

**SENATE JOURNAL  
64TH LEGISLATURE  
THIRTY-FIRST LEGISLATIVE DAY**

Helena, Montana  
February 11, 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**

2/11/2015

Correctly printed: **SB 22, SB 229, SB 293, SB 294, SB 295, SB 296, SB 297, SB 298, SR 6, SJ 9, SJ 10, SJ 11, HB 38, HB 64, HB 103, HB 147.**

Correctly engrossed: **SB 138, SB 148, SB 176, SB 209, SB 242, HB 74, HB 135, HB 221.**

Examined by the sponsor and found to be correct: **SB 15, SB 26.**

Transmitted to the House: **SB 123, SB 149, SB 237.**

Signed by the Secretary of the Senate at 3:20 p.m., February 10, 2015: **SB 10, SB 11, SB 70, SB 71, SB 75, SB 98.**

Signed by the Secretary of the Senate at 4:05 p.m., February 11, 2015: **SB 15, SB 26.**

Signed by the President at 10:15 a.m., February 11, 2015: **SB 10, SB 11, SB 70, SB 71, SB 75, SB 98.**

Signed by the Speaker at 12:40 p.m., February 11, 2015: **SB 10, SB 11, SB 70, SB 71, SB 75, SB 98.**

Majority Leader Rosendale informed the Senators that offensive messages received through the email delivery system should be turned in to leadership or the Secretary of the Senate so the email address can be blocked.

**REPORTS OF STANDING COMMITTEES**

**AGRICULTURE, LIVESTOCK AND IRRIGATION** (T. Brown, Chair):

2/10/2015

**SB 176**, do pass. Report adopted.

**SB 210**, do pass. Report adopted.

**ENERGY AND TELECOMMUNICATIONS** (Webb, Chair):

2/10/2015

**SB 249**, do pass. Report adopted.

**FINANCE AND CLAIMS** (Jones, Chair):

2/10/2015

**SB 34**, do pass. Report adopted.

**SB 37**, do pass. Report adopted.

**SB 145**, do pass. Report adopted.

**SB 200**, do pass. Report adopted.

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**FISH AND GAME** (Brenden, Chair):  
**SB 247**, do pass. Report adopted.  
**HB 221**, be amended as follows:

2/10/2015

1. Page 1, line 13.  
**Following:** "and is"  
**Insert:** "permanently"

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

**JUDICIARY** (Sales, Chair):  
**SB 209**, introduced bill, be amended as follows:

2/10/2015

1. Page 1, line 23.  
**Following:** "owner"  
**Insert:** "or owners"

2. Page 1, line 24.  
**Following:** "other than"  
**Strike:** "the"  
**Insert:** "an"

**Following:** "consent of"  
**Strike:** "the"  
**Insert:** "an"

3. Page 1, line 25 through line 26.  
**Following:** "owner."  
**Strike:** remainder of line 25 through line 26 in their entirety

4. Page 2, line 9.  
**Strike:** "or"

5. Page 2, line 13.  
**Following:** "systems"  
**Strike:** "."  
**Insert:** "; or"

6. Page 2, following line 13.  
**Insert:** "(c) by order of the district court provided that the owner has notice and 48 hours to object and request a hearing."

And, as amended, do pass. Report adopted.

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**HB 26**, be concurred in. Report adopted.

**HB 74**, be amended as follows:

1. Page 1, line 30.

**Following:** "account number"

**Strike:** " "

**Insert:** "or"

**Following:** "required"

**Insert:** "in combination with any required"

2. Page 4, line 24.

**Following:** "or"

**Strike:** " "

**Insert:** "or"

**Following:** "required"

**Insert:** "in combination with any required"

3. Page 7, line 11.

**Following:** "account number"

**Strike:** " "

**Insert:** "or"

**Following:** "required"

**Insert:** "in combination with any required"

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

**HB 135**, be amended as follows:

1. Page 1, line 12.

**Strike:** ", in its opinion"

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

**JUDICIARY** (Sales, Chair):

2/11/2015

**SB 242**, introduced bill, be amended as follows:

1. Page 2, line 1.

**Following:** "(d)"

**Insert:** "except as provided in subsection (1)(a),"

And, as amended, do pass. Report adopted.

**HB 195**, be concurred in. Report adopted.

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**MESSAGES FROM THE GOVERNOR**

February 10, 2015

Senator Debby Barrett, President  
Montana Senate  
Capitol Building  
Helena, Montana 59601

Dear President Barrett:

On Tuesday February 10, 2015, I signed the following bills:

**Senate Bill 18** - Dick Barrett

**Senate Bill 33** - J. Taylor

These bills were delivered to the Secretary of State's Office today.

Sincerely,

STEVE BULLOCK  
Governor

**MESSAGES FROM THE OTHER HOUSE**

**Senate bills** concurred in and returned to the Senate: 2/10/2015

**SB 4**, introduced by T. Facey

**SB 5**, introduced by J. Windy Boy

**SB 35**, introduced by T. Facey

**SB 36**, introduced by T. Facey

**House bills** passed and transmitted to the Senate for concurrence: 2/10/2015

**HB 119**, introduced by T. Berry

**HB 203**, introduced by A. Wittich

**HB 229**, introduced by D. Zolnikov

**HB 324**, introduced by J. Welborn

**FIRST READING AND COMMITMENT OF BILLS**

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

**SB 299**, introduced by F. Thomas, R. Ehli, referred to Judiciary.

**SB 300**, introduced by F. Thomas, N. Ballance, A. Olszewski, referred to Public Health, Welfare

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and Safety.

**SB 301**, introduced by C. Smith, J. Essmann, C. Fiscus, D. Hagstrom, G. Hertz, D. Jones, D. Kary, S. Laszloffy, D. Mortensen, T. Richmond, R. Webb, D. Zolnikov, referred to Energy and Telecommunications.

**SB 302**, introduced by M. Caferro, referred to Public Health, Welfare and Safety.

**SB 303**, introduced by J. Cohenour, referred to Local Government.

**SB 304**, introduced by R. Driscoll, referred to Judiciary.

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

**SR 17**, introduced by E. Arntzen, referred to Highways and Transportation.

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

**HB 119**, introduced by T. Berry (by request of the State Auditor), referred to Business, Labor, and Economic Affairs.

**HB 203**, introduced by A. Wittich, referred to Judiciary.

**HB 229**, introduced by D. Zolnikov, G. Bennett, A. Doane, M. Miller, D. Mortensen, referred to Highways and Transportation.

**HB 258**, introduced by K. Williams, D. Ankney, E. Buttrey, C. Hunter, M. McNally, N. Schwaderer, Essmann, referred to Judiciary.

**HB 324**, introduced by J. Welborn, referred to Business, Labor, and Economic Affairs.

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

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

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

**SB 230** - Senator Vincent moved **SB 230** 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

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Excused: None.

Total 0

**SB 180** - Senator Hoven moved **SB 180** do pass. Motion carried as follows:

Yeas: Ankney, Barrett Dick, D. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Fielder, Hamlett, Hansen, Hoven, Jones, Kaufmann, Keane, Larsen, Malek, McNally, Moe, Phillips, Pomnichowski, Ripley, Sands, Sesso, Stewart-Peregoy, Swandal, Thomas, Vuckovich, Webb, Whitford, Windy Boy, Wolken.

Total 33

Nays: Arntzen, Blasdel, Brenden, T. Brown, Hinkle, Howard, Kary, Keenan, Moore, Rosendale, Sales, Smith, Taylor, Tutvedt, Vance, Vincent, Ms. President.

Total 17

Absent or not voting: None.

Total 0

Excused: None.

Total 0

**HB 91** - Senator T. Brown moved **HB 91** be concurred in. 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, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.

Total 49

Nays: Vincent.

Total 1

Absent or not voting: None.

Total 0

Excused: None.

Total 0

**HB 94** - Senator Facey moved **HB 94** be concurred in. 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,

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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

**HB 184** - Senator Arntzen moved **HB 184** be concurred in. 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

**HB 157** - Senator Facey moved **HB 157** be concurred in. Motion carried as follows:

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

Total 41

Nays: D. Brown, Fielder, Hinkle, Hoven, Rosendale, Sales, Smith, Vincent, Webb.

Total 9

Absent or not voting: None.

Total 0

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Excused: None.

Total 0

**HB 112** - Senator Keenan moved **HB 112** be concurred in. 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, Sands, Sesso, Smith, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vance, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.

Total 48

Nays: Sales, Vincent.

Total 2

Absent or not voting: None.

Total 0

Excused: None.

Total 0

**SB 174** - Senator Moe moved **SB 174** 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 181** - Senator Arntzen moved **SB 181** do pass. Motion carried as follows:

Yeas: Ankney, Arntzen, 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,



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Vance, Vincent, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.  
Total 48

Nays: Barrett Dick, Tutvedt.  
Total 2

Absent or not voting: None.  
Total 0

Excused: None.  
Total 0

**SB 192** - Senator Driscoll moved **SB 192** do pass. Motion carried as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Brenden, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Fielder, Hamlett, Hinkle, Hoven, Jones, Kary, Kaufmann, Keane, Larsen, Malek, McNally, Moe, Phillips, Pomnichowski, Ripley, Sands, Sesso, Stewart-Peregoy, Swandal, Tutvedt, Vuckovich, Webb, Whitford, Windy Boy, Wolken.  
Total 36

Nays: Blasdel, D. Brown, Hansen, Howard, Keenan, Moore, Rosendale, Sales, Smith, Taylor, Thomas, Vance, Vincent, Ms. President.  
Total 14

Absent or not voting: None.  
Total 0

Excused: None.  
Total 0

**SB 107** - Senator T. Brown moved **SB 107** do pass.

**SB 107** - Senator Cohenour moved **SB 107**, second reading copy, be amended as follows:

1. Page 1, line 30.

**Following:** "~~(6)~~(b):"

**Insert:** "The proposition presented to voters must include an estimate of the potential financial impacts, including the information required in 15-10-425, for the transition costs levy pursuant to subsection (10)(b) of this section.  
(3)"

2. Page 2, line 3.

**Strike:** "(2)(c)"

**Insert:** "(3)(c)"

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3. Page 2, line 11.

**Strike:** "(2)(a)(ii)"

**Insert:** "(3)(a)(ii)"

**Strike:** "(2)(a)(i)"

**Insert:** "(3)(a)(i)"

4. Page 2, line 12.

**Strike:** "(2)(a)(iii)"

**Insert:** "(3)(a)(iii)"

5. Page 2.

**Following:** line 23

**Insert:** "(4) If the proposition to create a high school district solely for the purpose of expanding the elementary district into a K-12 district is approved by the electors of the existing elementary district pursuant to subsection (3), the county superintendent shall order an election to allow the electors of the existing high school district to consider the proposition of dividing the existing high school district. When the trustees canvass the vote of a school district division election under this section, they shall determine the approval or rejection of the division proposition as follows:

(a) Except as provided in subsection (4)(c), if the school district division election is held at a regular school election or at a special election called by the trustees, the trustees shall:

(i) determine the total number of electors of the elementary school district who are qualified to vote under the provisions of 20-20-301 from the list of electors provided by the county registrar for the school district division election;

(ii) determine the total number of qualified electors voting at the school district division election from the tally sheets for the election; and

(iii) calculate the percentage of qualified electors voting at the school district division election by dividing the amount determined in subsection (4)(a)(ii) by the amount determined in subsection (4)(a)(i).

(b) When the calculated percentage in subsection (4)(a)(iii) is:

(i) 40% or more, the school district division proposition is approved and adopted only if a majority of the votes were cast in favor of the proposition;

(ii) more than 30% but less than 40%, the school district division proposition is approved and adopted only if 60% or more of the votes were cast in favor of the proposition; or

(iii) 30% or less, the school district division proposition is rejected.

(c) If the school district division election is held at a general election, at an election that is conducted by mail ballot as provided in Title 13, chapter 19, or at a special election that is held in conjunction with a regular or primary election, the determination of the approval or rejection of the school district division proposition is made by a majority of the votes cast on the issue.

(d) If the canvass of the vote establishes the approval and adoption of the school district division proposition, the trustees shall issue a certificate proclaiming the passage of the proposition."

**Renumber:** subsequent subsections

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6. Page 2, lines 24 through 25.

**Strike:** "to" on line 24 through "(2)" on line 25

**Insert:** "pursuant to subsection (4) is approved following the approval of the proposition pursuant to subsection (3)"

7. Page 2, line 26.

**Strike:** "(8)(b)."

**Insert:** "(10)(b). If voters reject the proposition to divide the high school district pursuant to subsection (4), the existing high school district may not be divided, the elementary district may not expand into a K-12 district, and subsections (6) through (13) do not apply."

8. Page 2, line 27 through line 29.

**Strike:** "proposition" on line 27 through "20-20-416" on line 29

**Insert:** "propositions pursuant to subsections (3) and (4) are approved"

9. Page 3, line 1 through line 2.

**Strike:** "proposition" on line 1 through "20-20-416" on line 2

**Insert:** "propositions pursuant to subsections (3) and (4) are approved"

10. Page 3, line 23.

**Strike:** "(4)"

**Insert:** "(6)"

11. Page 4, line 4.

**Strike:** "(9)"

**Insert:** "(11)"

12. Page 4, line 6.

**Strike:** "(4)"

**Insert:** "(6)"

13. Page 12, line 7.

**Strike:** "(8)(b)"

**Insert:** "(10)(b)"

14. Page 12, line 8.

**Strike:** "(4)"

**Insert:** "(6)"

**Strike:** "(8)(b)"

**Insert:** "(10)(b)"

Amendment **not** adopted as follows:

Yeas: Barrett Dick, Cohenour, Driscoll, Facey, Hamlett, Kaufmann, Larsen, Malek, McNally,

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Moe, Phillips, Pomnichowski, Sands, Sesso, Stewart-Peregoy, Whitford, Windy Boy, Wolken.  
Total 18

Nays: Ankney, Arntzen, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Connell, Fielder, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Keane, Keenan, Moore, Ripley, Rosendale, Sales, Smith, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Webb, Ms. President.  
Total 32

Absent or not voting: None.  
Total 0

Excused: None.  
Total 0

**SB 107** - Senator Moe moved **SB 107**, second reading copy, be amended as follows:

1. Page 1, line 30.

**Following:** "~~(6)(b)~~:"

**Insert:** "The trustees shall pass a separate resolution calling for a bond election for the purpose of funding construction of a new high school to be held at the same time as the election to consider the proposition to create a high school district. The bond resolution and election must conform to the requirements of Title 20, chapter 9, part 4. If voters reject the bond proposition, the proposition to create a high school district is rejected, the elementary district may not expand into a K-12 district, and subsections (4) through (12) do not apply.  
(3)"

**Renumber:** subsequent subsections

2. Page 2, line 3.

**Strike:** "(2)(c)"

**Insert:** "(3)(c)"

3. Page 2, line 11.

**Strike:** "(2)(a)(ii)"

**Insert:** "(3)(a)(ii)"

**Strike:** "(2)(a)(i)"

**Insert:** "(3)(a)(i)"

4. Page 2, line 12.

**Strike:** "(2)(a)(iii)"

**Insert:** "(3)(a)(iii)"

5. Page 2, line 25.

**Strike:** "(2)"

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**Insert:** "(3)"

6. Page 2, line 26.

**Strike:** "(8)(b)"

**Insert:** "(9)(b)"

7. Page 3, line 2.

**Strike:** "(2)"

**Insert:** "(3)"

8. Page 3, line 23.

**Strike:** "(4)"

**Insert:** "(5)"

9. Page 4, line 4.

**Strike:** "(9)"

**Insert:** "(10)"

10. Page 4, line 6.

**Strike:** "(4)"

**Insert:** "(5)"

11. Page 12, line 7.

**Strike:** "(8)(b)"

**Insert:** "(9)(b)"

12. Page 12, line 8.

**Strike:** "(4)"

**Insert:** "(5)"

**Strike:** "(8)(b)"

**Insert:** "(9)(b)"

Amendment **not** adopted as follows:

Yeas: Barrett Dick, Cohenour, Driscoll, Facey, Hamlett, Kaufmann, Larsen, Malek, McNally, Moe, Phillips, Pomnichowski, Sands, Sesso, Stewart-Peregoy, Whitford, Windy Boy, Wolken.  
Total 18

Nays: Ankney, Arntzen, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Connell, Fielder, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Keane, Keenan, Moore, Ripley, Rosendale, Sales, Smith, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Webb, Ms. President.  
Total 32

Absent or not voting: None.

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Total 0

Excused: None.

Total 0

**SB 107** - Senator Facey moved **SB 107**, second reading copy, be amended as follows:

1. Page 1, lines 15 through 16.

**Strike:** "only" on page 1, line 15 through "1,000" on page 1, line 16

Amendment **not** adopted as follows:

Yeas: Barrett Dick, Cohenour, Facey, Hamlett, Kaufmann, Larsen, Malek, McNally, Moe, Phillips, Pomnichowski, Ripley, Sands, Sesso, Stewart-Peregoy, Swandal, Vincent, Vuckovich, Whitford, Windy Boy, Wolken.

Total 21

Nays: Ankney, Arntzen, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Connell, Driscoll, Fielder, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Keane, Keenan, Moore, Rosendale, Sales, Smith, Taylor, Thomas, Tutvedt, Vance, Webb, Ms. President.

Total 29

Absent or not voting: None.

Total 0

Excused: None.

Total 0

**SB 107** - Thereupon, the Senate reverted to the original motion of Senator T. Brown which passed as follows:

Yeas: Ankney, Arntzen, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Connell, Fielder, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Keane, Keenan, Moore, Ripley, Rosendale, Sales, Smith, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Webb, Windy Boy, Ms. President.

Total 34

Nays: Barrett Dick, Cohenour, Driscoll, Facey, Hamlett, Kaufmann, Larsen, Malek, McNally, Moe, Phillips, Pomnichowski, Sands, Sesso, Whitford, Wolken.

Total 16

Absent or not voting: None.

Total 0

Excused: None.

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Total 0

Majority Leader Rosendale moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Barrett presiding. Chair Buttrey 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, Connell, Fielder, Hamlett, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Keane, Keenan, Larsen, McNally, Moore, Pomnichowski, Ripley, Rosendale, Sales, Smith, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Webb, Windy Boy, Wolken, Ms. President.

Total 40

Nays: Cohenour, Driscoll, Facey, Kaufmann, Malek, Moe, Phillips, Sands, Sesso, Whitford.

Total 10

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:

**SB 22** passed as follows:

Yeas: Ankney, Arntzen, Barrett Dick, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Hamlett, Hoven, Jones, Kaufmann, Keane, Larsen, Malek, McNally, Moe, Phillips, Pomnichowski, Sands, Sesso, Stewart-Peregoy, Thomas, Tutvedt, Vincent, Vuckovich, Whitford, Windy Boy, Wolken.

Total 31

Nays: Blasdel, Brenden, D. Brown, Fielder, Hansen, Hinkle, Howard, Kary, Keenan, Moore, Ripley, Rosendale, Sales, Smith, Swandal, Taylor, Vance, Webb, Ms. President.

Total 19

Absent or not voting: None.

Total 0

Excused: None.

Total 0

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**SB 229** passed 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 9** passed as follows:

Yeas: Ankney, Arntzen, Blasdel, Brenden, D. Brown, T. Brown, Buttrey, Connell, Fielder, Hansen, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Moore, Ripley, Rosendale, Sales, Smith, Swandal, Taylor, Thomas, Vance, Vincent, Webb, Ms. President.  
Total 28

Nays: Barrett Dick, Caferro, Cohenour, Driscoll, Facey, Hamlett, Kaufmann, Keane, Larsen, Malek, McNally, Moe, Phillips, Pomnichowski, Sands, Sesso, Stewart-Peregoy, Tutvedt, Vuckovich, Whitford, Windy Boy, Wolken.  
Total 22

Absent or not voting: None.  
Total 0

Excused: None.  
Total 0

**SJ 10** passed 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



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Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

**HB 64** concurred in as follows:

Yeas: Ankney, Arntzen, Barrett Dick, 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, Sands, Sesso, Smith, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.

Total 48

Nays: Blasdel, Sales.

Total 2

Absent or not voting: None.

Total 0

Excused: None.

Total 0

**MOTIONS**

Senator L. Jones moved **SB 180** and **SB 107** be re-referred to the Finance and Claims committee. Without objection, so ordered.

**ANNOUNCEMENTS**

Committee meetings were announced by the committee chairs.

Majority Leader Rosendale moved the Senate adjourn until 1:00 p.m., Thursday, February 12, 2015, the thirty-second legislative day. Motion carried.

Senate adjourned at 3:05 p.m.

MARILYN MILLER  
Secretary of the Senate

DEBBY BARRETT  
President of the Senate