

**SENATE JOURNAL  
60TH LEGISLATURE  
SIXTY-FOURTH LEGISLATIVE DAY**

Helena, Montana  
March 26, 2007

Senate Chambers  
State Capitol

Senate convened at 1:00 p.m. President Cooney presiding. Invocation by Father Jerry Lowney. Pledge of Allegiance to the Flag.

Roll Call. Senators Gillan, Essmann and Smith excused. Quorum present.

Yeas: Bales, Barkus, Black, Brown, Brueggeman, Cobb, Cocchiarella, Curtiss, Elliott, Esp, Gallus, Hansen, Harrington, Hawks, Jent, Juneau, Kaufmann, Kitzenberg, Laible, Larson, Laslovich, Lewis, Moss, Murphy, Pease, Perry, Peterson, Ryan, Schmidt, Squires, Stapleton, Steinbeisser, Story, Tash, J.Tropila, M.Tropila, Wanzenried, Weinberg, Williams, Mr. President.

Total 40

Nays: Balyeat, Gebhardt, Jackson, Lind, McGee, O'Neil, Shockley.

Total 7

Absent or not voting: None.

Total 0

Excused: Essmann, Gillan, Smith.

Total 3

**MOTIONS**

**SEN. CAROL WILLIAMS, SD 46, MISSOULA** moved to place **SB 470** on third reading the 65th Legislative day. Motion carried.

**REPORTS OF STANDING COMMITTEES**

**AGRICULTURE, LIVESTOCK AND IRRIGATION** (Hansen, Chairman): 3/26/2007  
**HJR 17**, be concurred in. Report adopted.

**NATURAL RESOURCES AND ENERGY** (Lind, Chairman): 3/26/2007  
**HB 166**, be concurred in. Report adopted.  
**HB 259**, be concurred in. Report adopted.  
**HB 427**, be concurred in. Report adopted.

**TAXATION** (Elliott, Chairman): 3/26/2007  
**SB 210**, introduced bill, be amended as follows:

1. Title, line 4 through line 5.

**Strike:** "INCREASING" on line 4 through "INVESTMENTS;" on line 5

2. Title, lines 6 and 7.

**Strike:** "SMALL-BUSINESS CORPORATIONS"

**Insert:** "LIMITED LIABILITY PARTNERSHIPS, S. CORPORATIONS, OR OTHER DISREGARDED ENTITIES"

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3. Title, line 7 through line 8.  
**Strike:** "A" on line 7 through "LEVEL" on line 8  
**Insert:** "CERTAIN INCOME LEVELS"

4. Title, line 8.  
**Strike:** "3-YEAR CARRYFORWARD"  
**Insert:** "REFUND"

5. Title, line 9.  
**Strike:** "SECTIONS 15-32-103 AND"  
**Insert:** "SECTION"

6. Title, page 10.  
**Strike:** the second "AND"  
**Insert:** ", "  
**Following:** the second "DATE"  
**Insert:** ", AND A TERMINATION DATE"

7. Page 1, line 14 through line 28.  
**Strike:** section 1 in its entirety  
**Renumber:** subsequent sections

8. Page 2, line 3.  
**Strike:** "75%"  
**Insert:** "25%"

9. Page 2, line 4.  
**Strike:** "space"  
**Strike:** "or of major appliances"

10. Page 2, line 6.  
**Strike:** "\$5,000"  
**Insert:** "\$800"

11. Page 2, line 7.  
**Following:** "(2)"  
**Insert:** "(a)"

12. Page 2, line 8.  
**Strike:** "150% of the federal poverty level"  
**Insert:** "the amount established in subsection (2)(b)"

13. Page 2, line 9.  
**Strike:** "100%"  
**Insert:** "25%"

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14. Page 2, line 10.

**Strike:** "space"

**Strike:** "or of major appliances"

15. Page 2, line 11.

**Strike:** "\$5,000"

**Insert:** "\$800"

16. Page 2.

**Following:** line 11

**Insert:** "(b) To be eligible for the credit allowed by this subsection (2), a single taxpayer may not have a Montana adjusted gross income in excess of \$11,280 and married couples filing jointly or separately on the same form may not have a Montana adjusted gross income in excess of \$14,590. The department, by November 1, of each year, shall multiply the income amounts in this subsection (2)(b) by the inflation factor for that year and round the product to the nearest \$10. The resulting adjusted income is effective for that tax year and must be used in determining the eligibility for the credit allowed by this subsection (2)."

17. Page 2, lines 12 and 13.

**Strike:** "small business corporation, as defined in 15-30-1101."

**Insert:** "limited liability partnership, S. corporation, or other disregarded entity"

**Strike:** "75%" on line 13

**Insert:** "25%"

18. Page 2, line 14.

**Following:** "attributes of a"

**Insert:** "residential rental"

19. Page 2, line 15.

**Strike:** "space"

**Strike:** "or of major appliances"

20. Page 2, line 16.

**Strike:** "\$10,000"

**Insert:** "\$800"

21. Page 2, line 17.

**Strike:** "not"

**Strike:** "more than one status"

**Insert:** "subsection (1), (2), or (3) but may be claimed under only one of those subsections"

22. Page 2, line 21.

**Following:** "(6)"

**Insert:** "The credits under subsections (1) and (3) may not exceed the taxpayer's tax liability."

**Following:** "credit"

**Insert:** "under subsection (2)"

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23. Page 2, line 22.

**Strike:** line 22 in its entirety

**Insert:** "of the excess must be refunded to the taxpayer. The credit may be claimed even if the claimant has no taxable income.

(7) If the taxpayer is an S. corporation, the shareholders may claim a pro rata share of the tax credit. If the taxpayer is a partnership or disregarded entity, the credit may be claimed by the partners or members in the same proportion used to report the partnership's or entity's income or loss for Montana income tax purposes."

24. Page 2.

**Following:** line 27

**Insert:** "NEW SECTION. **Section 4. Termination.** [This act] terminates January 1, 2010."

And, as amended, do pass. Report adopted.

**SB 281**, introduced bill, be amended as follows:

1. Page 4, line 26.

**Following:** "(9)"

**Insert:** "(a)"

2. Page 4.

**Following:** line 30

**Insert:** "(b) Married taxpayers filing a joint federal return who are allowed a deduction for qualified tuition and related expenses under section 222 of the Internal Revenue Code, 26 U.S.C. 222, and who file separate Montana income tax returns may claim the same amount of the deduction that is allowed on the federal return. The deduction may be split equally on each return or in proportion to each taxpayer's share of federal adjusted gross income."

And, as amended, do pass. Report adopted.

**SB 356**, introduced bill, be amended as follows:

1. Title, lines 5 and 6.

**Following:** "FROM" on line 5

**Strike:** "A" on line 5 through "MONTANA" on line 6

**Insert:** "AN"

2. Page 1.

**Following:** line 13

**Insert:** "(1) "Earned income" means income from wages, salaries, bonuses, commissions, and other income that is earned in the act of providing personal services as an employee or as an independent contractor."

**Renumber:** subsequent subsections

3. Page 1, line 14 through line 17.

**Strike:** "'Montana institution" on line 14

**Insert:** "'Institution"

**Strike:** ":" on line 14 through "(c)" on line 17

**Following:** "a" on line 17

**Insert:** "public or "

**Strike:** "located in Montana" on line 17

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4. Page 1, line 24.

**Strike:** "a Montana"

**Insert:** "an"

5. Page 1, line 25.

**Following:** "taxes"

**Insert:** "on earned income"

6. Page 1, line 30.

**Strike:** "a Montana"

**Insert:** "an"

7. Page 2, line 2.

**Strike:** "a Montana"

**Insert:** "an"

8. Page 2.

**Following:** line 3

**Insert:** "(b) To qualify for a credit, in each year determined under subsection (2)(a), the taxpayer must have received at least \$2,500 in earned income that year."

**Renumber:** subsequent subsection

9. Page 2, line 18.

**Following:** "program"

**Insert:** "and similar entities"

And, as amended, do pass. Report adopted.

**SB 375**, introduced bill, be amended as follows:

1. Page 1, line 28.

**Strike:** "\$500"

**Insert:** "\$250"

And, as amended, do pass. Report adopted.

**SB 400**, introduced bill, be amended as follows:

1. Page 1, line 13.

**Strike:** "15%"

**Insert:** "10%"

2. Page 1, line 17.

**Strike:** "returns."

**Insert:** "forms. Married taxpayers filing separately on the same form may allocate the credit between spouses."

And, as amended, do pass. Report adopted.

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**SB 550**, introduced bill, be amended as follows:

1. Title, line 11.

**Following:** "7-3-157,"

**Insert:** "7-3-158,"

2. Page 5, line 20 through line 23.

**Strike:** subsection (3) in its entirety

**Renumber:** subsequent subsection

3. Page 6, line 10.

**Insert:** "**Section 11.** Section 7-3-158, MCA, is amended to read:

**"7-3-158. Transition provisions affecting personnel.** (1) The members of the governing body holding office on the date the new plan of government is adopted by the electors of the local government continue in office and in the performance of their duties until the governing body authorized by the plan has been elected and qualified, ~~whereupon the prior governing body is abolished.~~

(2) An officer, including a member of the governing body, elected under an existing form of government or plan of government continues to hold office under a new form of government or change to a plan of government if the new form or plan continues to have that office, whether the new officer is to be elected or appointed. A successor may be elected or appointed, as appropriate, to fill the office at the end of the term for which the holdover officer was elected.

~~(2)(3) All other employees holding offices or positions, whether elective or appointive, under the government of the county or municipality continue in the performance of the duties of their respective offices and positions until provisions are made for the performance or discontinuance of the duties or the discontinuance of the offices or positions.~~

~~(3)(4) A charter or a petition proposing an alteration to an existing form of local government change in a form of government or a plan of government may provide that existing elected officers shall of an office that is abolished may continue in office until the end of the term for which they were elected or may provide that the existing elected officers ~~shall~~ be retained as local government employees until the end of the term for which they were elected, and their salaries may not be reduced."~~

**Renumber:** subsequent sections

4. Page 7, line 6.

**Following:** "funding"

**Insert:** ", not to exceed (insert dollar or mill amount),"

5. Page 7, line 10.

**Following:** "funding"

**Insert:** ", not to exceed (insert dollar or mill amount),"

6. Page 8, line 11.

**Strike:** "not to exceed 1 mill"

**Strike:** "up to 1 mill"

**Insert:** "mills"

7. Page 10, line 8.

**Following:** "7-3-158"

**Strike:** "(3)"

**Insert:** "(4)"

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And, as amended, do pass. Report adopted.

**SB 552**, introduced bill, be amended as follows:

1. Title, line 4.

**Strike:** "\$300"

**Insert:** "\$100"

2. Title, line 5.

**Following:** "FIREFIGHTERS"

**Insert:** "AND EMERGENCY MEDICAL TECHNICIANS"

3. Page 1, line 11.

**Strike:** "\$300"

**Insert:** "\$100"

**Following:** "firefighter"

**Insert:** "or a volunteer emergency medical technician"

4. Page 1, line 14.

**Following:** "39-71-118"

**Insert:** "or an emergency medical technician as defined in 50-6-202"

5. Page 1, line 16.

**Following:** "24"

**Insert:** ", or the same volunteer emergency medical service as defined in 50-6-302"

6. Page 1, line 17.

**Following:** "19-17-108(3)"

**Insert:** "hours prescribed by the Montana state for firefighters or completed the number of training hours prescribed by Montana state board of medical examiners for emergency medical technicians"

7. Page 1, line 19.

**Strike:** "fire company"

**Insert:** "entity"

8. Page 1, line 20.

**Following:** "year"

**Insert:** "referred to in subsection (2)(a)"

9. Page 1, line 23.

**Insert:** "(5) A taxpayer may not claim a credit as both a firefighter and an emergency medical technician under this section."

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**AGRICULTURE, LIVESTOCK AND IRRIGATION** (Hansen, Chairman):

3/26/2007

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3/26/2007

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**Insert:** "LIMITED LIABILITY PARTNERSHIPS, S. CORPORATIONS, OR OTHER DISREGARDED ENTITIES"

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**Insert:** "forms. Married taxpayers filing separately on the same form may allocate the credit between spouses."

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**Renumber:** subsequent subsection

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(2) An officer, including a member of the governing body, elected under an existing form of government or plan of government continues to hold office under a new form of government or change to a plan of government if the new form or plan continues to have that office, whether the new officer is to be elected or appointed. A successor may be elected or appointed, as appropriate, to fill the office at the end of the term for which the holdover officer was elected.

~~(2)(3)~~ (3) All other employees holding offices or positions, ~~whether elective or appointive,~~ under the government of the county or municipality continue in the performance of the duties of their respective offices and positions until provisions are made for the performance or discontinuance of the duties or the discontinuance of the offices or positions.

~~(3)(4)~~ (4) A ~~charter or a petition proposing an alteration to an existing form of local government~~ change in a form of government or a plan of government may provide that existing elected officers ~~shall~~ of an office that is abolished may continue in office until the end of the term for which they were elected or may provide that the existing elected officers ~~shall~~ be retained as local government employees until the end of the term for which they were elected, and their salaries may not be reduced.""

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**Following:** "funding"

**Insert:** ", not to exceed (insert dollar or mill amount),"

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**Strike:** "not to exceed 1 mill"

**Strike:** "up to 1 mill"

**Insert:** "mills"

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**Following:** "7-3-158"

**Strike:** "(3)"

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**Insert:** "(4)"

And, as amended, do pass. Report adopted.

**SB 552**, introduced bill, be amended as follows:

1. Title, line 4.

**Strike:** "\$300"

**Insert:** "\$100"

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**Following:** "FIREFIGHTERS"

**Insert:** "AND EMERGENCY MEDICAL TECHNICIANS"

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**Strike:** "\$300"

**Insert:** "\$100"

**Following:** "firefighter"

**Insert:** "or a volunteer emergency medical technician"

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**Following:** "39-71-118"

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**Following:** "24"

**Insert:** ", or the same volunteer emergency medical service as defined in 50-6-302"

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**Following:** "19-17-108(3)"

**Insert:** "for firefighters or completed the number of training hours prescribed by Montana state board of medical examiners for emergency medical technicians"

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**Strike:** "fire company"

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**Following:** "year"

**Insert:** "referred to in subsection (2)(a)"

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**Insert:** "(5) A taxpayer may not claim a credit as both a firefighter and an emergency medical technician under this section."

And, as amended, do pass. Report adopted.

**MESSAGES FROM THE OTHER HOUSE**

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<b>Senate amendments to House bill</b> concurred in:	3/24/2007
<b>HB 120</b> , introduced by Henry	
<b>Senate amendments to House bill</b> concurred in:	3/24/2007
<b>HB 124</b> , introduced by French	
<b>Senate amendments to House bill</b> concurred in:	3/24/2007
<b>HB 409</b> , introduced by Sinrud	
<b>Senate bill</b> concurred in and returned to the Senate:	3/24/2007
<b>SB 269</b> , introduced by Larson	
<b>Senate bill</b> concurred in and returned to the Senate:	3/24/2007
<b>SB 369</b> , introduced by Smith	
<b>House bill</b> passed and transmitted to the Senate for concurrence:	3/24/2007
<b>HB 4</b> , introduced by Musgrove	
<b>House bill</b> passed and transmitted to the Senate for concurrence:	3/24/2007
<b>HB 19</b> , introduced by McNutt	
<b>House bill</b> passed and transmitted to the Senate for concurrence:	3/24/2007
<b>HB 114</b> , introduced by Olson	
<b>House bill</b> passed and transmitted to the Senate for concurrence:	3/24/2007
<b>HB 131</b> , introduced by Sesso	
<b>House bill</b> passed and transmitted to the Senate for concurrence:	3/24/2007
<b>HB 315</b> , introduced by Koopman	
<b>House bill</b> passed and transmitted to the Senate for concurrence:	3/24/2007
<b>HB 348</b> , introduced by Keane	
<b>House bill</b> passed and transmitted to the Senate for concurrence:	3/24/2007
<b>HB 395</b> , introduced by W. Jones	
<b>House bill</b> passed and transmitted to the Senate for concurrence:	3/24/2007

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**HB 473**, introduced by Ross  
**House bill** passed and transmitted to the Senate for concurrence: 3/24/2007

**HB 480**, introduced by Lake  
**House bill** passed and transmitted to the Senate for concurrence: 3/24/2007

**HB 540**, introduced by Groesbeck  
**House bill** passed and transmitted to the Senate for concurrence: 3/24/2007

**HB 569**, introduced by Rice  
**House bill** passed and transmitted to the Senate for concurrence: 3/24/2007

**HB 592**, introduced by Wilson  
**House bill** passed and transmitted to the Senate for concurrence: 3/24/2007

**HB 644**, introduced by Sonju  
**Senate bill** concurred in and returned to the Senate: 3/24/2007

**SB 178**, introduced by Lewis  
**Senate bill** concurred in and returned to the Senate: 3/24/2007

**SB 208**, introduced by M. Tropila  
**Senate bill** concurred in and returned to the Senate: 3/24/2007

**SB 385**, introduced by Cobb  
**Senate joint resolution** concurred in and returned to the Senate: 3/24/2007

**SJR 21**, introduced by J. Peterson  
**Senate bill** concurred in as amended and returned to the Senate for concurrence in House amendments: 3/23/2007

**SB 12**, introduced by Williams  
**Senate bill** concurred in as amended and returned to the Senate for concurrence in House amendments: 3/23/2007

**SB 50**, introduced by Gallus  
**Senate bill** concurred in as amended and returned to the Senate for concurrence in House amendments: 3/23/2007

**SB 102**, introduced by Lind

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**Senate bill** concurred in as amended and returned to the Senate for concurrence in House amendments: 3/23/2007  
**SB 118**, introduced by Cobb

**Senate bill** concurred in as amended and returned to the Senate for concurrence in House amendments: 3/23/2007  
**SB 175**, introduced by Squires

**House bill** passed and transmitted to the Senate for concurrence: 3/23/2007  
**HB 390**, introduced by Nooney

**House bill** passed and transmitted to the Senate for concurrence: 3/23/2007  
**HB 443**, introduced by Taylor

**House bill** passed and transmitted to the Senate for concurrence: 3/23/2007  
**HB 444**, introduced by Taylor

**House bill** passed and transmitted to the Senate for concurrence: 3/23/2007  
**HB 630**, introduced by Gallik

**Senate bill** concurred in and returned to the Senate: 3/23/2007  
**SB 168**, introduced by Jent

**Senate bill** concurred in and returned to the Senate: 3/23/2007  
**SB 239**, introduced by Balyeat

**Senate bill** concurred in and returned to the Senate: 3/23/2007  
**SB 322**, introduced by Brueggeman

**FIRST READING AND COMMITMENT OF BILLS**

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

**SB 561**, introduced by Kaufmann, referred to Taxation.  
**SB 562**, introduced by Laslovich, referred to Taxation.

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

**HB 610**, introduced by Keane, referred to Judiciary.  
**HB 769**, introduced by Lake, referred to Public Health, Welfare and Safety.

**SECOND READING OF BILLS  
(COMMITTEE OF THE WHOLE)**



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Senator Williams moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator McGee in the chair.

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

**HB 206** - Senator Williams moved consideration of **HB 206** be passed for the day. Motion carried unanimously.

**HB 253** - Senator Williams moved consideration of **HB 253** be passed for the day. Motion carried unanimously.

**SB 116** - Senator Brueggeman moved house amendments to **SB 116** do pass. Motion carried unanimously.

**HB 756** - Senator Ryan moved **HB 756** be concurred in. Motion carried with Senator Balyeat, O'Neil, Shockley, McGee voting nay.

**HB 369** - Senator Hawks moved **HB 369** be concurred in. Motion carried with Senator Balyeat, Esp, McGee, Story, Shockley voting nay.

**SB 553** - Senator Black moved **SB 553** do pass. Motion carried as follows:

Yeas: Bales, Barkus, Black, Brown, Brueggeman, Cobb, Cocchiarella, Curtiss, Elliott, Esp, Gallus, Gebhardt, Hansen, Harrington, Hawks, Jent, Juneau, Kaufmann, Kitzenberg, Laible, Larson, Laslovich, Lewis, Lind, Moss, Murphy, Pease, Perry, Peterson, Ryan, Schmidt, Shockley, Smith, Squires, Stapleton, Steinbeisser, Story, Tash, J.Tropila, M.Tropila, Wanzenried, Weinberg, Williams, Mr. President.

Total 44

Nays: Balyeat, Jackson, McGee, O'Neil.

Total 4

Absent or not voting: None.

Total 0

Excused: Essmann, Gillan.

Total 2

**HB 37** - Senator Gebhardt moved **HB 37** be concurred in. Motion carried with Senator McGee voting nay.

**HB 242** - Senator Shockley moved **HB 242** be concurred in. Motion **failed** as follows:

Yeas: Bales, Balyeat, Barkus, Black, Brueggeman, Cocchiarella, Curtiss, Esp, Gallus, Harrington, Jackson, Jent, Laible, Laslovich, Lewis, McGee, Murphy, Perry, Peterson, Shockley, Squires, Steinbeisser, Story, Tash.

Total 24

Nays: Brown, Cobb, Elliott, Gebhardt, Hansen, Hawks, Juneau, Kaufmann, Kitzenberg, Larson, Lind, Moss, O'Neil, Pease, Ryan, Schmidt, Smith, Stapleton, J.Tropila, M.Tropila, Wanzenried, Weinberg, Williams, Mr. President.

Total 24

Absent or not voting: None.

Total 0

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Excused: Essmann, Gillan.  
Total 2

**HB 789** - Senator Cocchiarella moved **HB 789** be concurred in. Motion carried unanimously.

**HB 532** - Senator J. Tropila moved **HB 532** be concurred in. Motion carried unanimously.

**HB 174** - Senator Elliott moved **HB 174** be concurred in. Motion carried as follows:

Yeas: Cocchiarella, Elliott, Gallus, Hansen, Harrington, Hawks, Jent, Juneau, Kaufmann, Kitzenberg, Larson, Laslovich, Lind, Moss, Pease, Ryan, Schmidt, Smith, Squires, J.Tropila, M.Tropila, Wanzenried, Weinberg, Williams, Mr. President.  
Total 25

Nays: Bales, Balyeat, Barkus, Black, Brown, Brueggeman, Cobb, Curtiss, Esp, Gebhardt, Jackson, Laible, Lewis, McGee, Murphy, O'Neil, Perry, Peterson, Shockley, Stapleton, Steinbeisser, Story, Tash.  
Total 23

Absent or not voting: None.  
Total 0

Excused: Essmann, Gillan.  
Total 2

Senator Williams moved the committee rise and report. Motion carried. Committee arose. Senate resumed. President Cooney in the chair. Chairman McGee moved the Committee of the Whole report be adopted. The motion carried unanimously.

**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:

**HB 284** concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Black, Brown, Brueggeman, Cobb, Cocchiarella, Curtiss, Elliott, Esp, Gallus, Gebhardt, Hansen, Harrington, Hawks, Jackson, Jent, Juneau, Kaufmann, Kitzenberg, Laible, Larson, Laslovich, Lewis, Lind, McGee, Moss, Murphy, O'Neil, Pease, Perry, Peterson, Ryan, Schmidt, Shockley, Smith, Squires, Stapleton, Steinbeisser, Story, Tash, J.Tropila, M.Tropila, Wanzenried, Weinberg, Williams, Mr. President.  
Total 48

Nays: None.  
Total 0

Absent or not voting: None.  
Total 0

Excused: Essmann, Gillan.  
Total 2

**HB 664** concurred in as follows:

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Yeas: Bales, Balyeat, Barkus, Black, Brown, Brueggeman, Cobb, Cocchiarella, Curtiss, Elliott, Esp, Gallus, Gebhardt, Hansen, Harrington, Hawks, Jackson, Jent, Juneau, Kaufmann, Kitzenberg, Laible, Larson, Laslovich, Lewis, Lind, McGee, Moss, Murphy, O'Neil, Pease, Perry, Peterson, Ryan, Schmidt, Shockley, Smith, Squires, Stapleton, Steinbeisser, Story, Tash, J.Tropila, M.Tropila, Wanzenried, Weinberg, Williams, Mr. President.  
Total 48

Nays: None.  
Total 0

Absent or not voting: None.  
Total 0

Excused: Essmann, Gillan.  
Total 2

**HB 129** concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Black, Brown, Brueggeman, Cobb, Cocchiarella, Curtiss, Elliott, Esp, Gallus, Gebhardt, Hansen, Harrington, Hawks, Jackson, Jent, Juneau, Kaufmann, Kitzenberg, Laible, Larson, Laslovich, Lewis, Lind, McGee, Moss, Murphy, O'Neil, Pease, Perry, Peterson, Ryan, Schmidt, Shockley, Smith, Squires, Stapleton, Steinbeisser, Story, Tash, J.Tropila, M.Tropila, Wanzenried, Weinberg, Williams, Mr. President.  
Total 48

Nays: None.  
Total 0

Absent or not voting: None.  
Total 0

Excused: Essmann, Gillan.  
Total 2

**HB 363** concurred in as follows:

Yeas: Bales, Black, Brown, Brueggeman, Cobb, Cocchiarella, Curtiss, Elliott, Gallus, Hansen, Harrington, Hawks, Jackson, Jent, Juneau, Kaufmann, Kitzenberg, Laible, Larson, Laslovich, Lewis, Lind, Moss, Pease, Peterson, Ryan, Schmidt, Smith, Squires, Steinbeisser, Story, Tash, J.Tropila, M.Tropila, Wanzenried, Weinberg, Williams, Mr. President.  
Total 38

Nays: Balyeat, Barkus, Esp, Gebhardt, McGee, Murphy, O'Neil, Perry, Shockley, Stapleton.  
Total 10

Absent or not voting: None.  
Total 0

Excused: Essmann, Gillan.  
Total 2

**HB 153** concurred in as follows:

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Yeas: Bales, Balyeat, Barkus, Black, Brown, Brueggeman, Cobb, Cocchiarella, Curtiss, Elliott, Esp, Gallus, Gebhardt, Hansen, Harrington, Hawks, Jackson, Jent, Juneau, Kaufmann, Kitzenberg, Laible, Larson, Laslovich, Lewis, Lind, McGee, Moss, Murphy, O'Neil, Pease, Perry, Peterson, Ryan, Schmidt, Shockley, Smith, Squires, Stapleton, Steinbeisser, Story, Tash, J.Tropila, M.Tropila, Wanzenried, Weinberg, Williams, Mr. President.  
Total 48

Nays: None.  
Total 0

Absent or not voting: None.  
Total 0

Excused: Essmann, Gillan.  
Total 2

**HB 510** concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Black, Brown, Brueggeman, Cobb, Cocchiarella, Curtiss, Elliott, Esp, Gallus, Gebhardt, Hansen, Harrington, Hawks, Jackson, Jent, Juneau, Kaufmann, Kitzenberg, Laible, Larson, Laslovich, Lewis, Lind, Moss, Murphy, O'Neil, Pease, Perry, Peterson, Ryan, Schmidt, Shockley, Smith, Squires, Stapleton, Steinbeisser, Story, Tash, J.Tropila, M.Tropila, Wanzenried, Weinberg, Williams, Mr. President.  
Total 47

Nays: McGee.  
Total 1

Absent or not voting: None.  
Total 0

Excused: Essmann, Gillan.  
Total 2

**HB 579** concurred in as follows:

Yeas: Bales, Balyeat, Barkus, Black, Brown, Brueggeman, Cobb, Cocchiarella, Curtiss, Elliott, Esp, Gallus, Gebhardt, Hansen, Harrington, Hawks, Jackson, Jent, Juneau, Kaufmann, Kitzenberg, Laible, Larson, Laslovich, Lewis, Lind, McGee, Moss, Murphy, O'Neil, Pease, Perry, Peterson, Ryan, Schmidt, Shockley, Smith, Squires, Stapleton, Steinbeisser, Story, Tash, J.Tropila, M.Tropila, Wanzenried, Weinberg, Williams, Mr. President.  
Total 48

Nays: None.  
Total 0

Absent or not voting: None.  
Total 0

Excused: Essmann, Gillan.  
Total 2

**HJR 35** concurred in as follows:

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Yeas: Bales, Balyeat, Barkus, Black, Brown, Brueggeman, Cobb, Cocchiarella, Curtiss, Elliott, Esp, Gallus, Gebhardt, Hansen, Harrington, Hawks, Jackson, Jent, Juneau, Kaufmann, Kitzenberg, Laible, Larson, Laslovich, Lewis, Lind, Moss, Murphy, O'Neil, Pease, Perry, Peterson, Ryan, Schmidt, Shockley, Smith, Squires, Steinbeisser, Story, Tash, J.Tropila, M.Tropila, Wanzenried, Weinberg, Williams, Mr. President.  
Total 46

Nays: McGee, Stapleton.  
Total 2

Absent or not voting: None.  
Total 0

Excused: Essmann, Gillan.  
Total 2

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

3/26/2007

**MR. PRESIDENT:**

We, your committee on Legislative Administration recommend that employment of the following attaches of the Senate be terminated as of 9:00 a.m., Saturday, March 24, 2007:

<u>TITLE</u>	<u>NAME</u>
Pages:	Kelsey Salomon, Ronan Mallory Hugs, Pryor Lyndsi Jonart, Butte Max Miller, Laurel Jessi Manchester, Butte Eugen Riordan, Butte Neil Gavigan, Belgrade Zackary Rambo, Gilford

and recommend that the following attaches of the Senate be employed as of 8:00 a.m., Tuesday, March 27, 2007:

<u>TITLE</u>	<u>NAME</u>
Pages:	Katie Jolley, Victor Montana Wilson, Poplar Clara Moulton, Great Falls Ashley Glover, Great Falls John Garrison, Thompson Falls Tara Turnbull, Brockton Amy McKinney, Libby

Report Adopted.

**ANNOUNCEMENTS**

Committee meetings were announced by the committee chairs.

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Majority Leader Williams moved that the Senate adjourn until 1:00 p.m., Tuesday, March 27, 2007. Motion carried.

Senate adjourned at 3:30 p.m.

JOHN MUDD  
Secretary of the Senate

MIKE COONEY  
President of the Senate