

**SENATE JOURNAL
57TH LEGISLATURE
SEVENTY-THIRD LEGISLATIVE DAY**

Helena, Montana
March 31, 2001

Senate Chambers
State Capitol

Senate convened at 9:00 a.m. President Beck presiding. Invocation by Reverend Keith Johnson. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Senators Bohlinger and Ellingson, excused. Quorum present.

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

Miller, Chairman

REPORTS OF STANDING COMMITTEES

BILLS AND JOURNAL(Miller, Chairman) 3/31/2001
Correctly printed: SR 22.
Correctly engrossed: HB 313, HB 340, HB 345, HB 382, HB 409, HB 468, HB 495, HB 572, HB 573, HB 589, HB 596, HB 605, HB 626.
Signed by the Speaker at 7:30 a.m., March 31, 2001: SB 38, SB 107, SB 146, SB 159, SB 184, SB 306, SJR 4.
Signed by the President at 9:30 a.m., March 31, 2001: SB 38, SB 107, SB 146, SB 159, SB 184, SB 306, SJR 4.

MESSAGES FROM THE OTHER HOUSE

Senate joint resolution concurred in as amended and returned to the Senate for concurrence in House amendments: 3/30/2001

SJR 17, introduced by Keenan

Senate bills **not** concurred in and returned to the Senate: 3/30/2001

SB 249, introduced by Toole
SB 314, introduced by Doherty
SB 369, introduced by Glaser
SB 384, introduced by Ryan

**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 Pease in the chair.

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

SB 4 - Conference Committee Report No. 1 - Senator Grimes moved the Conference Committee report to **SB 4** be adopted. Motion carried unanimously.

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SB 80 - Governor's Amendments - Senator Mahlum moved Governor's amendments to **SB 80** be concurred in. Motion carried unanimously.

SB 128 - Senator Berry moved consideration of **SB 128** be passed for the day. Motion carried.

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

SB 182 - House Amendments - Senator Cobb moved House amendments to **SB 182** be concurred in. Motion carried unanimously.

SB 262 - House Amendments - Senator J. Wells moved House amendments to **SB 262** be concurred in. Motion carried unanimously.

SB 274 - House Amendments - Senator Keenan moved House amendments to **SB 274** be concurred in. Motion carried unanimously.

SB 282 - House Amendments - Senator Crismore moved House amendments to **SB 282** be concurred in. Motion carried unanimously.

SB 357 - House Amendments - Senator Ryan moved House amendments to **SB 357** be concurred in. Motion carried unanimously.

SJR 18 - House Amendments - Senator Taylor moved House amendments to **SJR 18** be concurred in. Motion carried as follows:

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

Total 28

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

Total 19

Absent or not voting: None.

Total 0

Excused: Bohlinger, Ellingson, Stonington.

Total 3

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

THIRD READING OF BILLS

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The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 30 concurred in as follows:

Yeas: Berry, Bishop, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, 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 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Bohlinger, Ellingson.

Total 2

HB 38 concurred in as follows:

Yeas: Berry, Bishop, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, 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 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Bohlinger, Ellingson.

Total 2

HB 144, as amended by the Senate, concurred in as follows:

Yeas: Berry, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Doherty, Ekegren, 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, Toole, Waterman, Mr. President.

Total 41

Nays: Bishop, Crismore, DePratu, Johnson, Thomas, Wells, Zook.

Total 7

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Absent or not voting: None.
Total 0

Excused: Bohlinger, Ellingson.
Total 2

HB 146, as amended by the Senate, concurred in as follows:

Yeas: Berry, Bohlinger, Christiaens, Cobb, Cocchiarella, Cole, DePratu, Doherty, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Keenan, Kitzenberg, Mahlum, McCarthy, McNutt, O'Neil, Pease, Roush, Ryan, Shea, Sprague, Stonington, Tash, Taylor, Tester, Thomas, Toole, Wells, Zook, Mr. President.
Total 37

Nays: Bishop, Butcher, Crismore, Ekegren, Holden, Jergeson, Johnson, Miller, Mohl, Nelson, Stapleton, Waterman.
Total 12

Paired: Bohlinger, Aye; Ekegren, No.

Absent or not voting: None.
Total 0

Excused: Ellingson.
Total 1

HB 165, as amended by the Senate, concurred in as follows:

Yeas: Berry, Bishop, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, 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, Wells, Zook, Mr. President.
Total 47

Nays: Holden.
Total 1

Absent or not voting: None.
Total 0

Excused: Bohlinger, Ellingson.
Total 2

HB 195 concurred in as follows:

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

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Total 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Bohlinger, Ellingson.

Total 2

HB 214, as amended by the Senate, concurred in as follows:

Yeas: Berry, Bishop, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, 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 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Bohlinger, Ellingson.

Total 2

HB 256, as amended by the Senate, concurred in as follows:

Yeas: Berry, Bishop, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, 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 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Bohlinger, Ellingson.

Total 2

HB 290, as amended by the Senate, concurred in as follows:

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

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

Total 47

Nays: O'Neil.

Total 1

Absent or not voting: None.

Total 0

Excused: Bohlinger, Ellingson.

Total 2

HB 313, as amended by the Senate, concurred in as follows:

Yeas: Berry, Bishop, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Jergeson, Johnson, Kitzenberg, Mahlum, McCarthy, Miller, Mohl, Nelson, Pease, Roush, Ryan, Shea, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook.

Total 41

Nays: Ekegren, Holden, Keenan, McNutt, O'Neil, Sprague, Mr. President.

Total 7

Absent or not voting: None.

Total 0

Excused: Bohlinger, Ellingson.

Total 2

HB 320, as amended by the Senate, concurred in as follows:

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

Total 39

Nays: Bishop, Doherty, Franklin, Jergeson, Mohl, Nelson, Ryan, Tester, Toole.

Total 9

Absent or not voting: None.

Total 0

Excused: Bohlinger, Ellingson.

Total 2

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HB 324, as amended by the Senate, concurred in as follows:

Yeas: Berry, Bohlinger, Christiaens, Cobb, Cocchiarella, Crismore, DePratu, Doherty, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Harrington, Johnson, Kitzenberg, Mahlum, McCarthy, McNutt, Mohl, O'Neil, Pease, Roush, Ryan, Shea, Stapleton, Stonington, Tash, Tester, Thomas, Toole, Waterman, Zook, Mr. President.
Total 36

Nays: Bishop, Butcher, Cole, Ekegren, Hargrove, Holden, Jergeson, Keenan, Miller, Nelson, Sprague, Taylor, Wells.
Total 13

Paired: Bohlinger, Aye; Butcher, No.

Absent or not voting: None.
Total 0

Excused: Ellingson.
Total 1

HB 340, as amended by the Senate, concurred in as follows:

Yeas: Berry, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, 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: Bishop.
Total 1

Absent or not voting: None.
Total 0

Excused: Bohlinger, Ellingson.
Total 2

HB 345, as amended by the Senate, concurred in as follows:

Yeas: Berry, Bishop, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, 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 47

Nays: Miller.
Total 1

Absent or not voting: None.
Total 0

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Excused: Bohlinger, Ellingson.
Total 2

HB 346 concurred in as follows:

Yeas: Berry, Bishop, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, 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 48

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Bohlinger, Ellingson.
Total 2

HB 348 concurred in as follows:

Yeas: Berry, Bishop, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, 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 48

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Bohlinger, Ellingson.
Total 2

HB 360, as amended by the Senate, concurred in as follows:

Yeas: Berry, Bishop, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, 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 48

Nays: None.
Total 0

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Absent or not voting: None.
Total 0

Excused: Bohlinger, Ellingson.
Total 2

HB 382, as amended by the Senate, concurred in as follows:

Yeas: Berry, Bishop, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Ekegren, 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, Waterman, Wells, Zook, Mr. President.
Total 45

Nays: Doherty, Stonington, Toole.
Total 3

Absent or not voting: None.
Total 0

Excused: Bohlinger, Ellingson.
Total 2

HB 397, as amended by the Senate, concurred in as follows:

Yeas: Berry, Bishop, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, 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 48

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Bohlinger, Ellingson.
Total 2

HB 409, as amended by the Senate, concurred in as follows:

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

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Total 44

Nays: Butcher, Miller, O'Neil, Sprague.

Total 4

Absent or not voting: None.

Total 0

Excused: Bohlinger, Ellingson.

Total 2

HB 434, as amended by the Senate, concurred in as follows:

Yeas: Berry, Bishop, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, 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 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Bohlinger, Ellingson.

Total 2

HB 437, as amended by the Senate, concurred in as follows:

Yeas: Bishop, Christiaens, Cocchiarella, Doherty, Ekegren, Elliott, Ellis, Franklin, Grimes, Grosfield, Halligan, Hargrove, Harrington, Jergeson, Johnson, Kitzenberg, Mahlum, McCarthy, Nelson, Pease, Roush, Ryan, Shea, Sprague, Stonington, Tash, Tester, Thomas, Toole, Waterman, Zook.

Total 31

Nays: Berry, Butcher, Cobb, Cole, Crismore, DePratu, Glaser, Holden, Keenan, McNutt, Miller, Mohl, O'Neil, Stapleton, Taylor, Wells, Mr. President.

Total 17

Absent or not voting: None.

Total 0

Excused: Bohlinger, Ellingson.

Total 2

HB 452, as amended by the Senate, concurred in as follows:

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Yeas: Berry, Bishop, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, 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 47

Nays: Johnson.
Total 1

Absent or not voting: None.
Total 0

Excused: Bohlinger, Ellingson.
Total 2

HB 456 concurred in as follows:

Yeas: Berry, Bishop, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, 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 48

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Bohlinger, Ellingson.
Total 2

HB 468 concurred in as follows:

Yeas: Berry, Bishop, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, 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 47

Nays: Miller.
Total 1

Absent or not voting: None.
Total 0

Excused: Bohlinger, Ellingson.

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Total 2

HB 491, as amended by the Senate, concurred in as follows:

Yeas: Berry, Bishop, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, 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, Stonington, Tash, Taylor, Tester, Thomas, Toole, Waterman, Wells, Zook, Mr. President.

Total 47

Nays: Stapleton.

Total 1

Absent or not voting: None.

Total 0

Excused: Bohlinger, Ellingson.

Total 2

HB 495, as amended by the Senate, concurred in as follows:

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

Total 41

Nays: Christiaens, Doherty, Franklin, Jergeson, Ryan, Tester, Toole.

Total 7

Absent or not voting: None.

Total 0

Excused: Bohlinger, Ellingson.

Total 2

HB 505 concurred in as follows:

Yeas: Berry, Bishop, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, 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 47

Nays: Miller.

Total 1

Absent or not voting: None.

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Total 0

Excused: Bohlinger, Ellingson.

Total 2

HB 531, as amended by the Senate, concurred in as follows:

Yeas: Berry, Bishop, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, 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 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Bohlinger, Ellingson.

Total 2

HB 543, as amended by the Senate, concurred in as follows:

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

Total 45

Nays: Ellingson, Ellis, Franklin, Nelson.

Total 4

Paired: Tester, Aye; Ellingson, No.

Absent or not voting: None.

Total 0

Excused: Bohlinger.

Total 1

HB 559, as amended by the Senate, concurred in as follows:

Yeas: Berry, Bishop, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, 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 48

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Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Bohlinger, Ellingson.
Total 2

HB 564, as amended by the Senate, concurred in as follows:

Yeas: Berry, Bishop, Butcher, Cobb, Cocchiarella, Cole, DePratu, Ekegren, Ellis, Grimes, Grosfield, Halligan, Hargrove, Holden, Jergeson, Kitzenberg, Mahlum, McNutt, Miller, Mohl, Nelson, Roush, Stapleton, Stonington, Tash, Tester, Thomas, Toole, Wells, Zook, Mr. President.
Total 31

Nays: Christiaens, Crismore, Doherty, Ellingson, Elliott, Franklin, Glaser, Harrington, Johnson, Keenan, McCarthy, O'Neil, Pease, Ryan, Shea, Sprague, Taylor, Waterman.
Total 18

Paired: Tester, Aye; Ellingson, No.

Absent or not voting: None.
Total 0

Excused: Bohlinger.
Total 1

HB 572, as amended by the Senate, concurred in as follows:

Yeas: Berry, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Elliott, Ellis, 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, Waterman, Wells, Zook, Mr. President.
Total 45

Nays: Bishop, Franklin, Toole.
Total 3

Absent or not voting: None.
Total 0

Excused: Bohlinger, Ellingson.
Total 2

HB 573, as amended by the Senate, concurred in as follows:

Yeas: Berry, Butcher, Cobb, Cocchiarella, Cole, Crismore, DePratu, Ekegren, Ellis, Grimes, Grosfield, Hargrove,

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Holden, Johnson, Keenan, Mahlum, McCarthy, McNutt, Miller, Mohl, Nelson, O'Neil, Roush, Shea, Sprague, Stapleton, Stonington, Tash, Taylor, Tester, Thomas, Wells, Zook, Mr. President.
Total 34

Nays: Bishop, Bohlinger, Christiaens, Doherty, Ellingson, Elliott, Franklin, Glaser, Halligan, Harrington, Jergeson, Kitzenberg, Pease, Ryan, Toole, Waterman.
Total 16

Paired: Berry, Zook, Ayes; Bohlinger, Ellingson, Noes.

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 583, as amended by the Senate, concurred in as follows:

Yeas: Berry, Bishop, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, 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 47

Nays: Johnson.
Total 1

Absent or not voting: None.
Total 0

Excused: Bohlinger, Ellingson.
Total 2

HB 589, as amended by the Senate, concurred in as follows:

Yeas: Berry, Bishop, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, 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, Waterman, Wells, Zook, Mr. President.
Total 46

Nays: Johnson, Toole.
Total 2

Absent or not voting: None.
Total 0

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Excused: Bohlinger, Ellingson.
Total 2

HB 596, as amended by the Senate, concurred in as follows:

Yeas: Berry, Bishop, Bohlinger, Butcher, Cole, Crismore, DePratu, Ekegren, Ellis, Glaser, Grosfield, Halligan, Hargrove, Harrington, Holden, Kitzenberg, Mahlum, McNutt, Mohl, O'Neil, Roush, Shea, Sprague, Stapleton, Tash, Taylor, Thomas, Wells, Zook, Mr. President.
Total 30

Nays: Christiaens, Cobb, Cocchiarella, Doherty, Ellingson, Elliott, Franklin, Grimes, Jergeson, Johnson, Keenan, McCarthy, Miller, Nelson, Pease, Ryan, Stonington, Tester, Toole, Waterman.
Total 20

Paired: Bohlinger, Zook, Ayes; Ellingson, Miller, Noes.

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 599 concurred in as follows:

Yeas: Berry, Bishop, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, 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 48

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Bohlinger, Ellingson.
Total 2

HB 603, as amended by the Senate, concurred in as follows:

Yeas: Berry, Bishop, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, 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 48

Nays: None.

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Total 0

Absent or not voting: None.

Total 0

Excused: Bohlinger, Ellingson.

Total 2

HB 605, as amended by the Senate, concurred in as follows:

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

Total 28

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

Total 22

Paired: Berry, Zook, Ayes; Bohlinger, Ellingson, Noes.

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 626 concurred in as follows:

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

Total 42

Nays: Doherty, Holden, Keenan, O'Neil, Pease, Roush.

Total 6

Absent or not voting: None.

Total 0

Excused: Bohlinger, Ellingson.

Total 2

HB 628, as amended by the Senate, concurred in as follows:

Yeas: Berry, Bishop, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, Elliott, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harrington, Holden, Jergeson, Johnson, Keenan,

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Total 48

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Bohlinger, Ellingson.
Total 2

HJR 10, as amended by the Senate, concurred in as follows:

Yeas: Berry, Bohlinger, Butcher, Cobb, Cocchiarella, Cole, Crismore, DePratu, Ekegren, Elliott, Ellis, Glaser, Grimes, Grosfield, Halligan, Hargrove, Holden, Keenan, Kitzenberg, Mahlum, McNutt, Miller, Mohl, O'Neil, Roush, Shea, Sprague, Stapleton, Tash, Taylor, Tester, Thomas, Wells, Mr. President.
Total 34

Nays: Bishop, Christiaens, Doherty, Ellingson, Franklin, Harrington, Jergeson, Johnson, McCarthy, Nelson, Pease, Ryan, Stonington, Toole, Waterman, Zook.
Total 16

Paired: Bohlinger, Tester, Ayes; Bishop, Ellingson, Noes.

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HJR 19, as amended by the Senate, concurred in as follows:

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

Nays: Bishop, Bohlinger, Christiaens, Cocchiarella, Doherty, Ellingson, Elliott, Franklin, Halligan, Harrington, Jergeson, Johnson, McCarthy, Pease, Ryan, Shea, Stapleton, Stonington, Toole, Waterman.
Total 20

Paired: Berry, Zook, Ayes; Bohlinger, Ellingson, Noes.

Absent or not voting: None.
Total 0

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Excused: None.
Total 0

HJR 27, as amended by the Senate, concurred in as follows:

Yeas: Berry, Bishop, Butcher, Cobb, Cocchiarella, Cole, Crismore, DePratu, Ekegren, Elliott, Ellis, 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, Waterman, Wells, Zook, Mr. President.
Total 44

Nays: Christiaens, Doherty, Franklin, Toole.
Total 4

Absent or not voting: None.
Total 0

Excused: Bohlinger, Ellingson.
Total 2

HJR 34 concurred in as follows:

Yeas: Berry, Bishop, Butcher, Christiaens, Cobb, Cocchiarella, Cole, Crismore, DePratu, Doherty, Ekegren, 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 48

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Bohlinger, Ellingson.
Total 2

MOTIONS

HB 409 Senator Miller moved that he be allowed to change his vote on **HB 409**, third reading this day, from yea to nay. Motion carried.

HB 543 - Senator Toole moved that he be allowed to change his vote on **HB 543**, third reading this day, from nay to yea. Motion carried.

HB 605 - Senator Sprague moved that he be allowed to change his vote on **HB 605**, third reading this day, from nay to yea. Motion carried.

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HB 424 - Senator Christiaens moved that **HB 424** be taken from table in the committee on Judiciary, printed and placed on second reading the seventy-fourth legislative day, April 2, 2001. Motion **failed** as follows:

Yeas: Christiaens, Cobb, Elliott, Franklin, Harrington, Jergeson, McCarthy, Nelson, O'Neil, Pease, Roush, Tester, Toole, Waterman.

Total 14

Nays: Berry, Bishop, Butcher, Cocchiarella, Cole, Crismore, DePratu, Ellis, Glaser, Grimes, Grosfield, Halligan, Hargrove, Holden, Johnson, Keenan, Kitzenberg, Mahlum, McNutt, Miller, Mohl, Ryan, Shea, Sprague, Stapleton, Tash, Taylor, Thomas, Wells, Zook, Mr. President.

Total 31

Absent or not voting: Doherty, Ekegren, Stonington.

Total 3

Excused: Bohlinger, Ellingson.

Total 2

ANNOUNCEMENTS

Senator Berry acknowledged the Senate pages, gave a brief overview of their future plans, and thanked them for their work for the Senate through a very busy week.

Committee meetings were announced by committee chairmen.

Majority Leader Thomas moved that the Senate adjourn until 1:00 p.m., Monday, April 2, 2001. Motion carried.

Senate adjourned at 10:41 a.m.

ROSANA SKELTON
Secretary of Senate

TOM BECK
President of the Senate