toole, Waterman.
Total 22

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 446 - Senator DePratu moved SB 446 do pass. Motion carried unanimously.

SB 449 - Senator Tester moved SB 449 do pass. Motion carried unanimously.

SB 454 - Senator Waterman moved SB 454 do pass. Motion carried unanimously.

Senator Miller assumed the chair.

SB 455 - Senator Doherty moved SB 455 do pass. Motion carried unanimously.

SB 465 - Senator Franklin moved SB 465 do pass. Motion carried unanimously.

SB 163 - Senator Grosfield moved SB 163 do pass. Motion carried with Senators Bishop and Harrington voting nay.

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SB 397 - Senator Stonington moved SB 397, second reading copy, be amended as follows :

1. Page 2, line 6.
Following: "gathered in"
Insert: "each of"
2. Page 2, line 8.
Following: "gathered in"
Insert: "each of"

Amendment **adopted** unanimously.

SB 397 - Senator Grosfield moved SB 397, as amended, do pass. Motion carried as follows:

Yeas: Berry, Butcher, Cobb, Cocchiarella, Cole, Crismore, DePratu, Ekegren, Ellis, Grimes, Grosfield, Hargrove, Harrington, Holden, Johnson, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, Roush, Shea, Sprague, Stapleton, Tash, Taylor, Tester, Thomas, Waterman, Wells, Zook, Mr. President.
Total 34

Nays: Bishop, Bohlinger, Christiaens, Doherty, Ellingson, Elliott, Franklin, Glaser, Halligan, Jergeson, Keenan, O'Neil, Pease, Ryan, Stonington, Toole.
Total 16

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 472 - Senator Grosfield moved SB 472 do pass. After discussion, Senator Elliott reverted to the body of the bill for purpose of amendment as follows:

1. Title, line 14 through line 19.
Following: "DEFECTS;" on line 14
Strike: remainder of line 14 through "PURPOSE;" on line 19
2. Title, line 21.
Strike: "LEGAL SUFFICIENCY,"
Following: "AND"
Insert: "STATEMENTS OF"
Strike: "EFFECT"
Insert: "IMPACT"
3. Page 2, line 21 through line 23.
Strike: line 21 through "13-27-204." on line 23
4. Page 3, line 9.
Strike: "-- determination of legal sufficiency"

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5. Page 4, line 2 through line 4.

Following: "request." on line 2

Strike: remainder of line 2 through line 4 in their entirety

6. Page 4, line 16.

Strike: "(9)"

Insert: "(8)"

7. Page 4, lines 29 and 30.

Following: "general" on line 29

Strike: remainder of line 29 through "13-27-312" on line 30

8. Page 5, lines 13 and 14.

Strike: "implications" on line 13 through "13-27-312(2)," on line 14

Insert: "implication,"

9. Page 6, lines 4 through 7.

Strike: subsection (d) in its entirety

Renumber: subsequent subsections

10. Page 7, lines 4 through 7.

Strike: subsection (d) in its entirety

Renumber: subsequent subsections

11. Page 8, lines 7 through 10.

Strike: subsection (d) in its entirety

Renumber: subsequent subsections

12. Page 11, line 1.

Strike: "legal sufficiency,"

Strike: "statement"

Insert: "impact"

13. Page 11, lines 4 and 5.

Following: "purpose," on line 4

Insert: "the draft"

Following: "implication," on line 4

Strike: remainder of line 4 through "any," on line 5

14. Page 11, line 9.

Strike: "legal sufficiency,"

15. Page 11, lines 27 and 28.

Strike: "determination" on line 27 through "sufficiency" on line 28

16. Page 12, lines 11 through 23.

Strike: subsection (2) in its entirety

Renumber: subsequent subsections

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17. Page 12, lines 24 and 25.

Following: "general" on line 24

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

18. Page 14, lines 17 and 18.

Following: "general," on line 17

Strike: remainder of line 17 through "13-27-312(2)," on line 18

19. Page 15, line 6.

Following: "purpose"

Strike: " "

Insert: "or"

Following: "implication"

Strike: remainder of line 6

20. Page 15, line 30.

Following: "purpose"

Strike: " , "

Insert: "and"

Following: "implication"

Strike: " , "

21. Page 16, line 1.

Strike: "and legal deficiency"

22. Page 16, line 2.

Strike: "statement"

Insert: "statements"

Following: "purpose"

Strike: " , "

Insert: "or"

23. Page 16, line 3.

Strike: " , or statement of legal deficiency"

24. Page 16, line 13.

Following: "purpose"

Strike: " , "

Insert: "and"

Strike: " , and legal sufficiency required by 13-27-312"

25. Page 16, lines 24 and 25.

Strike: "and" on line 24 through "13-27-312(2)" on line 25

26. Page 17, lines 1 through 8.

Strike: subsection (3) in its entirety

Renumber: subsequent subsections

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Amendment **failed** as follows:

Yeas: Bishop, Butcher, Christiaens, Cobb, Doherty, Elliott, Franklin, Halligan, Jergeson, McCarthy, Nelson, O'Neil, Pease, Roush, Ryan, Stonington, Tester, Toole, Waterman, Wells.

Total 20

Nays: Berry, Bohlinger, Cocchiarella, Cole, Crismore, DePratu, Ekegren, Ellingson, Ellis, Glaser, Grimes, Grosfield, Hargrove, Harrington, Holden, Johnson, Keenan, Kitzenberg, Mahlum, McNutt, Miller, Mohl, Shea, Sprague, Stapleton, Tash, Taylor, Thomas, Zook, Mr. President.

Total 30

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 472 - Senator Elliott moved SB 472, second reading copy, be amended as follows :

1. Title, line 8.

Following: " ; "

Insert: "REQUIRING DISCLOSURE OF THE PAID OR VOLUNTEER STATUS OF SIGNATURE GATHERERS ON PETITIONS;"

2. Page 3, line 4.

Following: " ; "

Insert: "The rules must provide for a space on the petition in which the person circulating the petition indicates whether or not the person is being paid to gather signatures on the petition. Failure to properly indicate the person's status as a paid or volunteer signature gatherer is punishable as provided in 13-27-106."

Amendment **adopted** with Senators Butcher, Cobb, and O'Neil voting nay.

SB 472 - Senator Grosfield moved SB 472, as amended do pass. Motion carried as follows:

Yeas: Berry, Bishop, Bohlinger, Christiaens, Cocchiarella, Cole, Crismore, DePratu, Ekegren, Ellis, Glaser, Grimes, Grosfield, Hargrove, Harrington, Holden, Jergeson, Johnson, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, Pease, Roush, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Waterman, Zook, Mr. President.

Total 38

Nays: Butcher, Cobb, Doherty, Ellingson, Elliott, Franklin, Halligan, Keenan, O'Neil, Ryan, Toole, Wells.

Total 12

Absent or not voting: None.

Total 0

Excused: None.

Total 0

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Senator Grosfield reassumed the chair.

SB 473 - Senator Waterman moved SB 473 do pass. Motion carried with President Beck voting nay.

SB 461 - Senator Franklin moved SB 461 do pass. Motion carried unanimously.

SB 484 - Senator Beck moved SB 484 do pass. Motion carried unanimously.

SB 490 - Senator Taylor moved consideration of SB 490 be passed for the day. Motion carried.

SB 441 - Senator Christiaens moved SB 441, second reading copy, be amended as follows :

1. Page 2, line 14.

Following: the second "basis."

Insert: "Insurers may not be assessed for stop-loss or excess of loss coverage issued to school-employee health plans and school-employee health care trust plans."

2. Page 3, line 24.

Following: "NOT"

Insert: "specifically"

Amendment **adopted** unanimously.

SB 441 - Senator Christiaens moved SB 441, as amended, do pass. Motion carried with Senator O'Neil voting nay.

SJR 3 - Senator McCarthy moved SJR 3 be adopted. Motion carried unanimously.

SB 491 - Senator Taylor moved SB 491 do pass. Motion carried unanimously.

SJR 12 - Senator Beck moved SJR 12 be adopted. Motion carried unanimously.

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

MESSAGES FROM THE OTHER HOUSE

House bills passed and transmitted to the Senate for concurrence:

2/22/2001

HB 90, introduced by Shockley

HB 116, introduced by D. Mood

HB 131, introduced by Somerville

HB 209, introduced by Harris

HB 313, introduced by Masolo

HB 333, introduced by Jent

HB 345, introduced by Mangan

HB 406, introduced by Gillan

HB 418, introduced by C. Younkin

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HB 448, introduced by G. Forrester
HB 454, introduced by P. Clark
HB 455, introduced by Lewis
HB 459, introduced by D. Mood
HB 473, introduced by C. Younkin
HB 479, introduced by Gallus
HB 491, introduced by J. Tropila
HB 495, introduced by Olson
HB 497, introduced by Price
HB 499, introduced by Facey
HB 502, introduced by Story
HB 510, introduced by Lawson
HB 513, introduced by Fuchs
HB 524, introduced by Keane
HB 530, introduced by Kasten
HB 537, introduced by Sliter
HB 563, introduced by P. Clark
HB 564, introduced by Olson
HB 570, introduced by Shockley
HB 583, introduced by Esp
HB 585, introduced by Fuchs

House joint resolutions passed and transmitted to the Senate for concurrence:

2/22/2001

HJR 10, introduced by Vick
HJR 19, introduced by Curtiss
HJR 20, introduced by Curtiss
HJR 22, introduced by Curtiss
HJR 32, introduced by Bixby
HJR 33, introduced by Gillan

FIRST READING AND COMMITMENT OF BILLS

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

SB 494, introduced by Cobb, Beck, Doherty, F. Thomas, referred to Taxation.
SB 495, introduced by F. Thomas, Beck, Berry, Bohlinger, Butcher, DePratu, Doherty, Ellis, Glaser, Grosfield, Halligan, Jergeson, Lewis, Mahlum, McGee, McNutt, Nelson, Ryan, Shea, Sliter, Tester, referred to Taxation.

MOTIONS

SB 396 - Senator DePratu moved that he be allowed to change his vote on SB 396, third reading this legislative day, from nay to yea. Motion carried.

Majority Leader Thomas moved that Rule S51.70 be suspended to allow third reading this legislative day for only the bills that were adopted on second reading this day. Motion carried as follows:

Yeas: Berry, Bishop, Bohlinger, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren,

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Ellingson, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

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 46 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 163 passed as follows:

Yeas: Berry, Bohlinger, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellingson, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.
Total 47

Nays: Bishop, Elliott, Keenan.
Total 3

Absent or not voting: None.

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Total 0

Excused: None.

Total 0

SB 277 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Christiaens, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Kitzenberg, Mahlum, McCarthy, McNutt, Mohl, Nelson, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Waterman, Wells, Mr. President.

Total 43

Nays: Butcher, Cobb, Keenan, Miller, O'Neil, Toole, Zook.

Total 7

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 287 failed as follows:

Yeas: Bohlinger, Christiaens, Cobb, Cocchiarella, Doherty, Ellingson, Elliott, Franklin, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, McCarthy, Miller, Pease, Ryan, Shea, Stonington, Tester, Toole, Waterman.

Total 24

Nays: Berry, Bishop, Butcher, Cole, Crismore, DePratu, Ekegren, Ellis, Glaser, Grimes, Keenan, Kitzenberg, Mahlum, McNutt, Mohl, Nelson, O'Neil, Roush, Sprague, Stapleton, Tash, Taylor, Thomas, Wells, Zook, Mr. President.

Total 26

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 314 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Christiaens, Cobb, Cocchiarella, Crismore, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grosfield, Halligan, Hargrove, Harrington, Jergeson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook.

Total 42

Nays: Butcher, Cole, Grimes, Holden, Johnson, Miller, Tash, Mr. President.

Total 8

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Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 361 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Butcher, Cobb, Cocchiarella, Cole, Crismore, DePratu, Ekegren, Ellis, Glaser, Grimes, Grosfield, Hargrove, Harrington, Holden, Johnson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, O'Neil, Roush, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Waterman, Wells, Zook, Mr. President.
Total 40

Nays: Christiaens, Doherty, Ellingson, Elliott, Franklin, Halligan, Jergeson, Pease, Ryan, Toole.
Total 10

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 381 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 397, a Constitutional Amendment, requiring 2/3 of the entire legislature, received the vote as follows:

Yeas: Berry, Butcher, Cobb, Cocchiarella, Cole, Crismore, DePratu, Ekegren, Ellis, Grimes, Grosfield, Hargrove, Harrington, Holden, Johnson, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, Roush, Shea, Sprague, Stapleton, Tash, Taylor, Tester, Thomas, Waterman, Wells, Zook, Mr. President.
Total 34

Nays: Bishop, Bohlinger, Christiaens, Doherty, Ellingson, Elliott, Franklin, Glaser, Halligan, Jergeson, Keenan,

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O'Neil, Pease, Ryan, Stonington, Toole.
Total 16

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 402 passed as follows:

Yeas: Berry, Bohlinger, Christiaens, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Kitzenberg, Mahlum, McCarthy, McNutt, Mohl, Nelson, Pease, Roush, Ryan, Shea, Sprague, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Zook, Mr. President.
Total 41

Nays: Bishop, Butcher, Cobb, Glaser, Keenan, Miller, O'Neil, Stapleton, Wells.
Total 9

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 405 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.
Total 49

Nays: DePratu.
Total 1

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 426 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea,

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Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 428 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Kitzenberg, Mahlum, McCarthy, McNutt, Mohl, Nelson, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.
Total 46

Nays: Butcher, Keenan, Miller, O'Neil.
Total 4

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 438 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 441 passed as follows:

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Yeas: Berry, Bishop, Bohlinger, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Keenan, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, Pease, Roush, Ryan, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.

Total 46

Nays: DePratu, Kitzenberg, O'Neil, Shea.

Total 4

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 442 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Christiaens, Cobb, Cocchiarella, Cole, Crismore, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grosfield, Halligan, Hargrove, Harrington, Jergeson, Johnson, Keenan, Kitzenberg, Mahlum, McCarthy, Mohl, Nelson, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Tester, Thomas, Toole, Waterman, Zook, Mr. President.

Total 41

Nays: Butcher, DePratu, Grimes, Holden, McNutt, Miller, O'Neil, Taylor, Wells.

Total 9

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 445 passed as follows:

Yeas: Berry, Bohlinger, Butcher, Cocchiarella, Cole, Crismore, DePratu, Ekegren, Ellis, Glaser, Grimes, Grosfield, Hargrove, Harrington, Johnson, Keenan, Kitzenberg, Mahlum, McNutt, Miller, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Sprague, Stapleton, Tash, Taylor, Thomas, Waterman, Wells, Zook, Mr. President.

Total 35

Nays: Bishop, Christiaens, Cobb, Doherty, Ellingson, Elliott, Franklin, Halligan, Holden, Jergeson, McCarthy, Shea, Stonington, Tester, Toole.

Total 15

Absent or not voting: None.

Total 0

Excused: None.

Total 0

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SB 446 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 449 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 454 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.
Total 49

Nays: Grimes.
Total 1

Absent or not voting: None.
Total 0

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Excused: None.
Total 0

SB 455 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 465 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 461 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.
Total 50

Nays: None.
Total 0

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Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 472 passed as follows:

Yeas: Berry, Bohlinger, Christiaens, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellis, Grimes, Grosfield, Hargrove, Harrington, Holden, Jergeson, Johnson, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, Roush, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Waterman, Wells, Zook, Mr. President.
Total 37

Nays: Bishop, Butcher, Cobb, Ellingson, Elliott, Franklin, Glaser, Halligan, Keenan, O'Neil, Pease, Ryan, Toole.
Total 13

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 473 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook.
Total 49

Nays: Mr. President.
Total 1

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 484 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.
Total 50

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Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 491 passed as follows:

Yeas: Berry, Bishop, Bohlinger, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SJR 3 adopted as follows:

Yeas: Berry, Bishop, Bohlinger, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.
Total 49

Nays: Doherty.
Total 1

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SJR 12 adopted as follows:

Yeas: Berry, Bishop, Bohlinger, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea,

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Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SJR 18 adopted as follows:

Yeas: Berry, Bohlinger, Butcher, Cobb, Cole, Crismore, DePratu, Ekegren, Ellis, Glaser, Grimes, Grosfield, Hargrove, Holden, Johnson, Keenan, Mahlum, McNutt, Miller, Mohl, Nelson, O'Neil, Sprague, Stapleton, Tash, Taylor, Tester, Thomas, Wells, Zook, Mr. President.
Total 31

Nays: Bishop, Christiaens, Cocchiarella, Doherty, Ellingson, Elliott, Franklin, Halligan, Harrington, Jergeson, Kitzenberg, McCarthy, Pease, Roush, Ryan, Shea, Stonington, Toole, Waterman.
Total 19

Absent or not voting: None.
Total 0

Excused: None.
Total 0

MOTIONS

SB 472 - Senator Ellis moved that he be allowed to change his vote on SB 472, third reading this legislative day from yea to nay. Motion carried.

ANNOUNCEMENTS

Senator Berry introduced the Senate pages and had each of them tell some of their accomplishments and activities, and thanked them for the good work for the Senate through a busy week.

Majority Leader Thomas moved that the Senate adjourn until 5:00 p.m., Wednesday, February 28, 2001. Motion carried.

Senate adjourned at 5:58 p.m.

ROSANA SKELTON
Secretary of Senate

TOM BECK
President of the Senate