

**SENATE JOURNAL
59TH LEGISLATURE
ADDENDUM**

Helena, Montana
2005

Senate Chambers
State Capitol

Mr. President: We, your committee on Bills and Journal, having examined the daily journal for the thirty-fifth through the eighty-sixth legislative days, find the same to be correct.

REPORTS OF STANDING COMMITTEES

BILLS AND JOURNAL:

4/27/2005

Examined by the sponsor and found to be correct: **SB 114, SB 120, SB 154, SB 167, SB 175, SB 213, SB 224, SB 260, SB 287, SB 339, SB 342, SB 401, SB 445, SB 489.**

Signed by the Speaker at 12:45 p.m., April 25, 2005: **SB 114, SB 120, SB 154, SB 167, SB 175, SB 213, SB 224, SB 260, SB 287, SB 339, SB 342, SB 401, SB 445, SB 489.**

Signed by the President at 12:30 p.m., April 25, 2005: **SB 114, SB 120, SB 154, SB 167, SB 175, SB 213, SB 224, SB 260, SB 287, SB 339, SB 342, SB 401, SB 445, SB 489.**

Signed by the Secretary of the Senate at 12:15 p.m., April 25, 2005: **SB 114, SB 120, SB 154, SB 167, SB 175, SB 213, SB 224, SB 260, SB 287, SB 339, SB 342, SB 401, SB 445, SB 489.**

Delivered to the Governor for approval at 1:20 p.m., April 25, 2005: **SB 114, SB 120, SB 154, SB 167, SB 175, SB 213, SB 224, SB 260, SB 287, SB 339, SB 342, SB 401, SB 445, SB 489.**

Delivered to the Secretary of State at 2:10 p.m., April 27, 2005: **SB 1 - SB 526, SJR 1 - SJR 42, SR 1, SR 2, SR 3, SR 4, SR 5, SR 6, SR 7, SR 8, SR 9, SR 10, SR 11, SR 12, SR 13, SR 14, SR 15, SR 16, SR 17, SR 18, SR 19.**

Examined by the sponsor and found to be correct: **SB 107, SB 115, SB 139, SB 212, SB 443, SB 461.**

Signed by the Speaker at 12:45 p.m., April 25, 2005: **SB 107, SB 115, SB 139, SB 212, SB 443, SB 461.**

Signed by the President at 12:30 p.m., April 25, 2005: **SB 107, SB 115, SB 139, SB 212, SB 443, SB 461.**

Signed by the Secretary of the Senate at 12:15 p.m., April 25, 2005: **SB 107, SB 115, SB 139, SB 212, SB 443, SB 461.**

Delivered to the Governor for approval at 1:20 p.m., April 25, 2005: **SB 107, SB 115, SB 139, SB 212, SB 443, SB 461.**

Examined by the sponsor and found to be correct: **SJR 35, SJR 38, SJR 41, SJR 36, SJR 39, SJR 42, SR 19.**

Signed by the Speaker at 12:45 p.m., April 25, 2005: **SJR 35, SJR 38, SJR 41, SJR 36, SJR 39, SJR 42, SR 19.**

Signed by the President at 12:30 p.m., April 25, 2005: **SJR 35, SJR 38, SJR 41, SJR 36, SJR 39, SJR 42, SR 19.**

Signed by the Secretary of the Senate at 12:15 p.m., April 25, 2005: **SJR 35, SJR 38, SJR 41, SJR 36, SJR 39, SJR 42, SR 19.**

Delivered to the Secretary of State at 1:20 p.m., April 25, 2005: **SJR 35, SJR 38, SJR 41, SJR 36, SJR 39, SJR 42, SR 19.**

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MESSAGES FROM THE GOVERNOR

April 18, 2005

The Honorable Jon Tester
President of the Senate
State Capitol
Helena, Montana 59620

The Honorable Gary Matthews
Speaker of the House
State Capitol
Helena, Montana 59620

Dear President Tester and Speaker Matthews:

In accordance with the power vested in me as Governor by the Constitution and laws of the State of Montana, I hereby veto Senate Bill 153, "**AN ACT REQUIRING THE DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES TO REPORT TO AN APPROPRIATE LEGISLATIVE INTERIM COMMITTEE ON THE DEPARTMENT'S PROGRESS IN MEETING SPECIFIED GOALS AND PERFORMANCE INDICATORS AND TO POST THOSE GOALS AND PERFORMANCE INDICATORS ON THE DEPARTMENT'S WEBSITE; ALLOWING THE DEPARTMENT TO AMEND THOSE GOALS AND PERFORMANCE INDICATORS AND ITS PROGRESS REPORTS UNDER CERTAIN CONDITIONS; SPECIFYING GOALS AND PERFORMANCE INDICATORS FOR THE DEPARTMENT; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A TERMINATION DATE**" for the following reasons.

Sincerely,

BRIAN SCHWEITZER
Governor

April 19, 2005

The Honorable Jon Tester
President of the Senate
State Capitol
Helena, Montana 59620

The Honorable Gary Matthews
Speaker of the House
State Capitol
Helena, Montana 59620

Dear President Tester and Speaker Matthews:

In accordance with the power vested in me as Governor by the Constitution and laws of the State of Montana, I hereby veto Senate Bill 46, "**AN ACT CLARIFYING THE ROLE AND THE DUTIES OF THE MENTAL HEALTH**

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OMBUDSMAN; SPECIFYING THE RIGHTS OF THE MENTAL HEALTH OMBUDSMAN WITH REGARD TO THE RECEIPT OF PROTECTED HEALTH CARE INFORMATION; PROVIDING THAT THE MENTAL HEALTH OMBUDSMAN IS A HEALTH OVERSIGHT AGENCY; AMENDING SECTIONS 2-15-210, 50-16-530, AND 50-16-603, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE" for the following reasons.

Sincerely,

BRIAN SCHWEITZER
Governor

April 22, 2005

The Honorable Jon Tester
President of the Senate
State Capitol
Helena, Montana 59620

The Honorable Gary Matthews
Speaker of the House
State Capitol
Helena, Montana 59620

Dear President Tester and Speaker Matthews:

In accordance with the power vested in me as Governor by the Constitution and laws of the State of Montana, I hereby veto Senate Bill 295, "**AN ACT DESIGNATING MAY 24 OF EACH YEAR AS AVIATION MAINTENANCE TECHNICIAN DAY, A DAY OF OBSERVANCE; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"** for the following reasons.

Sincerely,

BRIAN SCHWEITZER
Governor

April 22, 2005

The Honorable Jon Tester
President of the Senate
State Capitol
Helena, Montana 59620

The Honorable Gary Matthews
Speaker of the House
State Capitol
Helena, Montana 59620

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Dear President Tester and Speaker Matthews:

In accordance with the power vested in me as Governor by the Constitution and laws of the State of Montana, I hereby veto Senate Bill 385, "**AN ACT EXPANDING THE ROLE, DUTIES, AND TITLE OF THE MENTAL HEALTH OMBUDSMAN TO INCLUDE FAMILIES IN THE CHILD PROTECTIVE SERVICES SYSTEM; SPECIFYING THE RIGHTS OF THE OMBUDSMAN WITH REGARD TO THE RECEIPT OF PROTECTED CONFIDENTIAL AND HEALTH CARE INFORMATION AND RECORDS REGARDING REPORTS OF CHILD ABUSE AND NEGLECT; PROVIDING THAT THE OMBUDSMAN IS A HEALTH OVERSIGHT AGENCY; PROVIDING FOR SETTING PRIORITIES; AND AMENDING SECTIONS 2-15-210, 41-3-205, 50-16-530, 50-16-603, AND 53-21-166, MCA**" for the following reasons.

Sincerely,

BRIAN SCHWEITZER
Governor

April 25, 2005

The Honorable Jon Tester
President of the Senate
State Capitol
Helena, Montana 59620

The Honorable Gary Matthews
Speaker of the House
State Capitol
Helena, Montana 59620

Dear President Tester and Speaker Matthews:

In accordance with the power vested in me as Governor by the Constitution and laws of the State of Montana, I hereby veto Senate Bill 109, "**AN ACT REQUIRING ALL STATE GOVERNMENT AGENCIES, INCLUDING THE JUDICIARY, THE LEGISLATURE, AND THE MONTANA UNIVERSITY SYSTEM, TO DEVELOP STRATEGIC PLANS; REQUIRING THE STRATEGIC PLAN TO CONTAIN PERFORMANCE MEASURES; DESCRIBING CRITERIA FOR PERFORMANCE MEASURES; DESCRIBING REQUIREMENTS FOR DATA COLLECTION AND REPORTING; ALLOWING THE LEGISLATIVE AUDIT DIVISION TO PROVIDE CERTAIN INFORMATION; OUTLINING LEGISLATIVE AND AGENCY USE OF PERFORMANCE MEASURES; ELIMINATING EXISTING PERFORMANCE MEASURE REQUIREMENTS FOR THE DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES; AMENDING SECTIONS 2-15-112, 3-1-702, 5-5-215, 5-11-105, 5-12-205, 5-13-203, AND 20-25-301, MCA; REPEALING SECTIONS 2-15-2221, 2-15-2222, 2-15-2223, 2-15-2224, 2-15-2225, AND 2-15-2226, MCA; AND PROVIDING AN EFFECTIVE DATE AND AN APPLICABILITY DATE**" for the following reasons.

Sincerely,

BRIAN SCHWEITZER
Governor

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April 25, 2005

The Honorable Jon Tester
President of the Senate
State Capitol
Helena, Montana 59620

The Honorable Gary Matthews
Speaker of the House
State Capitol
Helena, Montana 59620

Dear President Tester and Speaker Matthews:

In accordance with the power vested in me as Governor by the Constitution and laws of the State of Montana, I hereby veto Senate Bill 462, "**AN ACT REVISING THE LAW RELATING TO VENUE IN LEGAL ACTIONS AGAINST STATE AGENCIES; AND AMENDING SECTION 25-2-126, MCA**" for the following reasons.

Sincerely,

BRIAN SCHWEITZER
Governor