

**SENATE JOURNAL  
63RD LEGISLATURE  
SEVENTY-FOURTH LEGISLATIVE DAY**

Helena, Montana  
April 9, 2013

Senate Chambers  
State Capitol

Senate convened at 1:01 p.m. President Essmann presiding. Invocation by Father Jerry Lowney. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

Senator Taylor Brown introduced Landen Phillips to members of the Senate and read the following joint proclamation of the Montana Legislature:

**A JOINT PROCLAMATION OF THE MONTANA LEGISLATURE**

Commending Landen Phillips, a five-year-old Billings boy who has been treated at Shodair Children's Hospital, and whose enthusiasm, determination, and spirit has sustained him and his family through significant health challenges resulting from two rare genetic conditions.

**Whereas** Children's Miracle Network Hospitals, the international alliance of premier children's hospitals in the United States and abroad, spotlights the heroic battles of children like Landen with varied illnesses and health challenges.

**Whereas** Landen Phillips will represent Montana in the Children's Miracle Network Hospitals program honoring remarkable children who have encountered severe medical conditions and have endured to inspire others.

**Whereas** Landen Phillips has a rare genetic condition, experienced by less than 100 people worldwide, yet ever rarer is his determination and indomitable spirit to live as an active and vibrant 5-year-old Montanan despite his health challenges.

**Whereas**, Landen has been selected for his courage, tenacity, and perseverance as the sole representative of children's genetic conditions in the state of Montana, and an ambassador for the 18 million children treated each year at Children's Miracle Network hospitals.

**Now, therefore be it resolved by the 63<sup>rd</sup> Montana Legislature** that the members of this body honor Landen Phillips for his spirit and inspiration in the face of significant medical challenges, and convey to him their sincere wishes for safe travel and memorable experiences during his year as Montana's Champion.

Signed April 9, 2013, by Senate President Jeff Essmann, Senate Minority Leader Jon Sesso, House Speaker Mark Blasdel, and House Minority Leader Chuck Hunter.

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**BILLS AND JOURNALS** (Buttrey, Chair):

4/9/2013

Correctly printed: **SJR 22, SJR 24, SJR 30, SJR 31, SR 62, HB 9, HB 78, HB 95, HB 97, HB 122, HB 147, HB 259, HB 336, HB 344, HB 403, HB 461, HB 524, HB 546.**

Correctly engrossed: **HB 448, HB 522, HB 552, HB 583, HJR 14.**

Correctly enrolled: **SB 88, SB 106, SB 147, SB 149, SB 161, SB 182, SB 199, SB 207, SB 209, SB 245, SB 251, SB 258, SB 271, SB 278, SB 290, SB 292, SB 306, SB 340, SB 344, SB 345, SB 351, SB 361, SB 364, SB 366, SJR 11, SJR 13, SR 22.**

Examined by the sponsor and found to be correct: **SB 43, SB 88, SB 149, SB 154, SB 258, SB 346.**

Signed by the President at 10:25 a.m., April 9, 2013: **SR 7, SR 30.**

Delivered to the Secretary of State at 11:04 a.m., April 9, 2013: **SR 7, SR 30.**

**REPORTS OF STANDING COMMITTEES**

**JUDICIARY** (Murphy, Chair):

4/9/2013

**SR 34**, be adopted. Report adopted.

**LOCAL GOVERNMENT** (Buttrey, Chair):

4/8/2013

**HB 605**, be concurred in. Report adopted.

**PUBLIC HEALTH, WELFARE AND SAFETY** (Priest, Chair):

4/8/2013

**HB 583**, be amended as follows:

1. Page 2, line 6.

**Strike:** "five"

**Insert:** "six"

2. Page 2, line 10.

**Strike:** "and"

3. Page 2, line 12.

**Following:** "chapter 23"

**Insert:** "; and

(iv) one member of the clergy as defined in 15-6-201"

And, as amended, be concurred in. Report adopted.

**MESSAGES FROM THE OTHER HOUSE**

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

4/8/2013

**SB 88**, introduced by Dick Barrett

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**SB 106**, introduced by Jergeson  
**SB 147**, introduced by Buttrey  
**SB 149**, introduced by Thomas  
**SB 161**, introduced by Tropila  
**SB 182**, introduced by Sonju  
**SB 199**, introduced by Thomas  
**SB 207**, introduced by Van Dyk  
**SB 209**, introduced by Arthun  
**SB 245**, introduced by Arthun  
**SB 251**, introduced by Wittich  
**SB 258**, introduced by Wittich  
**SB 271**, introduced by Thomas  
**SB 278**, introduced by Peterson  
**SB 290**, introduced by Arntzen  
**SB 292**, introduced by Tutvedt  
**SB 306**, introduced by Olson  
**SB 340**, introduced by Brenden  
**SB 344**, introduced by Vincent  
**SB 345**, introduced by Vincent  
**SB 351**, introduced by Olson  
**SB 361**, introduced by Tutvedt  
**SB 364**, introduced by Vincent  
**SB 366**, introduced by Arthun

**Senate joint resolutions** concurred in and returned to the Senate: 4/8/2013

**SJR 11**, introduced by D. Brown  
**SJR 13**, introduced by T. Brown

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

4/8/2013

**SB 160**, introduced by Tropila  
**SB 198**, introduced by Thomas  
**SB 256**, introduced by F. Moore  
**SB 275**, introduced by Buttrey  
**SB 297**, introduced by Arntzen  
**SB 325**, introduced by Olson  
**SB 336**, introduced by Hamlett  
**SB 337**, introduced by Hamlett  
**SB 347**, introduced by Vincent

**Senate bills not** concurred in and returned to the Senate: 4/8/2013

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**SB 299**, introduced by F. Moore  
**SB 372**, introduced by Boulanger

**HB 206** - The House failed to concur in Senate amendments to **HB 206**, authorized the Speaker to appoint the following Conference Committee, and requested that the Senate appoint a like committee to confer on Senate amendments to **HB 206**:

4/8/2013

Representative Flynn, Vice Chair  
Representative Fitzpatrick  
Representative Gursky

**HB 297** - The House failed to concur in Senate amendments to **HB 297**, authorized the Speaker to appoint the following **Free** Conference Committee, and requested that the Senate appoint a like committee to confer on **HB 297**:

4/8/2013

Representative Howard, Vice Chair  
Representative Eck  
Representative Lenz

**MOTIONS**

**HB 573** - Senator Buttrey moved consideration of **HB 573** be passed for the day and that **HB 573** be brought before the Committee of the Whole on April 11, 2013, legislative day seventy-six. Without objection, so ordered.

**HB 205** - Senator Wittich moved consideration of **HB 205** be passed for the day. Without objection, so ordered.

**FIRST READING AND COMMITMENT OF BILLS**

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

**SR 63**, introduced by Rosendale, referred to Taxation.

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

**HB 213**, introduced by Fitzpatrick, Blasdel, O'Hara, Vance, Welborn, referred to Taxation.

**HB 423**, introduced by C. Smith, Ballance, G. Bennett, Blasdel, Blyton, Brodehl, Clark, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Galt, Glimm, Hagstrom, Halvorson, Hansen, Hertz, Ingraham, D. Jones, Kary, Knudsen, Lang, Lenz, Miller, O'Hara, Osmundson, Priest, Randall, Redfield, Regier, Salomon, Shaw, Taylor, Vance, Wagoner, Walker, Washburn, White, Wittich, referred to Public Health, Welfare and Safety.

**HB 443**, introduced by Cook, Zolnikov, referred to Taxation.

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**HB 496**, introduced by Howard, Brodehl, Ehli, Harris, Kary, Knudsen, Lenz, Redfield, Reichner, C. Smith, Washburn, White, referred to State Administration.

**HB 521**, introduced by G. Bennett, Blasdel, Blyton, Greef, Halvorson, Hansen, Howard, Knudsen, Laszloffy, Lenz, Regier, C. Smith, Vance, referred to Judiciary.

**HB 581**, introduced by Hansen, G. Bennett, referred to Taxation.

**HB 589**, introduced by Jacobson, referred to Taxation.

**HB 619**, introduced by Warburton, Arntzen, G. Bennett, Blasdel, Blyton, Brodehl, Edmunds, Ehli, Fitzpatrick, Galt, Hagstrom, Halvorson, Hansen, Harris, Howard, Ingraham, Lang, Lavin, McNiven, O'Hara, Osmundson, Priest, Randall, Reichner, Schwaderer, Shaw, C. Smith, Thomas, Vuckovich, Walker, Windy Boy, referred to Judiciary.

**HB 631**, introduced by Fitzpatrick, Kerns, Lavin, referred to Judiciary.

**HB 634**, introduced by Wagoner, referred to Local Government.

**HB 635**, introduced by Shaw, referred to Taxation.

**HB 637**, introduced by Schwaderer, B. Bennett, Coffin, Hertz, referred to Education and Cultural Resources.

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

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

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

**HB 118** - Senator Facey moved **HB 118** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.

Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

**HB 133** - Senator Facey moved **HB 133** be concurred in. Motion carried as follows:

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Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Sesso, Stewart-Peregoy, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Wanzenried, Windy Boy.  
Total 37

Nays: Boulanger, Fielder, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Vincent, Walker, Webb, Wittich, Mr. President.  
Total 13

Absent or not voting: None.  
Total 0

Excused: None.  
Total 0

**HB 545** - Senator D. Brown moved **HB 545** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Mr. President.  
Total 48

Nays: Ripley, Wittich.  
Total 2

Absent or not voting: None.  
Total 0

Excused: None.  
Total 0

**HB 392** - Senator Rosendale moved **HB 392** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Barrett Dick, Boulanger, Brenden, T. Brown, Buttrey, Facey, Fielder, Hamlett, Jackson, Jergeson, Jones, Larsen, Lewis, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tutvedt, Vincent, Vuckovich, Walker, Webb, Mr. President.  
Total 34

Nays: Augare, Blewett, D. Brown, Caferro, Driscoll, Jent, Kaufmann, Keane, Malek, Sesso, Stewart-Peregoy, Tropila, Van Dyk, Wanzenried, Windy Boy, Wittich.  
Total 16

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Absent or not voting: None.

Total 0

Excused: None.

Total 0

**HB 564** - Senator Walker moved **HB 564** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Fielder, Jackson, Jones, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tutvedt, Vincent, Walker, Webb, Wittich, Mr. President.

Total 29

Nays: Augare, Barrett Dick, Blewett, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Kaufmann, Keane, Larsen, Malek, Phillips, Sesso, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Windy Boy.

Total 21

Absent or not voting: None.

Total 0

Excused: None.

Total 0

**HJR 16** - Senator Murphy moved **HJR 16** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Dick, Blewett, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tutvedt, Van Dyk, Vuckovich, Walker, Wanzenried, Windy Boy, Wittich.

Total 41

Nays: Barrett Debby, Boulanger, Ripley, Rosendale, Sales, Tropila, Vincent, Webb, Mr. President.

Total 9

Absent or not voting: None.

Total 0

Excused: None.

Total 0

**HB 145** - Senator Jackson moved **HB 145** be concurred in. Motion carried as follows:

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Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, Buttrey, Fielder, Jackson, Jones, Lewis, Moore, Murphy, Olson, Peterson, Priest, Rosendale, Sales, Sonju, Taylor, Thomas, Tutvedt, Vincent, Walker, Webb, Wittich, Mr. President.  
Total 27

Nays: Augare, Barrett Dick, Blewett, T. Brown, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Kaufmann, Keane, Larsen, Malek, Phillips, Ripley, Sesso, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Windy Boy.  
Total 23

Absent or not voting: None.  
Total 0

Excused: None.  
Total 0

**HB 54** - Senator Arthun moved **HB 54** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Murphy, Olson, Peterson, Phillips, Ripley, Rosendale, Sesso, Stewart-Peregoy, Taylor, Thomas, Tutvedt, Van Dyk, Vuckovich, Wanzenried, Windy Boy.  
Total 38

Nays: Boulanger, Fielder, Moore, Priest, Sales, Sonju, Tropila, Vincent, Walker, Webb, Wittich, Mr. President.  
Total 12

Absent or not voting: None.  
Total 0

Excused: None.  
Total 0

**HJR 17** - Senator Sales moved **HJR 17** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Webb, Windy Boy, Mr. President.  
Total 46

Nays: Caferro, Tropila, Wanzenried, Wittich.  
Total 4



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Absent or not voting: None.

Total 0

Excused: None.

Total 0

**HB 19** - Senator Thomas moved **HB 19** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.

Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

**SJR 23** - Senator Tutvedt moved **SJR 23** do pass. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Webb, Windy Boy, Mr. President.

Total 45

Nays: Caferro, Kaufmann, Sales, Wanzenried, Wittich.

Total 5

Absent or not voting: None.

Total 0

Excused: None.

Total 0

**HB 391** - Senator Murphy moved **HB 391** be concurred in. Motion carried as follows:

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Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Fielder, Jackson, Jones, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tutvedt, Vincent, Walker, Webb, Windy Boy, Wittich, Mr. President.

Total 30

Nays: Augare, Barrett Dick, Blewett, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Kaufmann, Keane, Larsen, Malek, Phillips, Sesso, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried.

Total 20

Absent or not voting: None.

Total 0

Excused: None.

Total 0

Senator Wittich moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Essmann presiding. Chair Brenden moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Larsen, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Webb, Windy Boy, Wittich, Mr. President.

Total 43

Nays: Facey, Kaufmann, Keane, Malek, Phillips, Sesso, Wanzenried.

Total 7

Absent or not voting: None.

Total 0

Excused: None.

Total 0

**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 344** concurred in as follows:

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Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.  
Total 50

Nays: None.  
Total 0

Absent or not voting: None.  
Total 0

Excused: None.  
Total 0

**HB 259** concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.  
Total 49

Nays: Ripley.  
Total 1

Absent or not voting: None.  
Total 0

Excused: None.  
Total 0

**SJR 24** passed as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.  
Total 50

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Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

**HJR 14** concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.

Total 46

Nays: Boulanger, Facey, Keane, Sales.

Total 4

Absent or not voting: None.

Total 0

Excused: None.

Total 0

**HB 9** concurred in as follows:

Yeas: Arntzen, Augare, Barrett Debby, Barrett Dick, Blewett, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Murphy, Peterson, Phillips, Priest, Ripley, Sesso, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vuckovich, Wanzenried, Windy Boy.

Total 35

Nays: Arthun, Boulanger, Fielder, Moore, Olson, Rosendale, Sales, Sonju, Taylor, Thomas, Vincent, Walker, Webb, Wittich, Mr. President.

Total 15

Absent or not voting: None.

Total 0

Excused: None.

Total 0

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**HB 97** concurred in as follows:

Yeas: Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Webb, Windy Boy, Wittich, Mr. President.  
Total 46

Nays: Arntzen, Jackson, Tropila, Wanzenried.  
Total 4

Absent or not voting: None.  
Total 0

Excused: None.  
Total 0

**HB 336** concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.  
Total 50

Nays: None.  
Total 0

Absent or not voting: None.  
Total 0

Excused: None.  
Total 0

**HB 147** concurred in as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Barrett Dick, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jergeson, Jones, Keane, Larsen, Lewis, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Wittich, Mr. President.  
Total 43

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Nays: Augare, Blewett, Jent, Kaufmann, Malek, Stewart-Peregoy, Windy Boy.  
Total 7

Absent or not voting: None.  
Total 0

Excused: None.  
Total 0

**HB 522** concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Caferro, Driscoll, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tutvedt, Vincent, Vuckovich, Walker, Wanzenried, Webb, Wittich, Mr. President.  
Total 43

Nays: Buttrey, Facey, Keane, Malek, Tropila, Van Dyk, Windy Boy.  
Total 7

Absent or not voting: None.  
Total 0

Excused: None.  
Total 0

**HB 403** concurred in as follows:

Yeas: Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Murphy, Olson, Peterson, Phillips, Priest, Rosendale, Sesso, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich.  
Total 44

Nays: Arntzen, Moore, Ripley, Sales, Sonju, Mr. President.  
Total 6

Absent or not voting: None.  
Total 0

Excused: None.  
Total 0

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**SJR 22** passed as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Dick, Blewett, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Murphy, Olson, Peterson, Phillips, Sesso, Sonju, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vuckovich, Walker, Wanzenried, Windy Boy, Mr. President.

Total 36

Nays: Barrett Debby, Boulanger, Brenden, Fielder, Moore, Priest, Ripley, Rosendale, Sales, Taylor, Thomas, Vincent, Webb, Wittich.

Total 14

Absent or not voting: None.

Total 0

Excused: None.

Total 0

**HB 546** concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Murphy, Olson, Peterson, Phillips, Ripley, Rosendale, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Wanzenried, Webb, Windy Boy.

Total 42

Nays: Fielder, Moore, Priest, Sales, Vincent, Walker, Wittich, Mr. President.

Total 8

Absent or not voting: None.

Total 0

Excused: None.

Total 0

**HB 524** concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jent, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sesso, Sonju, Taylor, Thomas, Tutvedt, Van Dyk, Vincent, Vuckovich, Webb, Mr. President.

Total 38

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Nays: D. Brown, Jackson, Jergeson, Moore, Murphy, Sales, Stewart-Peregoy, Tropila, Walker, Wanzenried, Windy Boy, Wittich.  
Total 12

Absent or not voting: None.  
Total 0

Excused: None.  
Total 0

**HB 78** concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.  
Total 50

Nays: None.  
Total 0

Absent or not voting: None.  
Total 0

Excused: None.  
Total 0

**HB 95** concurred in as follows:

Yeas: Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Wanzenried, Webb, Windy Boy, Mr. President.  
Total 46

Nays: Arntzen, Moore, Walker, Wittich.  
Total 4

Absent or not voting: None.  
Total 0

Excused: None.



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Total 0

**HB 122** concurred in as follows:

Yeas: Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Murphy, Olson, Peterson, Phillips, Ripley, Rosendale, Sesso, Stewart-Peregoy, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Wanzenried, Webb, Windy Boy, Mr. President.  
Total 38

Nays: Arntzen, Boulanger, Brenden, Fielder, Moore, Priest, Sales, Sonju, Taylor, Vincent, Walker, Wittich.  
Total 12

Absent or not voting: None.  
Total 0

Excused: None.  
Total 0

**HB 448** concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.  
Total 50

Nays: None.  
Total 0

Absent or not voting: None.  
Total 0

Excused: None.  
Total 0

**HB 461** concurred in as follows:

Yeas: Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Ripley, Sesso,

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Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Wanzenried, Windy Boy, Mr. President.  
Total 39

Nays: Arntzen, Boulanger, Jackson, Priest, Rosendale, Sales, Sonju, Vincent, Walker, Webb, Wittich.  
Total 11

Absent or not voting: None.  
Total 0

Excused: None.  
Total 0

**HB 552** concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sesso, Stewart-Peregoy, Van Dyk, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Mr. President.  
Total 41

Nays: Boulanger, Sales, Sonju, Taylor, Thomas, Tropila, Tutvedt, Vincent, Wittich.  
Total 9

Absent or not voting: None.  
Total 0

Excused: None.  
Total 0

**FIRST READING AND COMMITMENT OF BILLS**

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

**SR 64**, introduced by Sonju (by request of the Senate Business, Labor, and Economic Affairs Standing Committee), referred to Business, Labor, and Economic Affairs.

**SR 65**, introduced by Sonju (by request of the Senate Business, Labor, and Economic Affairs Standing Committee), referred to Business, Labor, and Economic Affairs.

**SR 66**, introduced by Sonju (by request of the Senate Business, Labor, and Economic Affairs Standing Committee), referred to Business, Labor, and Economic Affairs.

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**MOTIONS**

Senator Ripley moved **HB 19** be re-referred to the Finance and Claims committee. Without objection, so ordered.

Senator Priest moved to change his third-reading vote on **HB 259** from No to Yes. Without objection, so ordered.

**ANNOUNCEMENTS**

Committee meetings were announced by the committee chairs.

Majority Leader Wittich moved that the Senate adjourn until 1:00 p.m., Wednesday, April 10, 2013, the seventy-fifth legislative day. Motion carried.

Senate adjourned at 2:45 p.m.

MARILYN MILLER  
Secretary of the Senate

JEFF ESSMANN  
President of the Senate