

**SENATE JOURNAL
57TH LEGISLATURE
SIXTY-SECOND LEGISLATIVE DAY**

Helena, Montana
March 19, 2001

Senate Chambers
State Capitol

Senate convened at 1:00 p.m. President Beck presiding. Invocation by Pastor Tim Wiedlich of the Grace Baptist Church of Laurel, Montana. Girl Scout Troops 104 and 123, also of Laurel, presented the colors, followed by the pledge of Allegiance to the Flag.

Roll Call. All members present except Senator Mohl, 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

REPORTS OF STANDING COMMITTEES

BILLS AND JOURNAL (Miller, Chairman): 3/19/2001

Correctly printed: SB 504.

Correctly engrossed: HB 47, HB 116, HB 131, HB 239, HB 293, HB 363, HB 374, HB 406, HB 439, HB 459, HB 473, HB 498, HB 499, HB 519, HB 523, HB 542, HB 548, HB 551, HB 552, HB 579, HJR 13, HJR 18.

Correctly enrolled: SB 23.

Examined by the sponsor and found to be correct: SB 23, SB 42.

Delivered to the Secretary of State at 9:06 a.m., March 19, 2001: SR 20.

Delivered to the Governor for approval at 10:10 a.m., March 19, 2001: SB 34, SB 97, SB 102, SB 106, SB 143.

LEGISLATIVE ADMINISTRATION (Grimes, Chairman): 3/19/2001

MR. PRESIDENT:

We, your committee on Legislative Administration recommend that employment of the following attaches of the Senate be terminated as of 12 noon, Saturday, March 17, 2001:

TITLE

NAME

Pages:

Miles Larson, Choteau, MT
Jackie Deveny, Sanders, MT
Jessica Patrick, Rudyard, MT
Zak Grosfield, Big Timber, MT
Rob Buhl, Great Falls, MT
Amanda Babon, Missoula, MT
Walter Derzay, Deer Lodge, MT
Marcus Cole, Butte, MT

and recommend that the following attaches of the Senate be employed as of 8:00 a.m., Monday, March 19, 2001:

TITLE

NAME

Pages:

Lacie Shackelford, Plentywood, MT
Tom Coleman, Belgrade, MT

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Seth Broesder, Conrad, MT
Catie Priddy, Missoula, MT
Salina Mogen, Rosebud, MT
Jennifer Vincent, Roberts, MT
Jeffrey Maahs, Libby, MT
Heidi Wiedenheft, Fort Peck, MT

Report Adopted.

NATURAL RESOURCES (Crismore, Chairman):
HB 459, be amended as follows:

3/19/2001

1. Page 2, line 15.

Strike: "appeal"

Insert: "review"

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

HB 473, be amended as follows:

1. Title, line 6.

Strike: "TAKEN UNDER"

Insert: "SUBJECT TO"

2. Title, line 7.

Following: "STATUTORY"

Insert: "OR REGULATORY"

3. Page 3, line 23.

Strike: "clear showing"

Insert: "written finding"

4. Page 3, line 25.

Strike: "substantial"

5. Page 3.

Following: line 28

Insert: "(c) Nothing in this subsection (4) prevents a project sponsor and an agency from mutually developing measures to protect public health or safety, to mitigate impacts to fish or wildlife resources, or to mitigate other impacts to the human environment based on the results of an environmental review. These mitigation measures may, at the request of a project sponsor, be incorporated into a permit or other authority to act.

(d) This subsection (4) does not apply to agency-initiated actions."

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

MESSAGES FROM THE GOVERNOR

March 16, 2001

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The Honorable Tom Beck
President of the Senate
State Capitol
Helena, Montana 59620

Dear Senator Beck:

Please be informed that I have signed **Senate Bill 11** sponsored by Senator Shea, **Senate Bill 30** sponsored by Senator Mahlum, **Senate Bill 37** sponsored by Senator Mahlum, **Senate Bill 45** sponsored by Senator Ellis, **Senate Bill 54** sponsored by Senator Roush, **Senate Bill 75** sponsored by Senator Jergeson, **Senate Bill 156** sponsored by Senator Cocchiarella, **Senate Bill 172** sponsored by Senator R. Johnson, and **Senate Bill 235** sponsored by Senator Cocchiarella on March 16, 2001.

Sincerely,

JUDY MARTZ
Governor

MESSAGES FROM THE OTHER HOUSE

Senate bills concurred in and returned to the Senate: 3/17/2001

SB 8, introduced by Waterman
SB 74, introduced by McNutt
SB 164, introduced by McNutt
SB 166, introduced by Stonington
SB 194, introduced by Nelson
SB 199, introduced by Taylor
SB 228, introduced by Ekegren
SB 257, introduced by Bohlinger
SB 268, introduced by Hargrove
SB 370, introduced by Halligan

Senate bills concurred in as amended and returned to the Senate for concurrence in House amendments: 3/17/2001

SB 10, introduced by Stonington
SB 90, introduced by Ekegren
SB 260, introduced by Mahlum
SB 421, introduced by F. Thomas

Senate joint resolution concurred in as amended and returned to the Senate for concurrence in House amendments: 3/17/2001

SJR 4, introduced by Taylor

MOTIONS

SB 322 - Senator Thomas moved that consideration of **SB 322** on second reading this legislative day, be postponed until the sixty-fifth legislative day, March 22, 2001. Motion carried.

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FIRST READING AND COMMITMENT OF BILLS

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

SB 505, introduced by Taylor, Beck, Berry, Bitney, Dee Brown, Cole, DePratu, Fuchs, Miller, Mood, Sliter, Somerville, Story, F. Thomas, referred to Taxation.

SB 506, introduced by Cobb, referred to Energy and Telecommunications.

**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 Miller in the chair.

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

SB 168 - House Amendments - Senator Stonington moved House amendments to **SB 168** be concurred in. Motion carried unanimously.

HB 412 - Senator Taylor moved **HB 412**, second reading copy, be amended as follows :

1. Title, line 5.

Strike: "AND"

Following: "MCA"

Insert: "; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND AN APPLICABILITY DATE"

2. Page 1, line 18.

Insert: "NEW SECTION. Section 2. Effective date -- applicability. [This act] is effective on passage and approval and applies to tax years beginning on or after January 1, 2001."

Amendment **adopted** unanimously.

HB 412 - Senator Stonington moved **HB 412**, as amended, be concurred in. Motion carried unanimously.

Senator Cobb excused at this time.

HJR 1 - Senator Stonington moved **HJR 1** be concurred in. Motion carried unanimously.

HB 517 - Senator Sprague moved **HB 517**, second reading copy, be amended as follows :

1. Title, line 5.

Strike: "AND"

Insert: " ,"

2. Title, line 6.

Following: "INFRASTRUCTURE"

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Insert: ", AND POWER GENERATION"

3. Page 1, line 17.

Following: "infrastructure."

Insert: "power generation,"

4. Page 1, line 20.

Following: "infrastructure."

Insert: "power generation,"

Amendment **adopted** with Senators Elliott, O'Neil and Toole voting nay.

HB 517 - Senator Sprague moved **HB 517**, as amended, be concurred in. Motion carried with Senators Elliott, O'Neil and Toole voting nay.

HJR 32 - Senator Ekegren moved **HJR 32** be concurred in. Motion carried unanimously.

HB 378 - Senator Harrington moved **HB 378** be concurred in. Motion carried unanimously.

HB 455 - Senator R. Holden moved **HB 455** be concurred in. Motion carried unanimously.

HB 578 - Senator R. Holden moved **HB 578** be concurred in. Motion carried with Senators Halligan and O'Neil voting nay.

Senator Cobb present at this time.

SB 315 - Senator Franklin moved **SB 315** do pass. Motion carried with Senator Stapleton voting nay.

Senator Cobb excused at this time.

SB 466 - Senator Waterman moved **SB 466** do pass. Motion carried with Senator Miller voting nay.

HB 87 - Senator Berry moved consideration of **HB 87** be passed for the day. Motion carried.

HB 266 - Senator R. Holden moved **HB 266** be concurred in. Motion carried unanimously.

HB 292 - Senator Tash moved **HB 292** be concurred in. Motion carried unanimously.

HB 386 - Senator Mahlum moved **HB 386** be concurred in. Motion carried as follows:

Yeas: Berry, Bishop, Bohlinger, Butcher, Christiaens, Cocchiarella, DePratu, Doherty, Elliott, Ellis, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Kitzenberg, Mahlum, McCarthy, McNutt, Miller, O'Neil, Pease, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Thomas, Toole, Wells, Zook, Mr. President.
Total 37

Nays: Cole, Crismore, Ekegren, Ellingson, Franklin, Keenan, Nelson, Roush, Ryan, Tester, Waterman.
Total 11

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Absent or not voting: None.
Total 0

Excused: Cobb, Mohl.
Total 2

Senator Cobb present at this time.

HB 472 - Senator Beck moved **HB 472** be concurred in. Motion carried unanimously.

Senator Thomas moved the committee rise and report. Motion carried. Committee arose. Senate resumed. President Beck in the chair. Chairman Miller 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 33, as amended by the House, 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: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Mohl.
Total 1

SB 52, as amended by the House, 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: None.
Total 0

Absent or not voting: None.

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Total 0

Excused: Mohl.

Total 1

HB 47 concurred in 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, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.

Total 48

Nays: Jergeson.

Total 1

Absent or not voting: None.

Total 0

Excused: Mohl.

Total 1

HB 116, as amended by the Senate, concurred in 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: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Mohl.

Total 1

HB 131 concurred in 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, Nelson, O'Neil, Pease, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Zook.

Total 40

Nays: Bishop, Butcher, Cobb, Glaser, Keenan, Miller, Roush, Wells, Mr. President.

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Total 9

Absent or not voting: None.

Total 0

Excused: Mohl.

Total 1

HB 239, as amended by the Senate, concurred in 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, Kitzenberg, Mahlum, McCarthy, McNutt, Nelson, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.

Total 46

Nays: Keenan, Miller, O'Neil.

Total 3

Absent or not voting: None.

Total 0

Excused: Mohl.

Total 1

HB 293, as amended by the Senate, concurred in as follows:

Yeas: Bishop, Bohlinger, Christiaens, Cocchiarella, Cole, Doherty, Ekegren, Ellingson, Elliott, Franklin, Grimes, Grosfield, Halligan, Hargrove, Harrington, Jergeson, Johnson, Kitzenberg, Mahlum, McCarthy, McNutt, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stonington, Tester, Thomas, Toole, Waterman, Zook.

Total 34

Nays: Berry, Butcher, Cobb, Crismore, DePratu, Ellis, Glaser, Holden, Keenan, Miller, Stapleton, Tash, Taylor, Wells, Mr. President.

Total 15

Absent or not voting: None.

Total 0

Excused: Mohl.

Total 1

HB 363 concurred in 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.

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Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Mohl.

Total 1

HB 374 concurred in 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: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Mohl.

Total 1

HB 406, as amended by the Senate, concurred in as follows:

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

Total 45

Nays: Cobb, Grimes, Holden, O'Neil.

Total 4

Absent or not voting: None.

Total 0

Excused: Mohl.

Total 1

HB 439 concurred in 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, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.
Total 49

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Mohl.
Total 1

HB 498, as amended by the Senate, concurred in 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, 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 48

Nays: Keenan.
Total 1

Absent or not voting: None.
Total 0

Excused: Mohl.
Total 1

HB 499, as amended by the Senate, concurred in 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, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.
Total 48

Nays: O'Neil.
Total 1

Absent or not voting: None.
Total 0

Excused: Mohl.
Total 1

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HB 519 concurred in as follows:

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

Total 41

Nays: Bishop, Butcher, Grimes, Johnson, Keenan, Miller, Toole, Waterman.

Total 8

Absent or not voting: None.

Total 0

Excused: Mohl.

Total 1

HB 523 concurred in 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: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Mohl.

Total 1

HB 542 concurred in 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, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.

Total 48

Nays: Miller.

Total 1

Absent or not voting: None.

Total 0

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Excused: Mohl.
Total 1

HB 548 concurred in 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: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Mohl.
Total 1

HB 551 concurred in 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, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.
Total 48

Nays: Shea.
Total 1

Absent or not voting: None.
Total 0

Excused: Mohl.
Total 1

HB 552, as amended by the Senate, concurred in as follows:

Yeas: Bishop, Bohlinger, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Johnson, Kitzenberg, Mahlum, McCarthy, McNutt, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.
Total 42

Nays: Berry, Butcher, Christiaens, Jergeson, Keenan, Miller, Stapleton.
Total 7

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Absent or not voting: None.
Total 0

Excused: Mohl.
Total 1

HB 579 concurred in 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: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Mohl.
Total 1

HJR 13, as amended by the Senate, concurred in 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: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Mohl.
Total 1

HJR 18 concurred in 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

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Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Mohl.
Total 1

MOTIONS

HB 293 - Senator Taylor moved he be allowed to change his vote on **HB 293**, third reading this day, from yea to nay.
Motion carried.

SPECIAL ORDERS OF THE DAY

SR 16 - Senator Franklin moved that **SR 16** concurring in, confirming and consenting to the nomination and appointment, made by the Governor and submitted to the Senate, of **Ms. Patty Myers** of Great Falls, MT, as a member of the Board of Public Education, be adopted. Motion carried as follows:

Yeas: Berry, Bohlinger, Christiaens, Cobb, Cocchiarella, Cole, DePratu, Doherty, Ekegren, Ellingson, Elliott, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Kitzenberg, Mahlum, McCarthy, McNutt, Nelson, Pease, Roush, Ryan, Shea, Stapleton, Stonington, Tash, Tester, Toole, Waterman, Zook, Mr. President.
Total 38

Nays: Bishop, Butcher, Crismore, Ellis, Keenan, Miller, O'Neil, Sprague, Taylor, Thomas, Wells.
Total 11

Absent or not voting: None.
Total 0

Excused: Mohl.
Total 1

ANNOUNCEMENTS

Committee meetings were announced by committee chairmen.

Majority Leader Thomas moved that the Senate adjourn until 12:30 p.m., Tuesday, March 20, 2001. Motion carried.

Senate adjourned at 3:21 p.m.

ROSANA SKELTON
Secretary of Senate

TOM BECK
President of the Senate