

**HOUSE JOURNAL  
61ST LEGISLATURE  
FORTY-SIXTH LEGISLATIVE DAY**

Helena, Montana  
March 2, 2009

House Chambers  
State Capitol

House convened at 4:30 p.m. Mr. Speaker in the Chair. Invocation by Rep. MacDonald. Pledge of Allegiance to the Flag.

Roll Call. All members present, except for Rep. Campbell, Rep. Belcourt, Rep. Phillips, Rep. Wilson, excused. Quorum present.

Mr. Speaker introduced the Pages for the week; Jessica Crawford (Rep. Boss Ribs), Katie Hill (Rep. Dickenson), Olivia Roskos (Rep. Bladel), Alyx Ruzevich (Rep. A. Noonan), Jessie Spotted Eagle (Rep. Boss Ribs), Brant Welborn (Rep. Welborn).

**MESSAGES FROM THE SENATE**

**SB 406**, introduced by McGee, requiring adoption by an affirmative roll call vote of two-thirds of all the members of the Legislature, passed the Senate and was transmitted to the House with the following vote:

3/2/2009

Yeas - 26

Nays - 24

**SB 333**, introduced by Balyeat, requiring adoption by an affirmative roll call vote of two-thirds of all the members of the Legislature, passed the Senate and was transmitted to the House with the following vote:

3/2/2009

Yeas - 27

Nays - 23

**SB 442**, introduced by Laslovich, requiring adoption by an affirmative roll call vote of two-thirds of all the members of the Legislature, passed the Senate and was transmitted to the House with the following vote:

3/2/2009

Yeas - 45

Nays - 4

**SB 348**, introduced by Essmann, requiring adoption by an affirmative roll call vote of two-thirds of all the members of the Legislature, passed the Senate and was transmitted to the House with the following vote:

3/2/2009

Yeas - 42

Nays - 8

**SB 434**, introduced by Gebhardt, requiring adoption by an affirmative roll call vote of two-thirds of all the members of the Legislature, passed the Senate and was transmitted to the House with the following vote:

3/2/2009

Yeas - 44

Nays - 6

**House bill** concurred in and returned to the House:

3/2/2009

**HB 13**, introduced by Hunter

**Senate bills** concurred in and returned to the House:

3/2/2009

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**SB 20**, introduced by Jent  
**SB 94**, introduced by Jent  
**SB 199**, introduced by Cooney  
**SB 200**, introduced by Erickson  
**SB 221**, introduced by M. Tropila  
**SB 267**, introduced by Hamlett  
**SB 286**, introduced by T. Brown  
**SB 288**, introduced by Hinkle  
**SB 290**, introduced by Jackson  
**SB 292**, introduced by Gebhardt  
**SB 351**, introduced by Essmann  
**SB 367**, introduced by Hamlett  
**SB 374**, introduced by Perry  
**SB 381**, introduced by Perry  
**SB 382**, introduced by Perry  
**SB 388**, introduced by Gillan  
**SB 398**, introduced by Zinke  
**SB 403**, introduced by Gebhardt  
**SB 407**, introduced by Ripley  
**SB 409**, introduced by Brueggeman  
**SB 411**, introduced by Tutvedt  
**SB 413**, introduced by Kaufmann  
**SB 426**, introduced by Laslovich  
**SB 427**, introduced by Laslovich  
**SB 431**, introduced by R. Brown  
**SB 439**, introduced by Story  
**SB 440**, introduced by Gebhardt  
**SB 444**, introduced by Laslovich  
**SB 445**, introduced by Branae  
**SB 447**, introduced by Moss  
**SB 463**, introduced by Wanzenried  
**SB 468**, introduced by Barkus  
**SB 471**, introduced by Cooney  
**SB 475**, introduced by Esp  
**SB 481**, introduced by Barkus  
**SB 482**, introduced by McGee  
**SB 485**, introduced by Juneau

**Senate joint resolution** concurred in and returned to the House:

3/2/2009

**SJR 21**, introduced by Curtiss

**House joint resolution** concurred in as amended and returned to the House for concurrence in Senate amendments:

3/2/2009

**HJR 8**, introduced by Kasten

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**MESSAGES FROM THE GOVERNOR**

February 19, 2009

The Honorable Bob Bergren  
Speaker of the House  
State Capitol  
Helena, Montana 59620

Dear Speaker Bergren:

Please be informed that I have signed **Senate Bill 39** sponsored by Representative Juneau et al. and **Senate Bill 115** sponsored by Representative Kaufmann on February 19, 2009, and delivered them to the Office of the Secretary of State.

Sincerely,

BRIAN SCHWEITZER  
Governor

**FIRST READING AND COMMITMENT OF BILLS**

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

- HB 528**, introduced by D. Brown, referred to Judiciary.
- HB 637**, introduced by Driscoll, referred to Appropriations.
- HB 638**, introduced by Jones, referred to Appropriations.
- HB 639**, introduced by Wagner, referred to State Administration.

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

- SB 20**, introduced by Jent, referred to State Administration.
- SB 94**, introduced by Jent, referred to Natural Resources.
- SB 199**, introduced by Cooney, Kaufmann, Lewis, Cohenour, Miller, Hunter, Hollenbaugh, Caferro, Hiner, Mehlhoff, referred to State Administration.
- SB 200**, introduced by Erickson, Hands, referred to Natural Resources.
- SB 221**, introduced by M. Tropila, Laible, referred to Judiciary.
- SB 267**, introduced by Hamlett, referred to State Administration.
- SB 286**, introduced by T. Brown, Ankney, Bales, Di. Barrett, Black, Gebhardt, Hinkle, Hoven, K. Peterson, Ripley, Sales, Steinbeisser, Zinke, referred to Agriculture.
- SB 288**, introduced by Hinkle, Bales, De. Barrett, Black, T. Brown, Curtiss, Gebhardt, Ingraham, J. Peterson, Ripley, Steinbeisser, referred to Judiciary.
- SB 290**, introduced by Jackson, Ankney, Berry, Boniek, Branae, D. Brown, Cohenour, Erickson, Fleming, Gillan, Hinkle, Jackson, Keane, Lewis, Murphy, Regier, Ripley, Roberts, Steenson, Steinbeisser, J. Tropila, Vincent, Zinke, referred to Federal Relations, Energy, and Telecommunications.
- SB 292**, introduced by Gebhardt, referred to Taxation.
- SB 333**, introduced by Balyeat, Ankney, Barkus, De. Barrett, Brenden, R. Brown, T. Brown, Curtiss, Essmann, Gebhardt, Hinkle, Jackson, Steinbeisser, Zinke, referred to Judiciary.
- SB 348**, introduced by Essmann, Ankney, Mendenhall, Williams, Wilmer, referred to State Administration.

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- SB 351**, introduced by Essmann, Augare, Reichner, J. Tropila, referred to Business and Labor.  
**SB 367**, introduced by Hamlett, Zinke, referred to State Administration.  
**SB 374**, introduced by Perry, referred to Judiciary.  
**SB 381**, introduced by Shockley, referred to Judiciary.  
**SB 382**, introduced by Shockley, referred to Judiciary.  
**SB 388**, introduced by Gillan, Arntzen, P. Beck, Becker, Branae, Erickson, Fleming, French, Furey, Getz, Gillan, Grinde, Hamlett, Hansen, MacDonald, McChesney, Pomnichowski, Schmidt, Steenson, Stewart-Peregoy, M. Tropila, Van Dyk, Wanzenried, referred to Business and Labor.  
**SB 398**, introduced by Zinke, Steinbeisser, referred to Business and Labor.  
**SB 403**, introduced by Gebhardt, Lewis, Laslovich, A. Noonan, Klock, referred to Federal Relations, Energy, and Telecommunications.  
**SB 406**, introduced by McGee, referred to Judiciary.  
**SB 407**, introduced by Ripley, Steinbeisser, Milburn, referred to Agriculture.  
**SB 409**, introduced by Brueggeman, referred to Transportation.  
**SB 411**, introduced by Tutvedt, referred to Local Government.  
**SB 413**, introduced by Kaufmann, referred to State Administration.  
**SB 426**, introduced by Laslovich, referred to Natural Resources.  
**SB 427**, introduced by Laslovich, referred to Judiciary.  
**SB 431**, introduced by R. Brown, referred to Business and Labor.  
**SB 434**, introduced by Gebhardt, referred to Judiciary.  
**SB 439**, introduced by Story, referred to Human Services.  
**SB 440**, introduced by Gebhardt, Hinkle, Keane, Ankney, referred to Federal Relations, Energy, and Telecommunications.  
**SB 442**, introduced by Laslovich, referred to Human Services.  
**SB 444**, introduced by Laslovich, referred to Business and Labor.  
**SB 445**, introduced by Branae, referred to Human Services.  
**SB 447**, introduced by Moss, Shockley, referred to Judiciary.  
**SB 463**, introduced by Wanzenried, referred to Human Services.  
**SB 468**, introduced by Barkus, Murphy, Ripley, Perry, Jones, Klock, Ankney, referred to Judiciary.  
**SB 471**, introduced by Brueggeman, referred to Transportation.  
**SB 475**, introduced by Esp, referred to Federal Relations, Energy, and Telecommunications.  
**SB 481**, introduced by Barkus, Ankney, Bennett, Kasten, McNutt, Ingraham, Keane, Welborn, Klock, Lewis, Gebhardt, referred to Federal Relations, Energy, and Telecommunications.  
**SB 482**, introduced by McGee, referred to Local Government.  
**SB 485**, introduced by Juneau, referred to Education.

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

- SJR 21**, introduced by Curtiss, Ankney, Bennett, Jackson, Laible, McGee, Ripley, referred to Natural Resources.

**ANNOUNCEMENTS**

Committee meetings were announced by the committee chairs.

Representative Campbell moved that the House adjourn until 1:00 p.m., Tuesday, March 3, 2009. Motion carried.

House adjourned at 4:38 p.m.

DAVE HUNTER  
Chief Clerk of the House

BOB BERGREN  
Speaker of the House