

**SENATE JOURNAL
62ND LEGISLATURE
FORTY-FIFTH LEGISLATIVE DAY**

Helena, Montana
February 24, 2011

Senate Chambers
State Capitol

Senate convened at 8:00 a.m. President Peterson presiding. Invocation by Chaplain Keith Johnson. Pledge of Allegiance to the Flag. Roll Call. All members present, except Senators Brenden and Jent, excused. Quorum present.

BILLS AND JOURNALS:

3/2/2011

Correctly printed: **SB 81, SB 141, SB 174, SB 211, SB 224, SB 226, SB 233, SB 241, SB 284, SB 291, SB 301, SB 303, SB 306, SB 312, SB 317, SB 324, SB 327, SB 329, SB 341, SB 351, SB 366, SB 370, SB 374, SB 384, SB 385, SB 388, SJR 12.**

Correctly engrossed: **SB 276, SB 330, SB 356.**

MOTIONS

Senator Williams moved the Democrats recess for caucus. Senator Essmann moved the Republicans recess for caucus. Without objection, so ordered.

Senate in recess.

Senate reconvened at 8:19 a.m.

MESSAGES FROM THE OTHER HOUSE

House bills passed and transmitted to the Senate for concurrence:

2/23/2011

HB 291, introduced by Sesso
HB 391, introduced by Berry
HB 403, introduced by MacLaren
HB 405, introduced by Taylor
HB 431, introduced by Regier
HB 457, introduced by Noonan
HB 469, introduced by Clark
HB 481, introduced by Belcourt
HB 483, introduced by Howard
HB 484, introduced by Squires
HB 487, introduced by Clark
HB 489, introduced by O'Neil
HB 491, introduced by Cuffe
HB 516, introduced by Hansen
HB 517, introduced by McNutt
HB 525, introduced by McNiven

SENATE JOURNAL
FORTY-FIFTH LEGISLATIVE DAY - FEBRUARY 24, 2011

HB 528, introduced by F. Smith
HB 542, introduced by Esp
HB 543, introduced by Fitzpatrick
HB 547, introduced by K. Peterson
HB 548, introduced by Bangerter
HB 550, introduced by Read
HB 559, introduced by Esp
HB 563, introduced by Arntzen
HB 584, introduced by Mehlhoff
HB 593, introduced by Ankney

House joint resolutions passed and transmitted to the Senate for concurrence: 2/23/2011

HJR 14, introduced by More
HJR 17, introduced by Stahl
HJR 19, introduced by Furey

MOTIONS

Senator Murphy moved to change his vote on **SB 387** from Yes to No. Without objection, so ordered.

Senator Wanzenried moved to recall **SB 315** from the House of Representatives. Motion **failed** as follows:

Yeas: Augare, Blewett, Branae, Caferro, Erickson, Facey, Gallus, Gillan, Hamlett, Hawks, Kaufmann, Keane, Larsen, Moss, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Williams, Windy Boy.

Total 21

Nays: Arthun, Balyeat, Barrett, Brown, Buttrey, Essmann, Hinkle, Hutton, Jackson, Jones, Lake, Lewis, Moore, Mowbray, Murphy, Olson, Priest, Ripley, Shockley, Sonju, Steinbeisser, Tutvedt, Vincent, Walker, Wittich, Zinke, Mr. President.

Total 27

Absent or not voting: None.

Total 0

Excused: Brenden, Jent.

Total 2

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:

SENATE JOURNAL
FORTY-FIFTH LEGISLATIVE DAY - FEBRUARY 24, 2011

SB 141 passed as follows:

Yeas: Arthun, Augare, Barrett, Branae, Brown, Buttrey, Caferro, Erickson, Essmann, Facey, Gallus, Gillan, Hamlett, Hawks, Jent, Kaufmann, Keane, Larsen, Lewis, Moss, Olson, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Williams, Windy Boy, Wittich, Zinke, Mr. President.

Total 34

Nays: Balyeat, Blewett, Hinkle, Hutton, Jackson, Jones, Lake, Moore, Mowbray, Murphy, Priest, Ripley, Shockley, Sonju, Steinbeisser.

Total 15

Paired: Jent, Aye; Moore, No.

Absent or not voting: None.

Total 0

Excused: Brenden.

Total 1

SB 174 passed as follows:

Yeas: Arthun, Balyeat, Barrett, Brenden, Brown, Buttrey, Essmann, Hinkle, Hutton, Jackson, Jones, Keane, Lake, Lewis, Moore, Mowbray, Murphy, Olson, Priest, Ripley, Shockley, Sonju, Steinbeisser, Tutvedt, Vincent, Vuckovich, Walker, Zinke, Mr. President.

Total 29

Nays: Augare, Blewett, Branae, Caferro, Erickson, Facey, Gallus, Gillan, Hamlett, Hawks, Jent, Kaufmann, Larsen, Moss, Stewart-Peregoy, Tropila, Van Dyk, Wanzenried, Williams, Windy Boy, Wittich.

Total 21

Paired: Brenden, Hinkle, Aye; Jent, Stewart-Peregoy, No.

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 211 passed as follows:

Yeas: Arthun, Augare, Balyeat, Barrett, Blewett, Branae, Brown, Buttrey, Caferro, Erickson, Essmann, Facey, Gallus, Gillan, Hamlett, Hawks, Hinkle, Hutton, Jackson, Jones, Kaufmann, Keane, Lake, Larsen, Lewis, Moore, Moss, Mowbray, 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 48

SENATE JOURNAL
FORTY-FIFTH LEGISLATIVE DAY - FEBRUARY 24, 2011

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Brenden, Jent.
Total 2

SB 224 passed as follows:

Yeas: Arthun, Balyeat, Barrett, Brenden, Brown, Buttrey, Essmann, Hinkle, Hutton, Jackson, Jones, Lake, Lewis, Moore, Mowbray, Murphy, Olson, Priest, Ripley, Shockley, Sonju, Steinbeisser, Tutvedt, Vincent, Walker, Wittich, Zinke, Mr. President.
Total 28

Nays: Augare, Blewett, Branae, Caferro, Erickson, Facey, Gallus, Gillan, Hamlett, Hawks, Jent, Kaufmann, Keane, Larsen, Moss, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Williams, Windy Boy.
Total 22

Paired: Brenden, Hinkle, Aye; Jent, Stewart-Peregoy, No.

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 226 passed as follows:

Yeas: Arthun, Balyeat, Barrett, Brenden, Brown, Buttrey, Essmann, Hinkle, Hutton, Jackson, Lake, Lewis, Moore, Mowbray, Murphy, Olson, Priest, Ripley, Shockley, Sonju, Steinbeisser, Tutvedt, Vincent, Walker, Wittich, Mr. President.
Total 26

Nays: Augare, Blewett, Branae, Caferro, Erickson, Facey, Gallus, Gillan, Hamlett, Hawks, Jent, Jones, Kaufmann, Keane, Larsen, Moss, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Williams, Windy Boy, Zinke.
Total 24

Paired: Brenden, Hinkle, Aye; Jent, Stewart-Peregoy, No.

Absent or not voting: None.
Total 0

SENATE JOURNAL
FORTY-FIFTH LEGISLATIVE DAY - FEBRUARY 24, 2011

Excused: None.

Total 0

SB 233 passed as follows:

Yeas: Arthun, Balyeat, Barrett, Brenden, Brown, Buttrey, Essmann, Gallus, Hamlett, Hinkle, Hutton, Jackson, Jones, Keane, Lake, Lewis, Moore, Mowbray, Murphy, Olson, Priest, Ripley, Shockley, Sonju, Steinbeisser, Tutvedt, Vincent, Vuckovich, Walker, Mr. President.

Total 30

Nays: Augare, Blewett, Branae, Caferro, Erickson, Facey, Gillan, Hawks, Jent, Kaufmann, Larsen, Moss, Stewart-Peregoy, Tropila, Van Dyk, Wanzenried, Williams, Windy Boy, Wittich, Zinke.

Total 20

Paired: Brenden, Hinkle, Aye; Jent, Stewart-Peregoy, No.

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 241 passed as follows:

Yeas: Arthun, Barrett, Branae, Brown, Buttrey, Caferro, Gallus, Gillan, Hamlett, Hawks, Hutton, Jackson, Jent, Jones, Kaufmann, Keane, Lake, Lewis, Moore, Moss, Mowbray, Murphy, Olson, Priest, Ripley, Shockley, Sonju, Steinbeisser, Stewart-Peregoy, Tropila, Tutvedt, Vincent, Walker, Wittich, Zinke, Mr. President.

Total 36

Nays: Augare, Balyeat, Blewett, Erickson, Essmann, Facey, Hinkle, Larsen, Van Dyk, Vuckovich, Wanzenried, Williams, Windy Boy.

Total 13

Paired: Jent, Aye; Hinkle, No.

Absent or not voting: None.

Total 0

Excused: Brenden.

Total 1

SB 276 passed as follows:

Yeas: Augare, Barrett, Blewett, Branae, Buttrey, Caferro, Erickson, Facey, Gallus, Gillan, Hamlett, Hawks, Jent, Kaufmann, Keane, Larsen, Moore, Moss, Mowbray, Murphy, Olson, Priest, Shockley, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Wanzenried, Williams, Windy Boy, Wittich, Zinke, Mr. President.

SENATE JOURNAL
FORTY-FIFTH LEGISLATIVE DAY - FEBRUARY 24, 2011

Total 35

Nays: Arthun, Balyeat, Brown, Essmann, Hinkle, Hutton, Jackson, Jones, Lake, Lewis, Ripley, Sonju, Steinbeisser, Walker.

Total 14

Paired: Jent, Aye; Hinkle, No.

Absent or not voting: None.

Total 0

Excused: Brenden.

Total 1

SB 284 passed as follows:

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

Total 46

Nays: Jent, Lake, Steinbeisser.

Total 3

Paired: Hinkle, Aye; Jent, No.

Absent or not voting: None.

Total 0

Excused: Brenden.

Total 1

SB 291 passed as follows:

Yeas: Arthun, Balyeat, Barrett, Buttrey, Caferro, Essmann, Facey, Gallus, Gillan, Hamlett, Hinkle, Jackson, Jent, Jones, Lake, Lewis, Moore, Mowbray, Olson, Priest, Ripley, Shockley, Sonju, Steinbeisser, Stewart-Peregoy, Tropila, Tutvedt, Vincent, Vuckovich, Walker, Wanzenried, Windy Boy, Wittich, Zinke, Mr. President.

Total 35

Nays: Augare, Blewett, Branae, Brown, Erickson, Hawks, Hutton, Kaufmann, Keane, Larsen, Moss, Murphy, Van Dyk, Williams.

Total 14

Paired: Jent, Aye; Kaufmann, No.

SENATE JOURNAL
FORTY-FIFTH LEGISLATIVE DAY - FEBRUARY 24, 2011

Absent or not voting: None.

Total 0

Excused: Brenden.

Total 1

SB 301 passed as follows:

Yeas: Arthun, Balyeat, Barrett, Brenden, Brown, Buttrey, Essmann, Hinkle, Hutton, Jackson, Jones, Lake, Lewis, Moore, Mowbray, Murphy, Olson, Priest, Ripley, Shockley, Sonju, Steinbeisser, Tutvedt, Vincent, Vuckovich, Walker, Wittich, Zinke, Mr. President.

Total 29

Nays: Augare, Blewett, Branae, Caferro, Erickson, Facey, Gallus, Gillan, Hamlett, Hawks, Jent, Kaufmann, Keane, Larsen, Moss, Stewart-Peregoy, Tropila, Van Dyk, Wanzenried, Williams, Windy Boy.

Total 21

Paired: Brenden, Hinkle, Aye; Jent, Stewart-Peregoy, No.

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 303 failed as follows:

Yeas: Arthun, Balyeat, Barrett, Brenden, Brown, Buttrey, Gallus, Hinkle, Jones, Keane, Lake, Lewis, Moore, Mowbray, Olson, Priest, Ripley, Sonju, Steinbeisser, Tutvedt, Vincent, Vuckovich, Walker, Wittich, Mr. President.

Total 25

Nays: Augare, Blewett, Branae, Caferro, Erickson, Essmann, Facey, Gillan, Hamlett, Hawks, Hutton, Jackson, Jent, Kaufmann, Larsen, Moss, Murphy, Shockley, Stewart-Peregoy, Tropila, Van Dyk, Wanzenried, Williams, Windy Boy, Zinke.

Total 25

Paired: Brenden, Hinkle, Aye; Jent, Stewart-Peregoy, No.

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SENATE JOURNAL
FORTY-FIFTH LEGISLATIVE DAY - FEBRUARY 24, 2011

SB 304 passed as follows:

Yeas: Arthun, Augare, Balyeat, Barrett, Blewett, Branae, Brown, Buttrey, Caferro, Erickson, Essmann, Facey, Gallus, Gillan, Hamlett, Hawks, Hinkle, Hutton, Jackson, Jones, Kaufmann, Keane, Lake, Larsen, Lewis, Moore, Moss, Mowbray, 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 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Brenden, Jent.

Total 2

SB 306 passed as follows:

Yeas: Arthun, Balyeat, Barrett, Brenden, Brown, Buttrey, Essmann, Gallus, Hinkle, Hutton, Jackson, Jones, Keane, Lake, Lewis, Moore, Mowbray, Murphy, Olson, Priest, Ripley, Sonju, Steinbeisser, Tutvedt, Vincent, Vuckovich, Walker, Wittich, Mr. President.

Total 29

Nays: Augare, Blewett, Branae, Caferro, Erickson, Facey, Gillan, Hamlett, Hawks, Jent, Kaufmann, Larsen, Moss, Shockley, Stewart-Peregoy, Tropila, Van Dyk, Wanzenried, Williams, Windy Boy, Zinke.

Total 21

Paired: Brenden, Hinkle, Aye; Jent, Stewart-Peregoy, No.

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 324 passed as follows:

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

Total 28

Nays: Augare, Blewett, Branae, Caferro, Erickson, Facey, Gallus, Gillan, Hamlett, Hawks, Jent, Kaufmann, Keane, Larsen, Moss, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried,

SENATE JOURNAL
FORTY-FIFTH LEGISLATIVE DAY - FEBRUARY 24, 2011

Williams, Windy Boy.
Total 22

Paired: Brenden, Hinkle, Aye; Jent, Stewart-Peregoy, No.

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 327 passed as follows:

Yeas: Arthun, Augare, Balyeat, Barrett, Blewett, Branae, Brown, Buttrey, Caferro, Erickson, Essmann, Facey, Gallus, Gillan, Hamlett, Hawks, Hinkle, Hutton, Jackson, Jones, Kaufmann, Keane, Lake, Larsen, Lewis, Moore, Moss, Mowbray, 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 48

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Brenden, Jent.
Total 2

SB 330 passed as follows:

Yeas: Arthun, Balyeat, Barrett, Brenden, Brown, Buttrey, Essmann, Hinkle, Hutton, Jackson, Jones, Lake, Lewis, Moore, Mowbray, Murphy, Olson, Priest, Ripley, Shockley, Sonju, Steinbeisser, Tutvedt, Vincent, Walker, Wittich, Zinke, Mr. President.
Total 28

Nays: Augare, Blewett, Branae, Caferro, Erickson, Facey, Gallus, Gillan, Hamlett, Hawks, Jent, Kaufmann, Keane, Larsen, Moss, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Williams, Windy Boy.
Total 22

Paired: Brenden, Hinkle, Aye; Jent, Stewart-Peregoy, No.

Absent or not voting: None.
Total 0

SENATE JOURNAL
FORTY-FIFTH LEGISLATIVE DAY - FEBRUARY 24, 2011

Excused: None.

Total 0

SB 341 passed as follows:

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

Total 28

Nays: Augare, Blewett, Branae, Caferro, Erickson, Facey, Gallus, Gillan, Hamlett, Hawks, Jent, Kaufmann, Keane, Larsen, Moss, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Williams, Windy Boy.

Total 22

Paired: Brenden, Hinkle, Aye; Jent, Stewart-Peregoy, No.

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 351 passed as follows:

Yeas: Arthun, Augare, Balyeat, Barrett, Blewett, Branae, Brown, Buttrey, Caferro, Erickson, Essmann, Facey, Gallus, Gillan, Hamlett, Hawks, Hinkle, Hutton, Jackson, Jones, Kaufmann, Keane, Lake, Larsen, Lewis, Moore, Moss, Mowbray, 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 48

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Brenden, Jent.

Total 2

SB 356 passed as follows:

Yeas: Arthun, Balyeat, Barrett, Brenden, Brown, Buttrey, Essmann, Hamlett, Hinkle, Hutton, Jackson, Jones, Keane, Lake, Lewis, Moore, Mowbray, Murphy, Olson, Priest, Ripley, Shockley, Sonju, Steinbeisser, Tutvedt, Vincent, Vuckovich, Walker, Windy Boy, Wittich, Zinke, Mr. President.

Total 32

SENATE JOURNAL
FORTY-FIFTH LEGISLATIVE DAY - FEBRUARY 24, 2011

Nays: Augare, Blewett, Branae, Caferro, Erickson, Facey, Gallus, Gillan, Hawks, Jent, Kaufmann, Larsen, Moss, Stewart-Peregoy, Tropila, Van Dyk, Wanzenried, Williams.
Total 18

Paired: Brenden, Hinkle, Aye; Jent, Stewart-Peregoy, No.

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 357 passed as follows:

Yeas: Arthun, Augare, Balyeat, Barrett, Blewett, Branae, Brown, Buttrey, Caferro, Erickson, Essmann, Facey, Gallus, Gillan, Hamlett, Hawks, Hinkle, Hutton, Jackson, Jones, Kaufmann, Keane, Lake, Larsen, Lewis, Moore, Moss, Mowbray, 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 48

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: Brenden, Jent.
Total 2

SB 361 passed as follows:

Yeas: Arthun, Augare, Balyeat, Barrett, Blewett, Branae, Brown, Buttrey, Facey, Gallus, Gillan, Hamlett, Hawks, Jent, Jones, Keane, Lake, Larsen, Lewis, Moore, Mowbray, Murphy, Olson, Priest, Ripley, Shockley, Sonju, Steinbeisser, Stewart-Peregoy, Tropila, Tutvedt, Vincent, Vuckovich, Wanzenried, Williams, Windy Boy, Wittich, Mr. President.
Total 38

Nays: Caferro, Erickson, Essmann, Hinkle, Hutton, Jackson, Kaufmann, Moss, Van Dyk, Walker, Zinke.
Total 11

Paired: Jent, Aye; Hinkle, No.

Absent or not voting: None.
Total 0

SENATE JOURNAL
FORTY-FIFTH LEGISLATIVE DAY - FEBRUARY 24, 2011

Excused: Brenden.

Total 1

SB 366 passed as follows:

Yeas: Arthun, Balyeat, Barrett, Brenden, Brown, Buttrey, Essmann, Hinkle, Hutton, Jackson, Jones, Lake, Lewis, Moore, Mowbray, Murphy, Olson, Priest, Ripley, Shockley, Sonju, Steinbeisser, Tutvedt, Vincent, Walker, Wittich, Mr. President.

Total 27

Nays: Augare, Blewett, Branae, Caferro, Erickson, Facey, Gallus, Gillan, Hamlett, Hawks, Jent, Kaufmann, Keane, Larsen, Moss, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Williams, Windy Boy, Zinke.

Total 23

Paired: Brenden, Hinkle, Aye; Jent, Stewart-Peregoy, No.

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 370 passed as follows:

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

Total 28

Nays: Augare, Blewett, Branae, Caferro, Erickson, Facey, Gallus, Gillan, Hamlett, Hawks, Jent, Kaufmann, Keane, Larsen, Moss, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Williams, Windy Boy.

Total 22

Paired: Brenden, Hinkle, Aye; Jent, Stewart-Peregoy, No.

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 374 passed as follows:

Yeas: Arthun, Augare, Balyeat, Barrett, Branae, Brown, Buttrey, Caferro, Erickson, Essmann, Facey, Gallus, Gillan, Hamlett, Hawks, Hinkle, Hutton, Jackson, Jent, Jones, Kaufmann, Keane, Lake, Larsen, Lewis, Moore, Moss, Mowbray, Murphy, Olson, Priest, Ripley, Shockley, Sonju,

SENATE JOURNAL
FORTY-FIFTH LEGISLATIVE DAY - FEBRUARY 24, 2011

Steinbeisser, Stewart-Peregoy, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Williams, Windy Boy, Wittich, Zinke, Mr. President.

Total 47

Nays: Blewett, Tropila.

Total 2

Paired: Jent, Aye; Tropila, No.

Absent or not voting: None.

Total 0

Excused: Brenden.

Total 1

SB 384 passed as follows:

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

Total 45

Nays: Caferro, Lake, Tutvedt.

Total 3

Absent or not voting: None.

Total 0

Excused: Brenden, Jent.

Total 2

SB 388 failed as follows:

Yeas: Balyeat, Barrett, Brenden, Essmann, Hinkle, Hutton, Jackson, Jones, Lake, Lewis, Moore, Mowbray, Murphy, Olson, Priest, Ripley, Shockley, Sonju, Steinbeisser, Tutvedt, Vincent, Walker, Wittich, Mr. President.

Total 24

Nays: Arthun, Augare, Blewett, Branae, Brown, Buttrey, Caferro, Erickson, Facey, Gallus, Gillan, Hamlett, Hawks, Jent, Kaufmann, Keane, Larsen, Moss, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Williams, Windy Boy, Zinke.

Total 26

Paired: Brenden, Hinkle, Aye; Jent, Stewart-Peregoy, No.

SENATE JOURNAL
FORTY-FIFTH LEGISLATIVE DAY - FEBRUARY 24, 2011

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SJR 12 adopted as follows:

Yeas: Arthun, Augare, Balyeat, Barrett, Brown, Buttrey, Essmann, Gallus, Gillan, Hamlett, Hinkle, Hutton, Jackson, Jones, Keane, Lake, Lewis, Moore, Mowbray, Murphy, Olson, Priest, Ripley, Shockley, Sonju, Steinbeisser, Tutvedt, Vincent, Walker, Wanzenried, Wittich, Zinke, Mr. President.

Total 33

Nays: Blewett, Branae, Caferro, Erickson, Facey, Hawks, Jent, Kaufmann, Larsen, Moss, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Williams, Windy Boy.

Total 16

Paired: Gillan, Aye; Jent, No.

Absent or not voting: None.
Total 0

Excused: Brenden.
Total 1

SPECIAL ORDERS OF THE DAY

Senator Brown thanked the pages for their work during the week of February 21-24, 2011.

Senator Windy Boy raised a point of personal privilege and clarified information he recited the previous day came from a Department of Environmental Quality publication entitled Montanan's for Common Sense Mining Laws.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Essmann moved that the Senate adjourn until 4:30 p.m., Tuesday, March 1, 2011.
Motion carried.

Senate adjourned at 8:45 a.m.

MARILYN MILLER
Secretary of the Senate

JIM PETERSON
President of the Senate