

**SENATE JOURNAL
62ND LEGISLATURE
EIGHTH LEGISLATIVE DAY**

Helena, Montana
January 11, 2011

Senate Chambers
State Capitol

Senate convened at 1:00 p.m. President Peterson presiding. Invocation by Chaplain Keith Johnson. Pledge of Allegiance to the Flag. Roll Call. All members present, SD 6 vacant. Quorum present.

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:

SJR 1 passed as follows:

Yeas: Arthun, Augare, Balyeat, Barrett, Brenden, Brown, Buttrey, Essmann, Gallus, Hamlett, Hawks, Hinkle, Hutton, Jackson, Jones, Lake, Lewis, Moore, Murphy, Olson, Priest, Ripley, Shockley, Sonju, Steinbeisser, Tutvedt, Vincent, Walker, Williams, Wittich, Zinke, Mr. President.
Total 32

Nays: Blewett, Branae, Caferro, Erickson, Facey, Gillan, Jent, Kaufmann, Keane, Larsen, Moss, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Windy Boy.
Total 17

Absent or not voting: None.
Total 0

Excused: SD 6.
Total 1

BILLS AND JOURNALS: 1/11/2011

Correctly printed: **SB 26, SB 41, SB 72, SJR 1.**
Correctly engrossed: **SB 19, SB 21.**

REPORTS OF STANDING COMMITTEES

JUDICIARY (Shockley, Chairman): 1/11/2011
SB 57, do pass. Report adopted.

STATE ADMINISTRATION (Shockley, Chairman): 1/10/2011
SB 31, do pass. Report adopted.

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FIRST READING AND COMMITMENT OF BILLS

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

SB 154, introduced by Lewis, Shockley, Kaufmann, Williams, MacDonald, Driscoll, Sands, Van Dyk, Wilmer, referred to Public Health, Welfare and Safety.

SB 155, introduced by Hawks, referred to Local Government.

SB 156, introduced by Windy Boy, Stewart-Peregoy, Caferro, Augare, referred to Public Health, Welfare and Safety.

SB 157, introduced by Van Dyk, Hunter, O'Hara, Blewett, Vincent, Gillan, Facey, referred to Fish and Game.

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

SJR 8, introduced by Hawks, Hollandsworth, Brown, Wilmer, referred to Education and Cultural Resources.

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

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

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

SB 26 - Senator Blewett moved **SB 26** do pass. Motion carried as follows:

Yeas: Arthun, Augare, Balyeat, Barrett, Blewett, Branae, Brenden, Brown, Buttrey, Caferro, Erickson, Essmann, Facey, Gallus, Gillan, Hamlett, Hawks, Hinkle, Hutton, Jackson, Jent, Jones, Kaufmann, Keane, Lake, Larsen, Lewis, Moore, Moss, Murphy, Olson, Priest, Ripley, Shockley, Sonju, Steinbeisser, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Williams, Windy Boy, Wittich, Zinke, Mr. President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: SD 6.

Total 1

SB 41 - Senator Shockley moved **SB 41** do pass. Motion carried as follows:

Arthun, Augare, Balyeat, Barrett, Blewett, Branae, Brenden, Brown, Buttrey, Caferro, Erickson,

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Essmann, Facey, Gallus, Gillan, Hamlett, Hawks, Hinkle, Hutton, Jackson, Jent, Jones, Kaufmann, Keane, Lake, Larsen, Lewis, Moore, Moss, Murphy, Olson, Priest, Ripley, Shockley, Sonju, Steinbeisser, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Williams, Windy Boy, Wittich, Zinke, Mr. President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: SD 6.

Total 1

SB 72 - Senator Gillan moved **SB 72** do pass. Motion carried as follows:

Yeas: Arthun, Augare, Balyeat, Barrett, Blewett, Branae, Brenden, Brown, Buttrey, Caferro, Erickson, Essmann, Facey, Gallus, Gillan, Hamlett, Hawks, Hinkle, Hutton, Jackson, Jent, Jones, Kaufmann, Keane, Lake, Larsen, Lewis, Moore, Moss, Murphy, Olson, Priest, Ripley, Shockley, Sonju, Steinbeisser, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Williams, Windy Boy, Wittich, Zinke, Mr. President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: SD 6.

Total 1

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

UNFINISHED BUSINESS

Mr. President, I move that the following undersigned name be **ADDED** as sponsor to **SB 46**
Motion carried.

SB 46 (Tropila Chief Sponsor)
Senator Brown.

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Mr. President, I move that the following undersigned name be **ADDED** as sponsor to **SB 51**
Motion carried.

SB 51 (Tropila Chief Sponsor)
Senator Stahl.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Essmann moved that the Senate adjourn until 1:00 p.m., Wednesday, January 12, 2011. Motion carried.

Senate adjourned at 1:23 p.m.

MARILYN MILLER
Secretary of the Senate

JIM PETERSON
President of the Senate