

**SENATE JOURNAL  
58TH LEGISLATURE  
FIRST LEGISLATIVE DAY**

Helena, Montana  
January 6, 2003

Senate Chambers  
State Capitol

At twelve o'clock noon the Senate of the 58th Legislature of the State of Montana was called to order with Senator Sprague, co-dean of the Senate presiding.

Senator Sprague introduced Senator Linda Nelson as co-dean of the Senate and stated that she would share the podium with him today. Senator Nelson thanked him for the introduction, and said it was an honor to have this position. She acknowledged that this session would be difficult, but that she was looking forward to working with all the members of the Legislature for the good of the State of Montana. She wished all the members Good Luck.

Senator Sprague addressed the Senate and also acknowledged the difficult decisions facing the 58th Legislature, and challenged the Senate to get the job done as effectively as possible.

Senator Sprague appointed Reverend Keith Johnson as temporary Chaplain and Chuckie Cramer as temporary Sergeant-at-Arms of the Senate.

The colors were posted by members of the Montana National Guard, followed by the Pledge of Allegiance to the Flag.

Invocation was given by Reverend Keith Johnson

Senator Sprague appointed Rosana Skelton as temporary Secretary of the Senate.

At the direction of Senator Sprague, the temporary Secretary called the roll of the newly elected Senators by district. The following Senators responded thereto:

District No. 1, Keith Bales; District No. 4, Kelly Gebhardt; District No. 7, John Bohlinger; District No. 9, Brent Cromley ; District No. 11, Dan McGee; District No. 12, Robert Story, Jr.; District No. 13, John Esp; District No. 14, Mike Wheat; District No. 16, Gary Perry; District No. 20, Duane Grimes; District No. 21, Trudi Schmidt; District No. 23, Jeff Mangan; District No. 24, Joseph Tropila; District No. 26, Mike Cooney; District No. 28, Sherm Anderson; District No. 30, Rick Laible; District 33, John Ellingson; District No. 34, Carolyn Squires; District No. 38, Bob Keenan; District No. 39, Gregory Barkus; District No. 41, Aubyn Curtiss; District No. 43, Glenn Roush; District No. 44, Jerry Black; District No. 45, John Tester; District No. 46, Ken Hansen.

The Honorable Justice Karla M. Gray was admitted to the Senate Chamber and administered the following official oath of office to the Senators-elect, who subscribed to the same:

"I do solemnly swear that I will support, protect, and defend the Constitution of the United States and the Constitution of the State of Montana, and that I will discharge the duties of my office as a Montana State Senator with Fidelity, so help me God."

Chief Justice Gray was escorted from the Senate Chambers.

At the direction of Senator Nelson, the temporary Secretary called the complete roll of the Senate. The following Senators responded thereto:

Anderson, Bales, Barkus, Black, Bohlinger, Butcher, Cobb, Cocchiarella, Cooney, Cromley, Curtiss, DePratu, Ellingson, Elliott, Esp, Gebhardt, Glaser, Grimes, Hansen, Harrington, Johnson, Keenan, Kitzenberg, Laible, Mahlum, Mangan, McCarthy, McGee, McNutt, Nelson, O'Neil, Pease, Perry, Roush, Ryan, Schmidt, Shea, Sprague, Squires, Stapleton, Stonington, Story, Tash, Taylor, Tester, Thomas, Toole, Tropila, Wheat, Zook.

SENATE JOURNAL  
FIRST LEGISLATIVE DAY - JANUARY 6, 2003

Fifty members being present, Senator Nelson announced that the 58th Legislature was duly organized and ready for business.

**MOTIONS**

Senator Thomas moved that the rules of the 57th Legislature be adopted as the temporary operating rules of the 58th Legislature. Motion carried unanimously.

Senator Thomas moved that the accredited members of the press, radio and television be granted the privilege of the Senate floor, subject to the rules. Motion carried unanimously.

Senator Thomas moved that Senator Bob Keenan of District 38 be nominated for the office of President of the Senate of the 58th Legislature and further moved that his election carry with it the name of Walt McNutt of District 50 for the office of President Pro Tempore.

Senator Ellingson moved that Senator Jon Tester of District 45 be nominated for the office of President of the Senate of the 58th Legislature and further moved that his election carry with it the name of himself, Jon Ellingson of District 33, for office of President Pro Tempore.

Senator Keenan was elected President of the Senate by a voice vote; 29 votes for Senator Keenan, 21 votes for Senator Tester.

Senator Sprague announced the election of Senator Keenan as President and Senator McNutt as President Pro Tempore.

Senator Keenan assumed the Chair and made his opening remarks as follows:

Thank you, Senator Sprague, Senator Nelson, and thank you to the entire Senate. It is an overwhelming honor and a privilege to serve as your President, and I take these responsibilities very seriously. I like to say that I see this as a job, not a position, and I intend to serve you and the citizens of Montana with dedication and with diligence.

As is the case with each Senator, we each have support from people, and this support allows us to be here today...and for the coming four months. I have a few people here I would like to introduce to you all; the most important part of my support team. My best friend, my business partner, my everything, my wife Suzie. Three of my five children, Kyle, Sara, and Ryan. Also, family in so many ways, Blu and Rose Funk of Bigfork. Thank you all.

I would also like to welcome the 18 new Senators. We are 21 Democrats and 29 Republicans, but we are **50 Montanans**. We are a legislature made up of citizens who gather every other year. Our length of service is limited. We have varied lives outside of our legislative duties. We do have day jobs! It is very important to remember this. Each of your varied experiences and knowledge will be of great value to this body.

We as a state government come into 2003 facing a difficult financial situation. But these financial challenges also provide us an opportunity – a **unique** opportunity -- to make real changes in how our state government serves its citizens. I hope you feel comfort in knowing that Lewis and Clark are with us this session more so than any other session, in this, the bicentennial year of their travels in Montana. House Bill 2 is in good hands with House Appropriations Chairman Dave Lewis and Vice Chair Edith Clark.

As I feel a duty to serve each of you, we must all commit ourselves to serve **all** of Montana, together. Only by working together – Republicans and Democrats – will we be able to accomplish that task. Neither party can do it alone. I ask each and every one of you to look beyond party affiliation to find innovative ways to make government more responsive and provide necessary services most efficiently.

SENATE JOURNAL  
FIRST LEGISLATIVE DAY - JANUARY 6, 2003

We will be dealing with many complex and delicate issues that affect the daily lives of all Montanans. No matter which side of the aisle you are on, do not hesitate to talk to me or approach me with your thoughts, concerns and input. We must work together to make our state government more efficient and we need creative and innovative input to do that.

Thank you again for the privilege you have given me to serve you. Let's get to work.

President Keenan introduced Senator McNutt as the newly elected President Pro Tempore, Senator Thomas, Majority Leader, and Senator Tester, Minority Leader of the Montana Senate. Each Senator acknowledged their introduction with a short speech.

**REPORTS OF STANDING COMMITTEES**

**COMMITTEE ON COMMITTEES** (Zook, Chairman):

January 6, 2003

We, your Committee on Committees, recommend the following committee appointments:

**AGRICULTURE, LIVESTOCK AND IRRIGATION**

Keith Bales, Chair (R)  
Dale Mahlum, Vice Chair (R)  
Ken Hansen (D)  
Sam Kitzenberg (R)  
Walt McNutt (R)  
Linda Nelson (D)  
Gerald Pease (D)  
Corey Stapleton (R)  
Mike Taylor (R)  
Joseph Tropila (D)

**BUSINESS AND LABOR**

Dale Mahlum, Chair (R)  
Mike Sprague, Vice Chair (R)  
Sherm Anderson, (R)  
Vicki Cocchiarella (D)  
Kelly Gephardt (/R)  
Bob Keenan (R)  
Sam Kitzenberg (R)  
Ken Hansen (D)  
Glenn Roush (D)  
Don Ryan (D)  
Carolyn Squires (D)  
Fred Thomas (R)

**COMMITTEE ON COMMITTEES**

Tom Zook, Chair (R)  
Bob DePratu, (R)  
Duane Grimes (R)  
Dale Mahlum (R)

SENATE JOURNAL  
FIRST LEGISLATIVE DAY - JANUARY 6, 2003

Mike Sprague (R)  
Bill Tash (R)

**EDUCATION AND CULTURAL RESOURCES**

Bill Glaser, Chair (R)  
Bob Story, Vice Chair (R)  
Jerry Black (R)  
Ed Butcher (R)  
Mike Cooney (D)  
Jim Elliott (D)  
Royal Johnson (R)  
Jeff Mangan (D)  
Don Ryan (D)  
Tom Zook (R)

**ENERGY AND TELECOMMUNICATIONS**

Royal Johnson, Chair (R)  
Corey Stapleton, Vice Chair (R)  
Bea McCarthy (D)  
Walt McNutt (R)  
Gary Perry (R)  
Don Ryan (D)  
Emily Stonington (D)  
Bob Story (R)  
Mike Taylor (R)  
Ken Toole (D)

**ETHICS**

Tom Zook, Chair (R)  
John Bohlinger (R)  
Linda Nelson (D)  
Trudi Schmidt (D)

**FINANCE**

Tom Zook, Chair (R)  
Bill Tash, Vice Chair (R)  
Greg Barkus (R)  
Keith Bales (R)  
Ed Butcher (R)  
John Cobb (R)  
Mike Cooney (D)  
John Esp (R)  
Rick Laible (R)  
Royal Johnson (R)  
Bob Keenan (R)  
Bea McCarthy (D)  
Linda Nelson (D)

SENATE JOURNAL  
FIRST LEGISLATIVE DAY - JANUARY 6, 2003

Trudi Schmidt (D)  
Debbie Shea (D)  
Corey Stapleton (R)  
Emily Stonington (D)  
Jon Tester (D)  
Joe Tropila (D)

**APPROPRIATIONS-FINANCE**  
**Joint Subcommittees**

**Corrections and Public Safety Subcommittee**

Representative Fisher, Chair (R)  
Senator Stapleton, Vice Chair (R)  
Representative Callahan (D)  
Representative Juneau (D)  
Representative Lewis (R)  
Senator Schmidt (D)  
Senator Bales (R)

**Education Subcommittee**

Representative Hedges, Chair (R)  
Senator Johnson, Vice Chair (R)  
Representative Lewis (R)  
Representative Franklin (D)  
Representative Buzzas (D)  
Senator Esp (R)  
Senator McCarthy (D)

**General Government Subcommittee**

Representative Brueggeman, Chair (R)  
Senator Laible, Vice Chair (R)  
Representative Lindeen (D)  
Representative Sinrud (R)  
Senator Barkus (R)  
Senator Cooney (D)

**Health and Human Services Subcommittee**

Representative Clark, Chair (R)  
Senator Cobb, Vice Chair (R)  
Representative Haines (R)  
Representative Jayne (D)  
Senator Keenan (R)  
Senator Stonington (D)

SENATE JOURNAL  
FIRST LEGISLATIVE DAY - JANUARY 6, 2003

**Long Range Planning Subcommittee**

Representative Kasten, Chair (R)  
Senator Zook, Vice Chair (R)  
Representative Witt (R)  
Representative Kaufmann (D)  
Senator Keenan (R)  
Senator Tester (D)  
Senator Tropila (D)

**Natural Resources Subcommittee**

Representative Pattison, Chair (R)  
Senator Tash, Vice Chair (R)  
Representative Ripley (R)  
Representative Musgrove (D)  
Senator Butcher (R)  
Senator Nelson (D)  
Senator Shea (D)

**FISH AND GAME**

Mike Sprague, Chair (R)  
Dan McGee, Vice Chair (R)  
Keith Bales (R)  
Greg Barkus (R)  
Ken Hansen (D)  
Dale Mahlum (R)  
Trudi Schmidt (D)  
Debbie Shea (D)  
Bill Tash (R)  
Joseph Tropila (D)

**HIGHWAYS AND TRANSPORTATION**

Ed Butcher, Chair (R)  
Duane Grimes, Vice Chair (R)  
Sherm Anderson (R)  
Vicki Cocchiarella (D)  
Mike Cooney (D)  
Aubyn Curtiss (R)  
Bob DePratu (R)  
Dan Harrington (D)  
Sam Kitzenberg (R)  
Jerry O'Neill (R)  
Gerald Pease (D)  
Glenn Roush (D)

**JUDICIARY**

Duane Grimes, Chair (R)

SENATE JOURNAL  
FIRST LEGISLATIVE DAY - JANUARY 6, 2003

Dan McGee, Vice Chair (R)  
Brent Cromley (D)  
Aubyn Curtiss (R)  
Jeff Mangan (D)  
Jerry O'Neil (R)  
Gary Perry (R)  
Gerald Pease (D)  
Mike Wheat (D)

**LEGISLATIVE ADMINISTRATION**

Duane Grimes, Chair (R)  
Dale Mahlum , Vice Chair (R)  
Brent Cromley (D)  
Sherm Anderson (R)  
Bob Keenan (R)  
Glenn Roush (D)  
Joe Tropila (D)

**LOCAL GOVERNMENT**

John Bohlinger, Chair (R)  
John Esp, Vice Chair (R)  
Jerry Black (R)  
Brent Cromley (D)  
Jim Elliott (D)  
Kelly Gebhardt (R)  
Bill Glaser (R)  
Rick Laible (R)  
Jeff Mangan (D)  
Carolyn Squires (D)  
Mike Wheat (D)

**NATURAL RESOURCES**

Bill Tash, Chair (R)  
Aubyn Curtiss, Vice Chair (R)  
Sherm Anderson (R)  
Greg Barkus (R)  
John Ellingson (D)  
Rick Laible (R)  
Bea McCarthy (D)  
Dan McGee (R)  
Gary Perry (R)  
Glenn Roush (D)  
Debbie Shea (D)  
Ken Toole (D)

SENATE JOURNAL  
FIRST LEGISLATIVE DAY - JANUARY 6, 2003

**PUBLIC HEALTH, WELFARE AND SAFETY**

Jerry O'Neil, Chair (R)  
Duane Grimes, Vice Chair (R)  
Bob DePratu (R)  
John Bohlinger (R)  
Brent Cromley (D)  
John Esp (R)  
Dan Harrington (D)  
Trudi Schmidt (D)  
Emily Stonington (D)

**RULES**

Fred Thomas, Chair (R)  
Bob Keenan, Vice Chair (R)  
Vickie Cocchiarella (D)  
Duane Grimes (R)  
Dan McGee(R)  
Walt McNutt (R)  
Bob Story (R)  
Corey Stapleton (R)  
Jon Ellingson (D)  
Jim Elliott(D)  
Emily Stonington (D)  
Jon Tester(D)

**STATE ADMINISTRATION**

John Cobb, Chair (R)  
Mike Sprague, Vice Chair (R)  
Kelly Gebhardt (R)  
Carolyn Squires (D)  
Mike Wheat (D)

**TAXATION**

Bob DePratu, Chair (R)  
Bob Story, Vice Chair (R)  
John Bohlinger (R)  
Jerry Black (R)  
Jon Ellingson, (D)  
Jim Elliott (D)  
Bill Glaser (R)  
Dan Harrington (D)  
Walt McNutt (R)  
Mike Taylor (R)  
Ken Toole (D)



SENATE JOURNAL  
FIRST LEGISLATIVE DAY - JANUARY 6, 2003

**LEGISLATIVE ADMINISTRATION** (Grimes, Chairman):

January 6, 2003

We, your committee on Legislative Administration, recommend that the following attaches of the Senate be employed as of 8:00 a.m., January 6, 2003:

**Secretary of the Senate's Staff**

|                                 |                    |
|---------------------------------|--------------------|
| Asst. Secretary of Senate       | Susan Andersen     |
| Secretary to the Secretary      | Karen Bourquin     |
| Admin Asst/ Aide                | Kristina Murrell   |
| Journal Clerk                   | Janean Meacham     |
| Status Input                    | Shirley Warehime   |
| Bills Clerk                     | Chris Ahner        |
| Bills Coord/Reading Clerk       | Burt Hurwitz       |
| Bills Distribution/Asst. Amend. | Skip Crippen       |
| Amendments Coordinator          | Jane Redeau-Ogle   |
| Senate Chaplain                 | Rev. Keith Johnson |

**Sergeant's Office**

|                       |                |
|-----------------------|----------------|
| Asst Sergeant at Arms | Jim Heffernan  |
| Supply Clerk          | Brian Knutsvig |
| Page Supervisor       | Bev Donaldson  |
| Security (8-5)        | Tom Harris     |
| Security (3-11)       | Jack McDonald  |
| Security (weekends)   | Dan Gilmore    |

**Leadership Staff**

|                                  |                   |
|----------------------------------|-------------------|
| Secretary to the President       | Judy Feland       |
| Aide to the President            | Mary Schwarz      |
| Secretary to Majority Leader     | Freddie Haab      |
| Aide to the Majority Leader      | Brian Aliperto    |
| Aide to the Majority Whip        | Chris Wilcox      |
| Secretary to the Minority Leader | Jeannie Forrester |
| Aide to the Minority Leader      | Ray Peck          |
| Aide to the Minority             | Lynn Robson       |
| Aide to the Minority             | Adam Quinn        |

**Committee Secretaries**

|                                     |                                 |
|-------------------------------------|---------------------------------|
| Agriculture, Livestock & Irrigation | Jennifer Stephens               |
| Business and Labor                  | Sherrie Handel                  |
| Education & Cultural Resources      | Tari Elam                       |
| Finance and Claims                  | Prudence Gildroy                |
| Fish and Game                       | Jane Hayden                     |
| Highways and Transportation         | Shirley Herrin and Roberta Opel |
| Natural Resources                   | Shirley Herrin and Roberta Opel |
| Taxation                            | Shirley Herrin and Roberta Opel |
| Judiciary                           | Judy Keintz and Cindie Peterson |
| Local Government                    | Phoebe Olson                    |
| Public Health                       | Andrea Gustafson                |
| State Administration                | Mona Spaulding                  |
| Committee Aides                     | Amelia Pirrone                  |

SENATE JOURNAL  
FIRST LEGISLATIVE DAY - JANUARY 6, 2003

|                            |                     |
|----------------------------|---------------------|
|                            | Rosie Fossum        |
|                            | Sue Gantor          |
|                            | Katherine Gilchrist |
| Word Processing Supervisor | Cari Louden         |
| Word Processors            | Carol Bridge        |
|                            | Rosemary Sanborn    |
|                            | Carol Bridge        |
|                            | DeeAnn Turck        |
| House & Senate Scanner     | Susie Hamilton      |

**Senate Pages for the week of Jan. 6 - Jan 11, 2003:**

Krista Kochler - East Helena  
Brittney Kitto - Toston  
Paul Nistler - Helena  
Bethany Foran - Helena

**COMMUNICATIONS**

January 6, 2003

Montana State Senate  
58th Legislature  
State Capitol  
Helena, MT 59620

Dear Senators:

I am transmitting to you my appointments of Secretary of the Senate, Sergeant at Arms to the Senate, and Chaplain to the Senate, for your consideration and approval:

Secretary of the Senate - Rosana Skelton  
Sergeant at Arms to the Senate - Chuckie Cramer  
Chaplain to the Senate - Rev. Keith Johnson

Sincerely,

SENATOR BOB KEENAN  
President of the Senate

President Pro Tempore McNutt moved that President Keenan's appointments of Rosana Skelton as Secretary of the Senate, Chuckie Cramer as Sergeant-at-Arms of the Senate and Reverend Keith Johnson as Chaplain of the Senate for the 58th Legislature be confirmed. Motion carried unanimously.

Majority Leader Thomas moved that the President appoint a select committee to notify the Governor that the Senate is organized and ready for the transaction of business and that it is ready to receive her State of the State message in a joint session on Tuesday, January 21, 2003 at 6:30 p.m. Motion carried.

The President appointed Senator Mahlum, chairman and Senator Shea, who were discharged to notify the Governor.

SENATE JOURNAL  
FIRST LEGISLATIVE DAY - JANUARY 6, 2003

Majority Leader Thomas moved that the President appoint a select committee to notify the Chief Justice and associate members of the Supreme Court that the Senate is organized and ready for the transaction of business and to invite the Chief Justice and associate members of the Supreme Court to attend a joint session of the Senate and the House of Representatives on Tuesday, January 21, 2003 at 6:30 p.m. Motion carried.

The President appointed Senator Grimes, chairman and Senator Pease, who were discharged to notify the Justices.

Majority Leader Thomas moved that the President appoint a select committee to notify the House of Representatives that the Senate is organized and ready for business and that the Senate wished them success in their deliberations. Motion carried.

The President appointed Senator Curtiss, chairman and Senator Stonington, who were discharged to notify the House.

Majority Leader Thomas moved that the Senate stand at ease subject to the call of the chair, to await the reports from the select committees. Motion carried.

**MESSAGES FROM THE OTHER HOUSE**

A select committee from the House was escorted into the chambers and advised the Senate that the House was organized and ready for business and wished the Senate well.

**REPORTS OF SELECT COMMITTEES**

The committee appointed to notify the House of Representatives that the Senate was organized and ready for business reported that the House had been notified.

The committee appointed to notify the Chief Justice and associate members of the Supreme Court that the Senate was organized and ready for business reported that the Supreme Court had been notified.

The committee appointed to notify the Governor that the Senate was organized and ready for business reported that the Governor had been notified and that she wished the Legislature God's speed and advised that her door would always be open and that she was ready to work with the Senate and House.

Messages were acknowledged and committees dismissed.

**FIRST READING AND COMMITMENT OF BILLS**

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

**SB 1**, introduced by McCarthy, referred to State Administration.

**SB 2**, introduced by D. Ryan, referred to Energy and Telecommunications.

**SB 3**, introduced by Harrington (by request of the Clerk of the Supreme Court and the Law and Justice Interim Committee), referred to Judiciary.

**SB 4**, introduced by Roush (by request of the State Administration and Veterans' Affairs Interim Committee), referred to State Administration.

**SB 5**, introduced by Tash (by request of the Department of Natural Resources and Conservation), referred to Natural Resources.

**SB 6**, introduced by D. Ryan, referred to Education and Cultural Resources.

**SB 7**, introduced by Butcher, referred to State Administration.

**SB 8**, introduced by Sprague, referred to State Administration.

SENATE JOURNAL  
FIRST LEGISLATIVE DAY - JANUARY 6, 2003

- SB 9**, introduced by Sprague, referred to State Administration.
- SB 10**, introduced by Grimes (by request of the Code Commissioner), referred to Judiciary.
- SB 11**, introduced by Harrington, referred to Taxation.
- SB 12**, introduced by Harrington, referred to Taxation.
- SB 13**, introduced by Mahlum (by request of the Department of Transportation), referred to Judiciary.
- SB 14**, introduced by McCarthy (by request of the Department of Natural Resources and Conservation), referred to Natural Resources.
- SB 15**, introduced by O'Neil, referred to Judiciary.
- SB 16**, introduced by Mangan, Glaser (by request of the Education and Local Government Interim Committee), referred to Education and Cultural Resources.
- SB 17**, introduced by McGee (by request of the Legislative Council), referred to Legislative Administration.
- SB 18**, introduced by Grimes (by request of the Supreme Court), referred to Judiciary.
- SB 19**, introduced by Grimes (by request of the Supreme Court), referred to Judiciary.
- SB 20**, introduced by Grimes (by request of the Supreme Court), referred to Judiciary.
- SB 21**, introduced by McNutt (by request of the Department of Administration), referred to Business and Labor.
- SB 22**, introduced by L. Nelson, E. Clark, J. Keane, J. Tester, J. Witt, L. Lehman (by request of the Department of Agriculture), referred to Agriculture, Livestock and Irrigation.
- SB 23**, introduced by Butcher, B. Thomas, Kasten, Lewis, Rice, Pattison, Tester, Witt, Lehman, L. Nelson, Devlin (by request of the Department of Agriculture), referred to Agriculture, Livestock and Irrigation.
- SB 24**, introduced by Mangan, referred to Local Government.
- SB 25**, introduced by Mangan (by request of the Department of Corrections), referred to Judiciary.
- SB 26**, introduced by Mangan (by request of the Department of Administration), referred to Business and Labor.
- SB 27**, introduced by Johnson, Story, Mendenhall (by request of the Department of Agriculture), referred to Agriculture, Livestock and Irrigation.
- SB 28**, introduced by Mangan (by request of the Department of Administration), referred to Business and Labor.
- SB 29**, introduced by O'Neil, referred to Judiciary.
- SB 30**, introduced by O'Neil, referred to Judiciary.
- SB 31**, introduced by Cobb, referred to Taxation.
- SB 32**, introduced by Mahlum (by request of the Department of Administration), referred to Judiciary.
- SB 33**, introduced by Cobb, referred to Local Government.
- SB 34**, introduced by Barkus (by request of the Department of Transportation), referred to Judiciary.
- SB 35**, introduced by Grimes (by request of the Children, Families, Health, and Human Services Interim Committee), referred to Judiciary.
- SB 36**, introduced by Grimes (by request of the Supreme Court), referred to Business and Labor.
- SB 37**, introduced by Mahlum, referred to Judiciary.
- SB 38**, introduced by Mahlum (by request of the Commissioner of Political Practices), referred to State Administration.
- SB 39**, introduced by Mahlum (by request of the Department of Transportation), referred to Judiciary.
- SB 40**, introduced by Mahlum (by request of the Department of Justice and the Department of Revenue), referred to Business and Labor.
- SB 41**, introduced by Tropila (by request of the Board of Public Education), referred to Education and Cultural Resources.
- SB 42**, introduced by Tropila (by request of the Board of Public Education), referred to Education and Cultural Resources.
- SB 43**, introduced by Tropila (by request of the Board of Public Education), referred to Education and Cultural Resources.
- SB 44**, introduced by O'Neil, referred to Judiciary.
- SB 45**, introduced by Gebhardt, referred to Local Government.
- SB 46**, introduced by Gebhardt, referred to Local Government.
- SB 47**, introduced by Gebhardt, referred to Local Government.
- SB 48**, introduced by Keenan (by request of the Legislative Finance Committee), referred to Judiciary.

SENATE JOURNAL  
FIRST LEGISLATIVE DAY - JANUARY 6, 2003

- SB 49**, introduced by Shea, referred to Judiciary.
- SB 50**, introduced by Shea, referred to State Administration.
- SB 51**, introduced by Bohlinger (by request of the Department of Commerce), referred to Business and Labor.
- SB 52**, introduced by Harrington, referred to Education and Cultural Resources.
- SB 53**, introduced by Harrington, referred to Business and Labor.
- SB 54**, introduced by Bohlinger, referred to State Administration.
- SB 55**, introduced by Keenan (by request of the Legislative Finance Committee), referred to Judiciary.
- SB 56**, introduced by Keenan (by request of the Legislative Finance Committee), referred to Judiciary.
- SB 57**, introduced by Keenan (by request of the Legislative Finance Committee), referred to Judiciary.
- SB 58**, introduced by O'Neil, referred to Judiciary.
- SB 59**, introduced by O'Neil, referred to Judiciary.
- SB 60**, introduced by O'Neil, referred to Local Government.
- SB 61**, introduced by Tester (by request of the State Administration and Veterans' Affairs Interim Committee), referred to State Administration.
- SB 62**, introduced by D. Ryan, referred to Energy and Telecommunications.
- SB 63**, introduced by Stapleton, referred to Education and Cultural Resources.
- SB 64**, introduced by Keenan (by request of the Department of Public Health and Human Services), referred to Judiciary.
- SB 65**, introduced by Roush (by request of the State Administration and Veterans' Affairs Interim Committee), referred to State Administration.
- SB 66**, introduced by Bohlinger (by request of the State Administration and Veterans' Affairs Interim Committee), referred to State Administration.
- SB 67**, introduced by Stonington (by request of the Transition Advisory Committee on Electric Utility Industry Restructuring), referred to Energy and Telecommunications.
- SB 68**, introduced by Cromley (by request of the Department of Justice), referred to Judiciary.
- SB 69**, introduced by Nelson (by request of the Department of Environmental Quality), referred to Natural Resources.
- SB 70**, introduced by McNutt (by request of the Transition Advisory Committee on Electric Utility Industry Restructuring), referred to Energy and Telecommunications.
- SB 71**, introduced by Barkus (by request of the Department of Environmental Quality), referred to Natural Resources.
- SB 72**, introduced by Cobb (by request of the Department of Public Health and Human Services), referred to Public Health, Welfare and Safety.
- SB 73**, introduced by Mahlum, referred to Judiciary.
- SB 74**, introduced by Keenan, referred to Education and Cultural Resources.
- SB 75**, introduced by Stapleton (by request of the Department of Military Affairs), referred to Judiciary.
- SB 76**, introduced by Schmidt (by request of the Office of Public Instruction), referred to Education and Cultural Resources.
- SB 77**, introduced by Johnson (by request of the Transition Advisory Committee on Electric Utility Industry Restructuring), referred to Energy and Telecommunications.
- SB 78**, introduced by McCarthy (by request of the Department of Natural Resources and Conservation), referred to Natural Resources.
- SB 79**, introduced by Sprague, referred to State Administration.
- SB 80**, introduced by Laible (by request of the Legislative Council), referred to Legislative Administration.
- SB 81**, introduced by Cooney (by request of the Office of Public Instruction), referred to Education and Cultural Resources.
- SB 82**, introduced by Kitzenberg, referred to Taxation.
- SB 83**, introduced by McGee (by request of the Department of Transportation), referred to Highways and Transportation.
- SB 84**, introduced by Cocchiarella (by request of the Revenue and Transportation Interim Committee), referred to Natural Resources.

SENATE JOURNAL  
FIRST LEGISLATIVE DAY - JANUARY 6, 2003

- SB 85**, introduced by Cocchiarella (by request of the Legislative Council), referred to Legislative Administration.
- SB 86**, introduced by Zook (by request of the Office of Budget and Program Planning), referred to Finance.
- SB 87**, introduced by Hansen, referred to Agriculture, Livestock and Irrigation.
- SB 88**, introduced by Bales (by request of the Department of Natural Resources and Conservation), referred to Natural Resources.
- SB 89**, introduced by Tash, referred to Local Government.
- SB 90**, introduced by Kitzenberg, referred to Education and Cultural Resources.
- SB 91**, introduced by D. Ryan (by request of the Transition Advisory Committee on Electric Utility Industry Restructuring), referred to Energy and Telecommunications.
- SB 92**, introduced by D. Ryan (by request of the Office of Public Instruction), referred to Education and Cultural Resources.
- SB 93**, introduced by Kitzenberg, referred to Taxation.
- SB 94**, introduced by Stonington (by request of the Department of Public Health and Human Services), referred to Public Health, Welfare and Safety.
- SB 95**, introduced by Stonington (by request of the Department of Public Health and Human Services), referred to Public Health, Welfare and Safety.
- SB 96**, introduced by Kitzenberg, referred to Education and Cultural Resources.
- SB 97**, introduced by Story (by request of the Office of Public Instruction), referred to Education and Cultural Resources.
- SB 98**, introduced by Mangan, referred to Local Government.
- SB 99**, introduced by Laible (by request of the Department of Natural Resources and Conservation), referred to Natural Resources.
- SB 100**, introduced by Grimes (by request of the Department of Public Health and Human Services), referred to Public Health, Welfare and Safety.
- SB 101**, introduced by Mahlum, referred to Business and Labor.
- SB 102**, introduced by McNutt (by request of the Department of Transportation), referred to Highways and Transportation.
- SB 103**, introduced by Laible (by request of the Department of Environmental Quality), referred to Natural Resources.
- SB 104**, introduced by Tester (by request of the Department of Public Health and Human Services), referred to Public Health, Welfare and Safety.
- SB 105**, introduced by Johnson (by request of the Department of Public Health and Human Services), referred to Public Health, Welfare and Safety.
- SB 106**, introduced by Cromley (by request of the State Auditor), referred to Business and Labor.
- SB 107**, introduced by Roush, referred to Highways and Transportation.
- SB 108**, introduced by McNutt (by request of the Department of Labor and Industry), referred to Business and Labor.
- SB 109**, introduced by McNutt (by request of the Department of Labor and Industry), referred to Business and Labor.
- SB 110**, introduced by Toole (by request of the State Administration and Veterans' Affairs Interim Committee), referred to State Administration.
- SB 111**, introduced by Nelson (by request of the State Auditor), referred to Public Health, Welfare and Safety.
- SB 112**, introduced by McCarthy, referred to Local Government.
- SB 113**, introduced by Esp (by request of the Department of Public Health and Human Services), referred to Public Health, Welfare and Safety.
- SB 114**, introduced by Johnson, referred to Local Government.
- SB 115**, introduced by Mahlum (by request of the Governor), referred to Finance.
- SB 116**, introduced by Cooney (by request of the Department of Justice), referred to Judiciary.
- SB 117**, introduced by Cobb (by request of the Department of Administration), referred to State Administration.
- SB 118**, introduced by DePratu (by request of the Department of Justice), referred to Highways and Transportation.
- SB 119**, introduced by Tropila, referred to Taxation.

SENATE JOURNAL  
FIRST LEGISLATIVE DAY - JANUARY 6, 2003

- SB 120**, introduced by Glaser, referred to Education and Cultural Resources.
- SB 121**, introduced by Glaser (by request of the Department of Revenue), referred to Taxation.
- SB 122**, introduced by Tash (by request of the Department of Fish, Wildlife, and Parks), referred to Fish and Game.
- SB 123**, introduced by Glaser, referred to Judiciary.
- SB 124**, introduced by Tester (by request of the State Auditor), referred to Business and Labor.
- SB 125**, introduced by Tester (by request of the State Auditor), referred to Business and Labor.
- SB 126**, introduced by Story (by request of the Revenue and Transportation Interim Committee), referred to Taxation.
- SB 127**, introduced by Bohlinger (by request of the Board of Regents of Higher Education), referred to Education and Cultural Resources.
- SB 128**, introduced by Mahlum, referred to Finance.
- SB 129**, introduced by Elliott, referred to Judiciary.
- SB 130**, introduced by McGee (by request of the Department of Fish, Wildlife, and Parks, the Department of Natural Resources and Conservation), referred to Natural Resources.
- SB 131**, introduced by Barkus (by request of the Governor), referred to Business and Labor.
- SB 132**, introduced by McNutt (by request of the Department of Administration), referred to State Administration.
- SB 133**, introduced by Zook (by request of the Department of Corrections), referred to Judiciary.
- SB 134**, introduced by McNutt (by request of the Office of Budget and Program Planning), referred to Finance.
- SB 135**, introduced by F. Thomas (by request of the Legislative Finance Committee), referred to Finance.
- SB 136**, introduced by Butcher, referred to State Administration.
- SB 137**, introduced by DePratu (by request of the Department of Natural Resources and Conservation), referred to Natural Resources.
- SB 138**, introduced by Cobb, referred to Energy and Telecommunications.
- SB 139**, introduced by Shea (by request of the Department of Corrections), referred to Judiciary.
- SB 140**, introduced by Mahlum (by request of the State Auditor), referred to Business and Labor.
- SB 141**, introduced by Wheat (by request of the Department of Justice), referred to Judiciary.
- SB 142**, introduced by McNutt (by request of the Department of Administration), referred to State Administration.
- SB 143**, introduced by Bohlinger (by request of the State Auditor), referred to Business and Labor.
- SB 144**, introduced by Barkus (by request of the State Auditor), referred to Business and Labor.
- SB 145**, introduced by Bohlinger (by request of the State Administration and Veterans' Affairs Interim Committee), referred to State Administration.
- SB 146**, introduced by Anderson (by request of the Department of Environmental Quality), referred to Energy and Telecommunications.
- SB 147**, introduced by F. Thomas (by request of the Legislative Council), referred to Judiciary.
- SB 148**, introduced by Squires (by request of the State Auditor), referred to Public Health, Welfare and Safety.
- SB 149**, introduced by Barkus (by request of the Legislative Council), referred to State Administration.
- SB 150**, introduced by Johnson (by request of the Department of Natural Resources and Conservation), referred to Local Government.
- SB 151**, introduced by Mahlum (by request of the State Auditor), referred to Business and Labor.
- SB 152**, introduced by Cocchiarella (by request of the Department of Revenue), referred to Business and Labor.
- SB 153**, introduced by McNutt (by request of the State Compensation Insurance Fund), referred to Business and Labor.
- SB 154**, introduced by Stonington (by request of the Transition Advisory Committee on Electric Utility Industry Restructuring), referred to Energy and Telecommunications.
- SB 155**, introduced by Taylor (by request of the Department of Revenue), referred to Taxation.
- SB 156**, introduced by O'Neil, referred to Judiciary.
- SB 157**, introduced by O'Neil, referred to Public Health, Welfare and Safety.
- SB 158**, introduced by Johnson, referred to Taxation.
- SB 159**, introduced by Johnson, referred to Taxation.

SENATE JOURNAL  
FIRST LEGISLATIVE DAY - JANUARY 6, 2003

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

**SJR 1**, introduced by F. Thomas (by request of Joint Rules Committee), referred to Rules.

**SJR 2**, introduced by D. Ryan, referred to Education and Cultural Resources.

**SJR 3**, introduced by Tash (by request of the Department of Military Affairs), referred to State Administration.

**SJR 4**, introduced by Elliott, referred to Fish and Game.

**SJR 5**, introduced by Ellingson, referred to Taxation.

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

**SR 1**, introduced by F. Thomas (by request of Senate Rules Standing Committee), referred to Rules.

**SPECIAL ORDERS OF THE DAY**

Senator Thomas introduced new Republican members of the Senate: Sherm Anderson, Keith Bales, Gregory Barkus, Jerry Black, Aubyn Curtiss, John Esp, Kelly Gebhardt, Rick Laible, Daniel McGee, Gary Perry and Robert Story. The new Senators introduced their families and guests.

Senator Tester introduced new Democratic members of the Senate: Mike Cooney, Brent Cromley, Ken Hansen, Jeff Mangan, Trudi Schmidt, Carolyn Squires, Joseph Tropila and Michael Wheat. The new Senators introduced their family and guests.

**ANNOUNCEMENTS**

Committee meetings were announced by committee chairs.

Majority Leader Thomas moved that the Senate adjourn until 1:00 p.m., Tuesday, January 7, 2003. Motion carried.

Senate adjourned at 1:32 p.m.

ROSANA SKELTON  
Secretary of Senate

BOB KEENAN  
President of the Senate