

**SENATE JOURNAL
64TH LEGISLATURE
SIXTH LEGISLATIVE DAY**

Helena, Montana
January 12, 2015

Senate Chambers
State Capitol

Senate convened at 1:00 p.m. President Barrett presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Fielder, Chair): 1/12/2015

Correctly printed: **SB 11, SB 15, SB 46, SB 119, SB 120, SB 121, SB 122, SB 123, SB 124, SB 125, SB 126, SB 127.**

Correctly enrolled: **SR 1.**

Examined by the sponsor and found to be correct: **SR 1.**

Signed by the Secretary of the Senate at 3:05 p.m., January 12, 2015: **SR 1.**

Signed by the President at 3:15 p.m., January 12, 2015: **SR 1.**

REPORTS OF STANDING COMMITTEES

STATE ADMINISTRATION (Brown, Chair): 1/9/2015

SB 1, do pass. Report adopted.

SB 27, do pass. Report adopted.

FIRST READING AND COMMITMENT OF BILLS

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

SB 128, introduced by K. Hansen, M. MacDonald, referred to Education and Cultural Resources.

SB 129, introduced by R. Webb, referred to Public Health, Welfare and Safety.

SB 130, introduced by R. Webb, referred to State Administration.

SB 131, introduced by D. Kary, S. Sales, N. Swandal, referred to Judiciary.

SB 132, introduced by G. Vance, referred to Business, Labor, and Economic Affairs.

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

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

SENATE JOURNAL
SIXTH LEGISLATIVE DAY - JANUARY 12, 2015

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

SJ 1 - Senator Rosendale moved **SJ 1** do pass.

SJ 1 - Senator Rosendale moved **SJ 1**, second reading copy, be amended as follows:

1. Page 8, line 16.

Following: "~~(1)~~"

Insert: "(1)"

2. Page 8.

Following: line 25

Insert: "(2) In the event that the Revenue and Transportation Interim Committee has not caused a revenue estimating resolution to be introduced in accordance with 5-5-227, MCA, a Senate joint resolution must be introduced by the chair of the Senate Taxation Committee for the purpose of estimating revenue that may be available for appropriation by the Legislature.

(3) The Senate shall transmit the Senate joint resolution on the revenue estimate to the House no later than the 15th legislative day. The Senate joint resolution does not constitute the Legislature's revenue estimate until adopted and passed by the House with any House amendments concurred in by the Senate."

Motion carried as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Fielder, Hamlett, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Kaufmann, Keane, Keenan, Larsen, Malek, McNally, Moe, Moore, Phillips, Pomnichowski, Ripley, Rosendale, Sales, Sands, Sesso, Smith, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.
Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SJ 1 - Senator Rosendale moved **SJ 1**, as amended, do pass. Motion carried as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Fielder, Hamlett, Hansen, Hinkle, Hoven, Howard, Jones,

SENATE JOURNAL
SIXTH LEGISLATIVE DAY - JANUARY 12, 2015

Kary, Kaufmann, Keane, Keenan, Larsen, Malek, McNally, Moe, Moore, Phillips, Pomnichowski, Ripley, Rosendale, Sales, Sands, Sesso, Smith, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 5 - Senator Windy Boy moved **SB 5** do pass. Motion carried as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Fielder, Hamlett, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Kaufmann, Keane, Keenan, Larsen, Malek, McNally, Moe, Moore, Phillips, Pomnichowski, Ripley, Rosendale, Sales, Sands, Sesso, Smith, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 7 - Senator Webb moved **SB 7** do pass. Motion carried as follows:

Yeas: Ankney, Arntzen, Barrett Dick, D. Brown, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Hamlett, Hinkle, Howard, Jones, Kary, Kaufmann, Keane, Keenan, Larsen, Malek, McNally, Moe, Moore, Phillips, Pomnichowski, Ripley, Sands, Sesso, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.
Total 40

Nays: Blasdel, Brenden, Fielder, Hansen, Hoven, Rosendale, Sales, Smith, Vance, Vincent.
Total 10

Absent or not voting: None.

SENATE JOURNAL
SIXTH LEGISLATIVE DAY - JANUARY 12, 2015

Total 0

Excused: None.

Total 0

SB 17 - Senator Dick Barrett moved **SB 17** do pass.

SB 17 - Senator Brenden moved **SB 17**, second reading copy, be amended as follows:

1. Page 3, line 11.

Strike: ", one appointed by the president and one by the senate minority leader,"

Insert: "appointed by the senate committee on committees"

Amendment adopted as follows:

Yeas: Ankney, Arntzen, Blasdel, Brenden, Buttrey, Connell, Fielder, Hansen, Hinkle, Howard, Jones, Kary, Keenan, Moore, Ripley, Rosendale, Sales, Smith, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Webb, Ms. President.

Total 26

Nays: Barrett Dick, D. Brown, T. Brown, Caferro, Cohenour, Driscoll, Facey, Hamlett, Hoven, Kaufmann, Keane, Larsen, Malek, McNally, Moe, Phillips, Pomnichowski, Sands, Sesso, Stewart-Peregoy, Vuckovich, Whitford, Windy Boy, Wolken.

Total 24

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 17 - Senator Dick Barrett moved **SB 17**, as amended, do pass. Motion **failed** as follows:

Yeas: Barrett Dick, D. Brown, Caferro, Cohenour, Driscoll, Facey, Hamlett, Hoven, Kaufmann, Keane, Malek, McNally, Moe, Pomnichowski, Sands, Tutvedt, Wolken.

Total 17

Nays: Ankney, Arntzen, Blasdel, Brenden, T. Brown, Buttrey, Connell, Fielder, Hansen, Hinkle, Howard, Jones, Kary, Keenan, Larsen, Moore, Phillips, Ripley, Rosendale, Sales, Sesso, Smith, Stewart-Peregoy, Swandal, Taylor, Thomas, Vance, Vincent, Vuckovich, Webb, Whitford, Windy Boy, Ms. President.

Total 33

Absent or not voting: None.

Total 0

SENATE JOURNAL
SIXTH LEGISLATIVE DAY - JANUARY 12, 2015

Excused: None.

Total 0

SB 17 - Senator Rosendale moved **SB 17** be **indefinitely postponed**. Motion carried as follows:

Yeas: Ankney, Arntzen, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Connell, Driscoll, Fielder, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Moore, Ripley, Rosendale, Sales, Smith, Swandal, Taylor, Thomas, Vance, Vincent, Webb, Ms. President.

Total 29

Nays: Barrett Dick, Caferro, Cohenour, Facey, Hamlett, Kaufmann, Keane, Larsen, Malek, McNally, Moe, Phillips, Pomnichowski, Sands, Sesso, Stewart-Peregoy, Tutvedt, Vuckovich, Whitford, Windy Boy, Wolken.

Total 21

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 18 - Senator Dick Barrett moved **SB 18** do pass. Motion carried as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Fielder, Hamlett, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Kaufmann, Keane, Keenan, Larsen, Malek, McNally, Moe, Moore, Phillips, Pomnichowski, Ripley, Rosendale, Sales, Sands, Sesso, Smith, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.

Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 33 - Senator Taylor moved **SB 33** do pass. Motion carried as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Fielder, Hamlett, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Kaufmann, Keane, Keenan, Larsen, Malek, McNally, Moe, Moore, Phillips, Pomnichowski,

SENATE JOURNAL
SIXTH LEGISLATIVE DAY - JANUARY 12, 2015

Ripley, Rosendale, Sales, Sands, Sesso, Smith, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

Senator Rosendale moved the committee rise and report. Motion carried. Committee arose. Senate resumed. President Barrett presiding. Chair Facey moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Fielder, Hamlett, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Larsen, Malek, McNally, Moe, Moore, Pomnichowski, Ripley, Rosendale, Sales, Sands, Sesso, Smith, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.
Total 47

Nays: Kaufmann, Keane, Phillips.
Total 3

Absent or not voting: None.
Total 0

Excused: None.
Total 0

ANNOUNCEMENTS

Senator Smith introduced the Pages for the upcoming week:

Rylee Donaldson from Helena, sponsored by Senator Rosendale
Ashley Hamlin from Helena, sponsored by Senator Facey
Kaylie Johnston from Helena, sponsored by Senator Smith

Committee meetings were announced by the committee chairs.

Majority Leader Rosendale moved that the Senate adjourn until 1:00 p.m., Tuesday, January 13, 2015, the seventh legislative day. Motion carried.

SENATE JOURNAL
SIXTH LEGISLATIVE DAY - JANUARY 12, 2015

Senate adjourned at 1:46 p.m.

MARILYN MILLER
Secretary of the Senate

DEBBY BARRETT
President of the Senate