

**SENATE JOURNAL  
57<sup>TH</sup> LEGISLATURE  
FIFTY-NINTH LEGISLATIVE DAY**

Helena, Montana  
March 15, 2001

Senate Chambers  
State Capitol

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

Roll Call. All members present except Senators DePratu, Stonington, Taylor, excused. Quorum present.

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

Miller, Chairman

**Senators DePratu and Taylor present at this time.**

**REPORTS OF STANDING COMMITTEES**

**BILLS AND JOURNAL** (Miller, Chairman): 3/15/2001  
Correctly printed: SB 322, SB 492, SB 501, SB 502, SJR 19, HB 47, HB 94, HB 131, HB 247, HB 363, HB 378, HB 383, HB 399, HB 402, HB 405, HB 430, HB 439, HB 440, HB 469, HB 479, HB 493, HB 500, HB 517, HB 524, HB 548, HB 579, HJR 18.  
Correctly engrossed: HB 498, HB 499, HB 578, HJR 13.  
Correctly enrolled: SB 20, SB 55, SB 161, SB 165, SB 209, SB 234, SB 252, SB 269, SR 20.  
Signed by the Secretary of Senate at 3:00 p.m., March 14, 2001: SB 6, SB 7, SB 58, SB 78, SB 80, SB 103, SB 105, SB 113, SB 115, SB 150, SB 153, SB 205, SB 211, SB 219, SB 238, SB 254, SB 425.  
Signed by the President at 4:50 p.m., March 14, 2001: SB 106, SB 143.  
Signed by the President at 1:30 p.m., March 15, 2001: SB 34, SB 97, SB 102.

**AGRICULTURE, LIVESTOCK AND IRRIGATION** (Holden, Chairman): 3/14/2001  
**HB 455**, be amended as follows:

1. Page 2, line 15.  
**Following:** "water"  
**Strike:** "APPROPRIATION RIGHT to be affected by"  
**Insert:** "quantity of water that is subject to"

2. Page 2, line 16.  
**Following:** "development of a"  
**Insert:** "new"

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

**HB 552**, be amended as follows:

1. Page 1, line 15.  
**Following:** "\$75"  
**Strike:** ", SUBJECT TO SUBSECTION (1)(B),"

SENATE JOURNAL  
FIFTY-NINTH LEGISLATIVE DAY - MARCH 15, 2001

2. Page 1, line 18.

**Following:** "charge"

**Insert:** "allowed pursuant to subsection (1)(a)"

**Following:** "BUT"

**Insert:** "if"

**Following:** "CHARGE"

**Insert:** "exceeds \$75, the charge"

3. Page 1, line 19 through line 20.

**Following:** "subdistrict and" on line 19

**Strike:** remainder of line 19 through "section," on line 20

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

**BUSINESS AND LABOR** (Taylor, Chairman):

3/15/2001

**HB 490**, be concurred in. Report adopted.

**HB 519**, be concurred in. Report adopted.

**HB 542**, be concurred in. Report adopted.

**HB 551**, be concurred in. Report adopted.

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

3/15/2001

**SR 19**, introduced resolution, be amended as follows:

1. Page 1, line 27 through line 28.

**Strike:** lines 27 and 28 in their entirety

**Insert:** "Mr. Ted Goodwin, appointed for a term ending July 1, 2001."

And, as amended, be adopted. Report adopted.

**HB 116**, be amended as follows:

1. Title, lines 9 and 10.

**Strike:** "REDUCING THE SERVICE REQUIRED FOR VESTING;"

2. Page 26, line 21.

**Strike:** "1 YEAR"

**Insert:** "5 years"

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

**HB 239**, be amended as follows:

1. Page 5, line 12.

**Strike:** "CAN SHOW"

**Insert:** "makes a good faith determination"

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

SENATE JOURNAL  
FIFTY-NINTH LEGISLATIVE DAY - MARCH 15, 2001

**HB 293**, be amended as follows:

1. Title, line 6.

**Strike:** "13-16-503,"

**Insert:** "AND"

2. Title, line 6 through line 7.

**Strike:** "13-16-505, 13-16-506, AND 13-16-507,"

3. Page 1, line 11.

**Following:** "as"

**Insert:** "otherwise provided by law and as"

4. Page 1, lines 12 and 13.

**Strike:** "OR BALLOT MEASURE"

5. Page 1, line 20.

**Strike:** "13-16-503,"

**Insert:** "and"

6. Page 1, line 21.

**Strike:** "13-16-505, 13-16-506, and 13-16-507,"

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

**HB 374**, be concurred in. Report adopted.

**HB 491**, be amended as follows:

1. Title, line 4.

**Strike:** "MINIMUM"

**Following:** "PAID TO"

**Insert:** "CERTAIN"

2. Title, line 6.

**Following:** "ADJUSTMENT"

**Insert:** "BY PROVIDING A ONE-TIME PERMANENT AD HOC PURCHASING POWER ADJUSTMENT"

**Strike:** "AMENDING" through "MCA;"

3. Title, line 7.

**Following:** "AN"

**Insert:** "IMMEDIATE"

4. Page 1, line 11 through line 25.

**Strike:** section 1 in its entirety

**Insert:** "NEW SECTION. Section 1. One-time permanent ad hoc purchasing power adjustment. Beginning with the first benefit payment after [the effective date of this act], the board shall provide a one-time permanent ad hoc benefit increase to retired members and beneficiaries of the retirement system who are receiving a monthly retirement

SENATE JOURNAL  
FIFTY-NINTH LEGISLATIVE DAY - MARCH 15, 2001

benefit and who are not covered by [19-9-1009 or 19-9-1010]. The ad hoc benefit increase must be calculated by the board actuary and approved by the board. The benefit increase must be designed to bring the benefit recipient's current benefit up to a level estimated to be no less than 75% of the purchasing power of the original recipient's initial monthly benefit. Purchasing power must be calculated considering the date that the first benefit was paid to the original benefit recipient, applicable benefit increases since that date, and a comparison with the consumer price index for urban wage earners and workers, compiled by the bureau of labor statistics of the United States department of labor since the date the first benefit was paid to the original benefit recipient.

**Insert:** "NEW SECTION. Section 2. Codification instruction. [Section 1] is intended to be codified as an integral part of Title 19, chapter 9, part 10, and the provisions of Title 19, chapter 9, part 10, apply to [section 1]."

**Insert:** "NEW SECTION. Section 3. Coordination instruction. If House Bill No. 294 is passed and approved, then the bracketed language in [section 1 of this act] citing 19-9-1009 and 19-9-1010 must read "[section 16 of House Bill No. 294]"."

**Renumber:** subsequent section

5. Page 1, line 27.

**Strike:** "July 1, 2001"

**Insert:** "on passage and approval"

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

**HB 523**, be concurred in. Report adopted.

**HJR 32**, be amended as follows:

1. Page 1.

**Following:** line 23

**Insert:** "WHEREAS, a performance audit of the Department of Public Health and Human Services will be conducted by the federal government in 2002 to determine the Department's compliance with the federal Adoption and Safe Families Act of 1997 and it will be difficult for the Department to effectively participate in two performance audits at the same time; and"

2. Page 1, line 30.

**Following:** "funding"

**Insert:** "and the resulting inadequate resources"

3. Page 2, line 10.

**Following:** "kin,"

**Insert:** "the extent to which those practices suffer from a lack of financial and other resources,"

4. Page 2.

**Following:** line 22

**Insert:** "BE IT FURTHER RESOLVED, that any audit of child protective services provided by the Department of Public Health and Human Services should include a study of the relationship between the state and tribal courts in the enforcement by those courts of the rights of children and their parents or guardians and the responsibilities of the Department in providing child protective services.

BE IT FURTHER RESOLVED, that the Legislative Audit Committee seek to have a member of the Legislative Audit Division staff participate in the federal audit to be conducted in 2002, through membership on the team of auditors or by another means.

SENATE JOURNAL  
FIFTY-NINTH LEGISLATIVE DAY - MARCH 15, 2001

BE IT FURTHER RESOLVED, that the Legislative Audit Committee schedule any state performance audit of the child protective services provided by the Department at a time different from and not in conflict with the audit to be conducted by the federal government in 2002."

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

**REPORTS OF SELECT COMMITTEES**

CONFERENCE COMMITTEE  
on Senate Amendments to House Bill 29  
Report No. 1, March 13, 2001

Mr. Speaker and Mr. President:

We, your Conference Committee met and considered Senate amendments to **House Bill 29** (reference copy – salmon) and recommend this Conference Committee report be adopted.

And, recommend that **House Bill 29** (reference copy – salmon) be amended as follows:

1. Page 2, line 16.

**Strike:** "FOR A PERIOD OF 18 MONTHS"

2. Page 2, lines 19 and 20.

**Strike:** "SUBJECT" on line 19 through "FAILURE" on line 20

**Insert:** "Failure"

For the House:

Noennig, Chairman  
K. Peterson  
Harris

For the Senate:

Grimes, Chairman  
K. Miller  
Halligan

**MESSAGES FROM THE GOVERNOR**

March 14, 2001

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 112** sponsored by Senator Nelson and **Senate Bill 120** sponsored by Senator Tester on March 14, 2001.

SENATE JOURNAL  
FIFTY-NINTH LEGISLATIVE DAY - MARCH 15, 2001

Sincerely,  
JUDY MARTZ  
Governor

**MESSAGES FROM THE OTHER HOUSE**

Senate bills concurred in and returned to the Senate: 3/14/2001

**SB 42**, introduced by McCarthy

**SB 53**, introduced by Roush

**SB 175**, introduced by Glaser

Senate bill concurred in and returned to the Senate: 3/15/2001

**SB 91**, introduced by Tash

Senate bills concurred in as amended and returned to the Senate for concurrence in House amendments: 3/14/2001

**SB 33**, introduced by McCarthy

**SB 52**, introduced by Roush

House joint resolution passed and transmitted to the Senate for concurrence: 3/15/2001

**HJR 2**, introduced by Somerville

**MOTIONS**

**SB 322** - Senator Shea moved that consideration of **SB 322** be postponed until the sixty-second legislative day, March 19, 2001. Motion carried.

**SB 168 - House Amendments** - Senator Tester moved that consideration of **House Amendments to SB 168** be postponed until the sixty-second legislative day, March 19, 2001. Motion carried.

**HB 412** - Senator Tester moved that consideration of **HB 412** be postponed until the sixty-second legislative day, March 19, 2001. Motion carried.

**HJR 1** - Senator Tester moved that consideration of **HJR 1** be postponed until the sixty-second legislative day, March 19, 2001. Motion carried.

**FIRST READING AND COMMITMENT OF BILLS**

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

**SB 503**, introduced by Toole, Bixby, Branae, Buzzas, Callahan, Carney, Christiaens, P. Clark, Cocchiarella, Cyr, Doherty, Eggers, Ellingson, Elliott, R. Erickson, Facey, Franklin, Fritz, Gallik, Gallus, Galvin-Halcro, Gillan, Golie, Gutsche, Halligan, Harrington, Harris, Hurdle, Jacobson, Jayne, Jent, Jergeson, Juneau, Kaufmann, Keane, Laslovich, Lee, Lenhart, Lindeen, Mangan, Matthews, McCann, McCarthy, Musgrove, Nelson, Newman, Pease, Raser, Roush, Ryan, Schmidt, Shea, Smith, Tester, Tramelli, J. Tropila, Wanzenried, Waterman, referred to Energy and

SENATE JOURNAL  
FIFTY-NINTH LEGISLATIVE DAY - MARCH 15, 2001

Telecommunications.

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

**HJR 2**, introduced by Somerville (by request of the Revenue and Taxation Interim Committee), referred to Taxation.

**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 Hargrove in the chair.

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

**HB 164** - Senator Ryan moved **HB 164** be concurred in. Motion carried with Senator Ellis voting nay.

**HB 351** - Senator Cole moved **HB 351** be concurred in. Motion carried with Senator O'Neil voting nay.

**HB 353** - Senator J. Wells moved **HB 353**, second reading copy, be amended as follows :

1. Title, page 1, line 9.

**Following:** "DATE"

**Insert:** "AND A TERMINATION DATE"

2. Page 2, line 13.

**Following:** line 12

**Insert:** "NEW SECTION. **Section 4. Termination.** [This act] terminates June 30, 2003."

Amendment **adopted** unanimously.

**Senators Taylor and Waterman excused at this time.**

**HB 353** - Senator Kitzenberg moved **HB 353**, as amended, be concurred in. Motion carried as follows:

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

Total 39

Nays: Cole, Crismore, Ekegren, Miller, Mohl, O'Neil, Wells, Zook.

Total 8

Absent or not voting: None.

Total 0

Excused: Stonington, Taylor, Waterman.

Total 3

SENATE JOURNAL  
FIFTY-NINTH LEGISLATIVE DAY - MARCH 15, 2001

**Senator Cobb excused at this time.**

**HB 510** - Senator DePratu introduced **HB 510**. After discussion, the committee reverted to the body of the bill for purpose of amendment. Senator Grosfield moved **HB 510**, second reading copy, be amended as follows :

1. Page 2, line 8.

**Following:** "or"

**Insert:** "who is authorized and trained"

Amendment **adopted** unanimously.

**HB 510** - Senator DePratu moved **HB 510**, as amended, be concurred in. Motion carried unanimously.

**HB 515** - Senator Ekegren moved **HB 515** be concurred in. Motion carried unanimously.

**SB 23 - House Amendments** - Senator Halligan moved House amendments to **SB 23** be concurred in. Motion carried unanimously.

**Senator Taylor present at this time.**

**SB 496** - Senator Glaser moved **SB 496** be concurred in. After discussion, Senator Glaser made a **substitute motion** that consideration of **SB 496** be passed for the day. Motion carried.

**Senator Cobb present at this time.**

**HB 140** - Senator Glaser moved **HB 140** be concurred in. Motion carried with Senators Cobb and Elliott voting nay.

**HB 362** - Senator Ellis moved **HB 362** be concurred in. Motion carried as follows:

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

Total 44

Nays: Bishop, Elliott, O'Neil.

Total 3

Absent or not voting: Harrington.

Total 1

Excused: Stonington, Waterman.

Total 2

**HB 368** - Senator Jergeson moved consideration of **HB 368** be passed for the day. Motion carried unanimously.

Senator Thomas moved the committee rise and report. Motion carried. Committee arose. Senate resumed. President Beck in the chair. Senator Keenan moved that **HB 140** be **segregated** from the Committee of the Whole Report.



SENATE JOURNAL  
FIFTY-NINTH LEGISLATIVE DAY - MARCH 15, 2001

Motion carried. Chairman Hargrove moved the remainder of the Committee of the Whole report be adopted. 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 492** passed as follows:

Yeas: Berry, Bohlinger, Christiaens, Cocchiarella, Cole, DePratu, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Glaser, Grosfield, Halligan, Hargrove, Harrington, Jergeson, Johnson, Kitzenberg, Mahlum, McCarthy, McNutt, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Tash, Tester, Thomas, Toole, Zook.  
Total 36

Nays: Bishop, Butcher, Cobb, Crismore, Grimes, Holden, Keenan, Miller, Mohl, Taylor, Wells, Mr. President.  
Total 12

Absent or not voting: None.  
Total 0

Excused: Stonington, Waterman.  
Total 2

**HB 94, 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, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Tash, Taylor, Tester, Thomas, Toole, Wells, Zook, Mr. President.  
Total 48

Nays: None.  
Total 0

Absent or not voting: None.  
Total 0

Excused: Stonington, Waterman.  
Total 2

**HB 383** 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, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Tash, Taylor, Tester, Thomas, Toole, Wells, Zook, Mr. President.  
Total 48

SENATE JOURNAL  
FIFTY-NINTH LEGISLATIVE DAY - MARCH 15, 2001

Nays: None.  
Total 0

Absent or not voting: None.  
Total 0

Excused: Stonington, Waterman.  
Total 2

**HB 399** 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, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Tash, Taylor, Tester, Thomas, Toole, Wells, Zook, Mr. President.  
Total 48

Nays: None.  
Total 0

Absent or not voting: None.  
Total 0

Excused: Stonington, Waterman.  
Total 2

**HB 402** 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, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Tash, Taylor, Tester, Thomas, Toole, Wells, Zook, Mr. President.  
Total 48

Nays: None.  
Total 0

Absent or not voting: None.  
Total 0

Excused: Stonington, Waterman.  
Total 2

**HB 405, 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, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea,

SENATE JOURNAL  
FIFTY-NINTH LEGISLATIVE DAY - MARCH 15, 2001

Sprague, Stapleton, Tash, Taylor, Tester, Thomas, Toole, Wells, Zook, Mr. President.  
Total 48

Nays: None.  
Total 0

Absent or not voting: None.  
Total 0

Excused: Stonington, Waterman.  
Total 2

**HB 430, as amended by the Senate**, concurred in as follows:

Yeas: Berry, 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, Mohl, Nelson, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Tash, Taylor, Tester, Thomas, Toole, Wells, Zook, Mr. President.  
Total 44

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

Absent or not voting: None.  
Total 0

Excused: Stonington, Waterman.  
Total 2

**HB 469, 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, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Tash, Taylor, Tester, Thomas, Toole, Wells, Zook, Mr. President.  
Total 47

Nays: Keenan.  
Total 1

Absent or not voting: None.  
Total 0

Excused: Stonington, Waterman.  
Total 2

**HB 479** concurred in as follows:

SENATE JOURNAL  
FIFTY-NINTH LEGISLATIVE DAY - MARCH 15, 2001

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, Tash, Taylor, Tester, Thomas, Toole, Wells, Zook.  
Total 45

Nays: Johnson, Stapleton, Mr. President.  
Total 3

Absent or not voting: None.  
Total 0

Excused: Stonington, Waterman.  
Total 2

**HB 493** 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, Mohl, Nelson, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stapleton, Tash, Taylor, Tester, Thomas, Toole, Wells, Zook, Mr. President.  
Total 48

Nays: None.  
Total 0

Absent or not voting: None.  
Total 0

Excused: Stonington, Waterman.  
Total 2

**HB 500** concurred in as follows:

Yeas: Bishop, Bohlinger, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Doherty, Ekegren, Ellingson, Elliott, Ellis, Franklin, Grimes, Grosfield, Halligan, Hargrove, Harrington, Jergeson, Kitzenberg, McCarthy, Pease, Roush, Ryan, Shea, Sprague, Tash, Taylor, Tester, Toole, Zook.  
Total 31

Nays: Berry, Crismore, DePratu, Glaser, Holden, Johnson, Keenan, Mahlum, McNutt, Miller, Mohl, Nelson, O'Neil, Stapleton, Thomas, Wells, Mr. President.  
Total 17

Absent or not voting: None.  
Total 0

Excused: Stonington, Waterman.

SENATE JOURNAL  
FIFTY-NINTH LEGISLATIVE DAY - MARCH 15, 2001

Total 2

**HB 524** concurred in as follows:

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

Total 36

Nays: Bishop, Butcher, Cobb, Holden, Johnson, Keenan, Miller, Mohl, O'Neil, Stapleton, Tash, Wells.

Total 12

Absent or not voting: None.

Total 0

Excused: Stonington, Waterman.

Total 2

**MOTIONS**

**HB 140** - Senator Keenan moved that **HB 140** be taken from second reading and rereferred to the committee on Finance. Motion carried.

**ANNOUNCEMENTS**

Committee meetings were announced by committee chairmen.

Majority Leader Thomas moved that the Senate adjourn until 1:00 p.m., Friday, March 16, 2001. Motion carried.

Senate adjourned at 3:02 p.m.

ROSANA SKELTON  
Secretary of Senate

TOM BECK  
President of the Senate