

**SENATE JOURNAL  
57<sup>TH</sup> LEGISLATURE  
FORTY-SIXTH LEGISLATIVE DAY**

Helena, Montana  
February 28, 2001

Senate Chambers  
State Capitol

Senate convened at 5:00 p.m. President Beck presiding. Invocation by Senator Bohlinger. Pledge of Allegiance to the Flag.

Roll Call. All members present except Senators Ellis, Halligan, Holden and McCarthy, excused. Quorum present.

Mr. President: We, your committee on Bills and Journal, having examined the daily journals for the thirty-ninth, fortieth, and forty-first legislative days, find the same to be correct.

Miller, Chairman

**REPORTS OF STANDING COMMITTEES**

**BILLS AND JOURNAL** (Miller, Chairman): 3/1/2001  
Correctly printed: SB 46, SB 163, SB 277, SB 314, SB 361, SB 381, SB 405, SB 426, SB 428, SB 438, SB 442, SB 445, SB 446, SB 449, SB 454, SB 455, SB 461, SB 465, SB 473, SB 484, SB 494, SB 495, SJR 3, SJR 12, SJR 18.

**LEGISLATIVE ADMINISTRATION** (Grimes, Chairman): 2/28/2001  
**MR. PRESIDENT:**  
We, your committee on Legislative Administration recommend that employment of the following attaches of the Senate be terminated as of 11:00 a.m., Friday, February 23, 2001:

<u>TITLE</u>	<u>NAME</u>
Pages:	Shon Tester, Big Sandy, MT Jenna Berkram, Frenchtown, MT Dan Villa, Anaconda, MT Tara Petersen, Billings, MT Amanda LeCoure, Stevensville, MT Tyler Thomas, Stevensville, MT Bethany Doherty, Issaquah, WA

and recommend that the following attaches of the Senate be employed as of 8:00 a.m., Wednesday, February 28, 2001:

<u>TITLE</u>	<u>NAME</u>
Pages:	Robin Brown, Whitefish, MT Brianna Williams, Ennis, MT Delci Ferdinand, Lewistown, MT Donna Mari, Libby, MT Marsia Neyenhuis, Hamilton, MT Sharon Scott, Helena, MT Emma Cannata, Bozeman, MT

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Report Adopted.

**MESSAGES FROM THE OTHER HOUSE**

House bills passed and transmitted to the Senate for concurrence:

2/23/2001

**HB 63**, introduced by Dell  
**HB 107**, introduced by Eggers  
**HB 146**, introduced by Shockley  
**HB 151**, introduced by Newman  
**HB 319**, introduced by Galvin-Halcro  
**HB 452**, introduced by J. Whitaker  
**HB 492**, introduced by P. Clark  
**HB 529**, introduced by Pattison  
**HB 539**, introduced by Mangan  
**HB 543**, introduced by R. Brown  
**HB 547**, introduced by Davies  
**HB 573**, introduced by Bales  
**HB 574**, introduced by Golie  
**HB 579**, introduced by Juneau  
**HB 582**, introduced by Gutsche  
**HB 589**, introduced by Facey  
**HB 596**, introduced by Bitney  
**HB 605**, introduced by D. Mood  
**HB 612**, introduced by R. Brown

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

2/23/2001

**HJR 23**, introduced by Wanzenried  
**HJR 27**, introduced by Bales  
**HJR 30**, introduced by Story

**FIRST READING AND COMMITMENT OF BILLS**

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

**HB 66**, introduced by Harris, referred to Judiciary.  
**HB 90**, introduced by Shockley, referred to State Administration.  
**HB 116**, introduced by Mood (by request of the Public Employees' Retirement Board), referred to State Administration.  
**HB 131**, introduced by Somerville (by request of the Department of Transportation), referred to Highways and Transportation.  
**HB 143**, introduced by Somerville (by request of the Department of Revenue), referred to Taxation.  
**HB 209**, introduced by Harris, Branae, Erickson, Gutsche, Laslovich, Lee, referred to Natural Resources.  
**HB 239**, introduced by B. Thomas, referred to State Administration.  
**HB 254**, introduced by Davies, Adams, Fisher, Haines, Lewis, Pattison, A. Peterson, Rice, Wells, referred to Judiciary.  
**HB 261**, introduced by Jent, Branae, Callahan, Laslovich, Newman, Raser (by request of the Attorney General), referred to Judiciary.  
**HB 282**, introduced by Laszloffy, Andersen, Balyeat, Barrett, Dee Brown, Clancy, Dale, Esp, Fuchs, Laible, Lehman,

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Lewis, Miller, Pattison, A. Peterson, Rice, Ripley, Rome, Schrumpf, Waitschies, referred to Fish and Game.  
**HB 290**, introduced by Waddill, referred to Judiciary.  
**HB 313**, introduced by Masolo, referred to Judiciary.  
**HB 315**, introduced by Gallik, referred to Agriculture, Livestock and Irrigation.  
**HB 332**, introduced by Dale, Cocchiarella, Forrester, Tash, referred to Natural Resources.  
**HB 333**, introduced by Jent, referred to Business and Labor.  
**HB 334**, introduced by Lenhart, Dell, Mangan, Matthews, Smith, Witt, referred to Natural Resources.  
**HB 340**, introduced by Younkin, referred to Natural Resources.  
**HB 345**, introduced by Mangan, Beck, Golie, Hargrove, Toole, Wanzenried, referred to Local Government.  
**HB 353**, introduced by Fritz, Bixby, Buzzas, Callahan, Carney, Facey, Gutsche, Juneau, Kaufmann, Lenhart, Lindeen, Mahlum, Matthews, Raser, Schrumpf, Tropila, Waddill, Wanzenried, referred to Education and Cultural Resources.  
**HB 360**, introduced by P. Clark, referred to Judiciary.  
**HB 374**, introduced by Eggers, Bixby, Fritz, Galvin-Halcro, Gutsche, Jayne, Juneau, Pease, referred to State Administration.  
**HB 377**, introduced by Somerville, Story, referred to Taxation.  
**HB 378**, introduced by Lee, P. Clark, Facey, Gallik, Laszloffy, referred to Highways and Transportation.  
**HB 401**, introduced by Lee, Cocchiarella, Cole, Facey, referred to Highways and Transportation.  
**HB 403**, introduced by Gillan, Grimes, Haines, B. Thomas, referred to Highways and Transportation.  
**HB 406**, introduced by Gillan, Bohlinger, Johnson, referred to Public Health, Welfare and Safety.  
**HB 409**, introduced by A. Peterson, referred to Local Government.  
**HB 418**, introduced by Younkin, referred to Agriculture, Livestock and Irrigation.  
**HB 419**, introduced by Shockley, referred to Judiciary.  
**HB 424**, introduced by K. Peterson, Barrett, Berry, Bohlinger, Christiaens, Gallus, Hargrove, Mahlum, McNutt, Newman, Pease, Somerville, Tash, B. Thomas, referred to Judiciary.  
**HB 434**, introduced by Schrumpf, referred to Judiciary.  
**HB 439**, introduced by Jacobson, referred to Local Government.  
**HB 440**, introduced by Jacobson, referred to Local Government.  
**HB 442**, introduced by Jayne, D. Brown, K. Peterson, referred to Highways and Transportation.  
**HB 448**, introduced by Forrester, Glaser, referred to Business and Labor.  
**HB 451**, introduced by Golie, Callahan, Carney, Christiaens, P. Clark, Dell, Eggers, Facey, Galvin-Halcro, Gillan, Harris, Lindeen, Mangan, Newman, Ripley, Schmidt, Shockley, Smith, Tramelli, Tropila, Wanzenried, referred to Fish and Game.  
**HB 454**, introduced by P. Clark, Fuchs, Golie, Hedges, Newman, Tramelli, referred to Fish and Game.  
**HB 455**, introduced by Lewis, referred to Agriculture, Livestock and Irrigation.  
**HB 457**, introduced by Haines, referred to Natural Resources.  
**HB 459**, introduced by Mood, Beck, Berry, Bitney, Brueggeman, Crismore, Ekegren, Ellis, Fisher, Grimes, Grosfield, Haines, Hargrove, R. Holden, Kasten, Laible, McGee, McNutt, Mohl, Pattison, Sliter, B. Thomas, Younkin, referred to Natural Resources.  
**HB 461**, introduced by Shockley, referred to Highways and Transportation.  
**HB 469**, introduced by Rice, Adams, Andersen, Barrett, Dee Brown, Callahan, Clancy, P. Clark, Cyr, Davies, Eggers, Esp, Facey, L. Holden, Jacobson, Jent, Lee, Lehman, Lewis, Lindeen, Matthews, McGee, Mood, Newman, Raser, Ripley, Schrumpf, Tash, Waitschies, Whitaker, referred to Local Government.  
**HB 472**, introduced by Rome, referred to State Administration.  
**HB 473**, introduced by C. Younkin, Beck, Berry, Bitney, Dee Brown, Cole, Crismore, Dale, Ekegren, Ellis, Forrester, Grosfield, Haines, Hargrove, R. Holden, Laible, Matthews, McGee, McNutt, Mohl, D. Mood, Sliter, Tash, B. Thomas, referred to Natural Resources.  
**HB 479**, introduced by Gallus, referred to Business and Labor.  
**HB 488**, introduced by Wolery, Harris, Hedges, Lehman, Musgrove, Olson, Ripley, Rome, Tester, referred to Education

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and Cultural Resources.

**HB 489**, introduced by Price, referred to Taxation.

**HB 490**, introduced by Price, referred to Business and Labor.

**HB 491**, introduced by Tropila, Callahan, Galvin-Halcro, Mangan, Matthews, Schmidt, referred to State Administration.

**HB 495**, introduced by Olson, Cole, Dale, Keane, K. Peterson, Ripley, referred to Natural Resources.

**HB 496**, introduced by Jent, Beck, Bishop, Cole, Doherty, Eggers, Grosfield, Halligan, Newman, Younkin, referred to Judiciary.

**HB 497**, introduced by Price, Berry, Fuchs, Harris, Laible, Lehman, Noennig, Olson, Rome, Sliter, Taylor, F. Thomas, Vick, Younkin, referred to Business and Labor.

**HB 498**, introduced by Branae, referred to Local Government.

**HB 499**, introduced by Facey, referred to Business and Labor.

**HB 500**, introduced by Wanzenried, Cyr, Forrester, Harrington, Kitzenberg, Roush, Ryan, Smith, Toole, referred to Business and Labor.

**HB 502**, introduced by Story, referred to Highways and Transportation.

**HB 505**, introduced by Dell, referred to Education and Cultural Resources.

**HB 510**, introduced by Lawson, referred to Public Health, Welfare and Safety.

**HB 513**, introduced by Fuchs, referred to Natural Resources.

**HB 515**, introduced by Lehman, Lawson, referred to Business and Labor.

**HB 517**, introduced by Mangan, referred to Business and Labor.

**HB 519**, introduced by Forrester, Cocchiarella, Jacobson, Matthews, Shea, Sliter, Somerville, Sprague, Story, referred to Business and Labor.

**HB 521**, introduced by Newman, referred to Judiciary.

**HB 523**, introduced by J. Whitaker, Berry, Ekegren, Lawson, referred to State Administration.

**HB 524**, introduced by Keane, Forrester, Harrington, referred to Highways and Transportation.

**HB 530**, introduced by Kasten, referred to Business and Labor.

**HB 531**, introduced by Waitschies, Adams, Bales, Kitzenberg, Pattison, Price, Smith, referred to Agriculture, Livestock and Irrigation.

**HB 537**, introduced by Sliter, referred to Business and Labor.

**HB 542**, introduced by Musgrove (by request of the State Auditor), referred to Business and Labor.

**HB 548**, introduced by Jayne, Facey, referred to Taxation.

**HB 551**, introduced by Forrester, referred to Business and Labor.

**HB 552**, introduced by Shockley, referred to Agriculture, Livestock and Irrigation.

**HB 559**, introduced by Noennig, Bitney, Christiaens, R. Holden, Laible, Miller, Whitaker, referred to Business and Labor.

**HB 560**, introduced by Noennig, Shockley, referred to Judiciary.

**HB 563**, introduced by P. Clark, referred to Judiciary.

**HB 564**, introduced by Olson, referred to Energy and Telecommunications.

**HB 569**, introduced by Esp, referred to Fish and Game.

**HB 570**, introduced by Shockley, referred to Judiciary.

**HB 583**, introduced by Esp, referred to Public Health, Welfare and Safety.

**HB 585**, introduced by Fuchs, Haines, McGee, referred to Natural Resources.

**HB 599**, introduced by Haines, referred to Natural Resources.

**HB 603**, introduced by Shockley (by request of the House Judiciary Standing Committee), referred to Judiciary.

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

**HJR 6**, introduced by Waddill, Bohlinger, referred to Agriculture, Livestock and Irrigation.

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**HJR 10**, introduced by Vick, Balyeat, Beck, Berry, Bitney, D. Brown, Clancy, Cole, Davies, DePratu, Ekegren, Ellis, Esp, Glaser, Golie, Grimes, Hargrove, Hedges, Jent, Keenan, Kitzenberg, Lenhart, Lewis, Mahlum, Mangan, Masolo,

McGee, Miller, Mood, Roush, Shea, Sliter, Somerville, Sprague, Story, Tash, B. Thomas, Walters, Wells, Witt, Younkin, referred to Natural Resources.

**HJR 16**, introduced by Haines, Bishop, P. Clark, Franklin, referred to Fish and Game.

**HJR 17**, introduced by Newman, Nelson, referred to Judiciary.

**HJR 18**, introduced by Lewis, E. Clark, referred to State Administration.

**HJR 19**, introduced by Curtiss, Adams, Jackson, referred to Natural Resources.

**HJR 20**, introduced by Curtiss, Adams, Andersen, Cole, Jackson, Olson, referred to Energy and Telecommunications.

**HJR 21**, introduced by Laible, referred to Natural Resources.

**HJR 22**, introduced by Curtiss, referred to Energy and Telecommunications.

**HJR 24**, introduced by Wanzenried, Raser, Waddill, referred to Local Government.

**HJR 25**, introduced by Haines, referred to Agriculture, Livestock and Irrigation.

**HJR 29**, introduced by Carney, referred to Judiciary.

**HJR 31**, introduced by Schmidt, referred to Local Government.

**HJR 32**, introduced by Bixby, referred to State Administration.

**HJR 33**, introduced by Gillan, Branae, Dell, Devlin, Eggers, Forrester, Fuchs, Glaser, Golie, Hedges, R. Holden, Laszloffy, Lenhart, Lindeen, Matthews, McCann, McGee, McNutt, Musgrove, Nelson, Noennig, Pease, A. Peterson, K. Peterson, Schrupf, Smith, Sprague, Steinbeisser, Waitschies, referred to Agriculture, Livestock and Irrigation.

**ANNOUNCEMENTS**

Committee meetings were announced by committee chairmen.

Majority Leader Thomas moved that the Senate adjourn until 1:00 p.m., Thursday, March 1, 2001. Motion carried.

Senate adjourned at 5:15 p.m.

ROSANA SKELTON  
Secretary of Senate

TOM BECK  
President of the Senate