

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

Helena, Montana  
March 18, 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**

3/18/2015

Correctly printed: **SB 402, SB 403, SB 404, SB 405, SR 28, HB 164, HB 270, HB 289, HB 318, HB 337, HB 367, HB 396, HB 422, HB 429, HB 461, HB 507.**

Correctly engrossed: **SB 309, HB 28, HB 60, HB 180, HB 204, HB 208, HB 244, HB 343, HB 387, HB 412, HB 414, HB 447, HB 448, HB 449, HB 450, HB 482.**

Correctly enrolled: **SB 56, SB 80, SB 89.**

Examined by the sponsor and found to be correct: **SB 56, SB 80, SB 89.**

Transmitted to the House: **SB 47, HB 54, HB 85, HB 87, HB 124, HB 145, HB 227, HB 366, HB 397, HB 410, HB 436, HB 518, HB 588.**

Signed by the Secretary of the Senate at 3:20 p.m., March 18, 2015: **SB 56, SB 80, SB 89.**

Signed by the President at 4:00 p.m., March 18, 2015: **SB 56, SB 80, SB 89.**

**REPORTS OF STANDING COMMITTEES**

**AGRICULTURE, LIVESTOCK AND IRRIGATION** (T. Brown, Chair):  
**SR 3**, preliminary report.

3/17/2015

**BUSINESS, LABOR, AND ECONOMIC AFFAIRS** (Buttrey, Chair):  
**HB 44**, be concurred in. Report adopted.  
**HB 117**, be concurred in. Report adopted.  
**HB 240**, be concurred in. Report adopted.  
**HB 343**, be amended as follows:

3/17/2015

1. Page 1, line 24.

**Strike:** ", easily produced"

2. Page 2, line 19.

**Following:** "that is"

**Insert:** ": (i)"

3. Page 2, line 20.

**Following:** "purposes"

**Insert:** "; or

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(ii) opened for or provided by an employer and intended solely for business-related purposes"

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

**BUSINESS, LABOR, AND ECONOMIC AFFAIRS** (Buttrey, Chair):  
**HB 118**, be amended as follows:

3/18/2015

1. Page 1, line 13.

**Strike:** "9"

**Insert:** "8"

2. Page 1, line 26.

**Following:** "through"

**Strike:** "9"

**Insert:** "8"

3. Page 1, line 28 through line 29.

**Strike:** ", WITH" on line 28 through "(2)" on line 29

4. Page 1, line 30 through page 2, line 3.

**Strike:** subsection (2) in its entirety

**Renumber:** subsequent subsections

5. Page 2, line 4.

**Strike:** "9"

**Insert:** "8"

6. Page 2, line 19.

**Strike:** "9"

**Insert:** "8"

7. Page 4, line 9 through line 12.

**Strike:** section 6 in its entirety

**Renumber:** subsequent sections

8. Page 4, line 19.

**Strike:** "9"

**Insert:** "8"

9. Page 4, line 23.

**Strike:** "9"

**Insert:** "8"

10. Page 5, line 26.

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**Strike:** "9"

**Insert:** "8"

11. Page 5, line 28.

**Strike:** "9"

**Insert:** "8"

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

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

3/17/2015

**SR 13**, preliminary report.

**HB 252**, be concurred in. Report adopted.

**HJ 11**, be concurred in. Report adopted.

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

3/17/2015

**SB 99**, do pass. Report adopted.

**HB 28**, be amended as follows:

1. Title, page 1, line 8.

**Following:** "AVAILABLE;"

**Strike:** "AND"

**Insert:** "REQUIRING THE BOARD TO RECORD MEETINGS AND HEARINGS USING EXISTING RESOURCES;"

2. Title, page 1, line 8.

**Following:** "MCA"

**Insert:** "; AND PROVIDING A TERMINATION DATE"

3. Page 2, line 6.

**Insert:** line 5

**Insert:** "NEW SECTION. Section 2. Intent. It is the intent of the legislature that the board of pardons and parole implement the provisions of [this act] within existing resources."

**Insert:** "NEW SECTION. Section 3. Termination. [Section 1] terminates June 30, 2019."

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

**HB 180**, be amended as follows:

1. Title, line 5.

**Strike:** "MAKING"

**Insert:** "EXTENDING THE TERMINATION DATE OF"

2. Title, page 1, line 6.

**Strike:** "PERMANENT; REPEALING"

**Insert:** "; AND AMENDING"

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3. Page 1, line 12 through line 14.

**Strike:** section 1 in its entirety

4. Page 1, line 15.

**Insert:** "Section 1. Section 8, Chapter 390, Laws of 2013, is amended to read:

"Section 8. Section 6, Chapter 495, Laws of 1999, is amended to read:

"Section 6. Termination. [This act] terminates June 30, ~~2013~~ 2016 2031."

**Insert:** "Section 2. Section 9, Chapter 390, Laws of 2013, is amended to read:

"Section 9. Section 15, Chapter 389, Laws of 2011, is amended to read:

"Section 15. Section 6, Chapter 495, Laws of 1999, is amended to read:

"Section 6. Termination. [This act] terminates June 30, ~~2013~~  
2020 2016 2031."

**Insert:** "Section 3. Section 10, Chapter 390, Laws of 2013, is amended to read:

"Section 10. Section 16, Chapter 389, Laws of 2011, is amended to read:

"Section 16. Section 1, Chapter 70, Laws of 2001, is amended to read:

"Section 1. Section 6, Chapter 495, Laws of 1999, is amended to read:

"Section 6. Termination. [~~This act~~] [This act] ~~terminates~~ terminates June 30, ~~2013~~ 2016  
2020 2016 2031."

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

**HB 244**, be amended as follows:

1. Title, page 1, line 6.

**Following:** "MARKETS"

**Insert:** "AND OTHER LITIGATION"

2. Page 1, line 13.

**Following:** "resources"

**Insert:** "including energy and other major litigation"

**Strike:** "These"

**Insert:** "At least \$200,000 of these"

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

**FISH AND GAME** (Brenden, Chair):

3/17/2015

**SB 309**, introduced bill, be amended as follows:

1. Title, page 1, line 5.

**Following:** "LAND;"

**Insert:** "INCREASING THE TAX CREDIT FOR QUALIFIED ACCESS;"

2. Page 1, line 13.

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**Strike:** "\$500"

**Insert:** "\$750"

3. Page 1, line 15.

**Strike:** "\$2,000"

**Insert:** "\$3,000"

4. Page 1, line 20.

**Strike:** "\$500"

**Insert:** "\$750"

5. Page 1, line 22.

**Strike:** "\$500"

**Insert:** "\$750"

And, as amended, do pass. Report adopted.

**HB 450**, be amended as follows:

1. Page 1, line 19.

**Following:** "mechanism"

**Insert:** "registered with the bureau of alcohol, tobacco, firearms and explosives"

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

**HIGHWAYS AND TRANSPORTATION** (Arntzen, Chair):

3/17/2015

**HB 60**, be amended as follows:

1. Page 1, line 24.

**Strike:** "A"

**Insert:** "Except as provided in subsection (3), a"

2. Page 1, line 25 through page 2, line 4.

**Strike:** subsection (3) in its entirety

**Insert:** "(3) (a) The department shall waive the penalty if the late filing is the first offense within a 3-year period of timely filings.

(b) The department may waive the penalty if the director or the director's designee determines the late filing or payment to be beyond the distributor's control."

3. Page 2, line 25.

**Strike:** "A"

**Insert:** "Except as provided in subsection (3), a"

4. Page 2, line 26 through page 3, line 5.

**Strike:** subsection (3) in its entirety

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**Insert:** "(3) (a) The department shall waive the penalty if the late filing is the first offense within a 3-year period of timely filings.

(b) The department may waive the penalty if the director or the director's designee determines the late filing or payment to be beyond the distributor's control."

5. Page 3.

**Following:** line 11

**Insert:** "COORDINATION SECTION. Section 3. Coordination instruction. If both House Bill No. 99 and [this act] are passed and approved, then section 15-70-352(4) in [this act] must read as follows:

(4) If a distributor or other person required to pay the tax willfully fails, neglects, or refuses to file any statement required by this part or willfully fails to pay the tax within the time provided, the department may revoke any license issued under this part."

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

**JUDICIARY** (Sales, Chair):

3/17/2015

**HB 204**, be amended as follows:

1. Title, page 1, line 10.

**Strike:** "SECTION"

**Insert:** "SECTIONS 27-1-753 AND"

2. Page 2, line 5.

**Following:** line 5

**Insert:** "**Section 1.** Section 27-1-753, MCA, is amended to read:

**"27-1-753. Limitation on liability in sport or recreational opportunity.** (1) A person who participates in any sport or recreational opportunity assumes the inherent risks in that sport or recreational opportunity, whether those risks are known or unknown or whether a written waiver or release is executed, and is legally responsible for all injury or death to the person and for all damage to the person's property that result from the inherent risks in that sport or recreational opportunity.

(2) A provider is not required to eliminate, alter, or control the inherent risks within the particular sport or recreational opportunity that is provided.

(3) (a) Sections 27-1-751 through 27-1-754 do not preclude an action based on the negligence of the provider if the injury, death, or damage is not the result of an inherent risk of the sport or recreational opportunity.

(b) This section does not prohibit a written waiver or release entered into prior to engaging in a sport or recreational opportunity for damages or injuries resulting from conduct that constitutes ordinary negligence or for risks that are inherent in the sport or recreational opportunity.

(c) Any waiver or release for a sport or recreational opportunity, must:

(i) state known inherent risks of the sport or recreational opportunity; and

(ii) contain the following statement in bold typeface: By signing this document you are waiving your legal right to a jury trial to hold the provider legally responsible for any injuries you may suffer due to the provider's ordinary negligence or for injuries or damages resulting from risks

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inherent in the sport or recreational opportunity.

(d) Any waiver or release for a sport or recreational opportunity may still be challenged on any legal grounds.

(e) Any waiver or release for a sport or recreational opportunity executed in compliance with this section is not prohibited by or subject to the provisions of 28-2-702.

(4) Sections 27-1-751 through 27-1-754 do not apply to a cause of action based on the design, manufacture, provision, or maintenance of sports or recreational equipment or products or safety equipment used incidental to or required by the sport or recreational activity."

**Renumber:** subsequent sections

3. Page 2, line 7 through 8.

**Strike:** "(1)" through "All" on line 8

**Insert:** "Except as provided in 27-1-753, all"

4. Page 2, line 11 through line 15.

**Strike:** subsection (2) through subsection (3) in their entirety

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

**HB 207**, be concurred in. Report adopted.

**HB 446**, be concurred in. Report adopted.

**HB 447**, be amended as follows:

1. Title, page 1, line 4.

**Strike:** "PROVIDING THAT"

**Insert:** "ALLOWING"

2. Title, page 1, line 5.

**Strike:** "AND OBTAINS RELIEF AT ANY STAGE"

3. Title, page 1, line 6.

**Strike:** "IS"

**Insert:** "TO BE"

4. Page 1, line 16.

**Following:** "prevails"

**Strike:** "and obtains relief at any stage"

5. Page 1, line 18.

**Strike:** "must"

**Insert:** "may"

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

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**HB 448**, be amended as follows:

1. Title, page 1, line 4.

**Strike:** "REQUIRING THAT"

**Insert:** "ALLOWING"

**Following:** "PERSON"

**Insert:** "ALLEGING A DEPRIVATION OF RIGHTS"

**Strike:** "AND"

2. Title, page 1, line 5.

**Strike:** "OBTAINS RELIEF AT ANY STAGE"

3. Title, page 1, line 6.

**Following:** "KNOW"

**Insert:** "TO"

4. Page 1, line 14.

**Strike:** "and obtains relief at any stage"

5. Page 1, line 16.

**Strike:** "must"

**Insert:** "may"

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

**MESSAGES FROM THE OTHER HOUSE**

**Senate bills** concurred in and returned to the Senate: 3/17/2015

**SB 56**, introduced by B. Hamlett

**SB 80**, introduced by D. Brown

**SB 89**, introduced by J. Brenden

**Senate bills** concurred in as amended and returned to the Senate for concurrence in House amendments: 3/17/2015

**SB 42**, introduced by S. Malek

**SB 74**, introduced by M. Moe

**House bill** passed and transmitted to the Senate for concurrence: 3/17/2015

**HB 477**, introduced by G. Bennett

**House joint resolution** passed and transmitted to the Senate for concurrence: 3/17/2015



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**HJ 7**, introduced by T. Steenberg

**FIRST READING AND COMMITMENT OF BILLS**

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

**SB 406**, introduced by R. Driscoll, referred to Judiciary.

**SB 407**, introduced by C. Vincent, referred to Taxation.

The following House bill was introduced, read first time, and referred to committee:

**HB 477**, introduced by G. Bennett, referred to Judiciary.

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

**HJ 7**, introduced by T. Steenberg, T. Berry, J. Eck, referred to Energy and Telecommunications.

**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 McNally in the chair.

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

**SB 312** - Senator Phillips moved **SB 312** do pass.

**SB 312** - Senator Phillips moved **SB 312**, second reading copy, be amended as follows:

1. Page 4, line 22.

**Strike:** "ALLOWANCE"

**Insert:** "disallowance"

Amendment 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, 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

**SB 312** - Senator Phillips moved **SB 312**, as amended, do pass. Motion carried as follows:

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

Total 35

Nays: Blasdel, Brenden, D. Brown, Fielder, Howard, Kary, Keenan, Moore, Rosendale, Sales, Smith, Swandal, Vance, Vincent, Ms. President.

Total 15

Absent or not voting: None.

Total 0

Excused: None.

Total 0

**SB 39 - House Amendments** - Senator C. Smith moved House amendments to **SB 39** 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

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**SB 41 - House Amendments** - Senator Facey moved House amendments to **SB 41** 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

**SB 60 - House Amendments** - Senator Driscoll moved House amendments to **SB 60** 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

**SB 241 - House Amendments** - Senator Webb moved House amendments to **SB 241** be concurred in. Motion carried as follows:

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

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Boy, Wolken, Ms. President.

Total 42

Nays: Cohenour, Driscoll, Kaufmann, Malek, Moe, Phillips, Pomnichowski, Whitford.

Total 8

Absent or not voting: None.

Total 0

Excused: None.

Total 0

**HB 97** - Senator Buttrey moved **HB 97** be concurred in. Motion carried as follows:

Yeas: Ankney, Arntzen, Barrett Dick, T. Brown, Buttrey, Connell, Driscoll, Facey, Hamlett, Hansen, Hoven, Jones, Kaufmann, Keenan, Larsen, Malek, McNally, Moe, Phillips, Pomnichowski, Sands, Swandal, Thomas, Tutvedt, Vincent, Whitford, Wolken.

Total 27

Nays: Blasdel, Brenden, D. Brown, Caferro, Cohenour, Fielder, Hinkle, Howard, Kary, Keane, Moore, Ripley, Rosendale, Sales, Sesso, Smith, Stewart-Peregoy, Taylor, Vance, Vuckovich, Webb, Windy Boy, Ms. President.

Total 23

Absent or not voting: None.

Total 0

Excused: None.

Total 0

**HB 375** - Senator Buttrey moved **HB 375** be concurred in. Motion carried as follows:

Yeas: Ankney, Barrett Dick, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Hamlett, Hansen, Hoven, Jones, Kaufmann, Keane, Keenan, Larsen, Malek, McNally, Moe, Ripley, Sands, Sesso, Stewart-Peregoy, Thomas, Tutvedt, Vuckovich, Webb, Whitford, Wolken.

Total 30

Nays: Arntzen, Blasdel, Brenden, D. Brown, Fielder, Hinkle, Howard, Kary, Moore, Phillips, Pomnichowski, Rosendale, Sales, Smith, Swandal, Taylor, Vance, Vincent, Windy Boy, Ms. President.

Total 20

Absent or not voting: None.

Total 0

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Excused: None.

Total 0

**HB 382** - Senator Caferro moved **HB 382** be concurred in. Motion carried as follows:

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

Total 46

Nays: Brenden, Ripley, Sales, Vincent.

Total 4

Absent or not voting: None.

Total 0

Excused: None.

Total 0

**HB 107** - Senator Malek moved **HB 107** be concurred in. Motion carried as follows:

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

Total 33

Nays: Brenden, Fielder, Hansen, Hinkle, Hoven, Howard, Moore, Rosendale, Sales, Smith, Swandal, Taylor, Vance, Vincent, Webb, Windy Boy, Ms. President.

Total 17

Absent or not voting: None.

Total 0

Excused: None.

Total 0

**HJ 8** - Senator Buttrey moved **HJ 8** be concurred in. Motion carried as follows:

Yeas: Ankney, Arntzen, Barrett Dick, Blasdel, D. Brown, T. Brown, Buttrey, Caferro, Cohenour, Connell, Driscoll, Facey, Fielder, Hamlett, Hansen, Hoven, Jones, Kary, Kaufmann, Keane, Keenan, Larsen, Malek, McNally, Moe, Moore, Phillips, Pomnichowski, Ripley, Rosendale, Sands, Sesso, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vincent, Vuckovich,

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Webb, Whitford, Windy Boy, Wolken, Ms. President.

Total 44

Nays: Brenden, Hinkle, Howard, Sales, Smith, Vance.

Total 6

Absent or not voting: None.

Total 0

Excused: None.

Total 0

**HJ 12** - Senator D. Brown moved **HJ 12** be concurred in. Motion **failed** as follows:

Yeas: Arntzen, Blasdel, D. Brown, Caferro, Cohenour, Connell, Driscoll, Fielder, Hamlett, Hansen, Hoven, Jones, Keenan, Larsen, McNally, Phillips, Swandal, Taylor, Thomas.

Total 19

Nays: Ankney, Barrett Dick, Brenden, T. Brown, Buttrey, Facey, Hinkle, Howard, Kary, Kaufmann, Keane, Malek, Moe, Moore, Pomnichowski, Ripley, Rosendale, Sales, Sands, Sesso, Smith, Stewart-Peregoy, Tutvedt, Vance, Vincent, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.

Total 31

Absent or not voting: None.

Total 0

Excused: None.

Total 0

**HJ 12** - Majority Leader Rosendale moved **HJ 12** be **indefinitely postponed**. Motion carried as follows:

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

Total 45

Nays: D. Brown, Fielder, Keenan, Ripley, Taylor.

Total 5

Absent or not voting: None.

Total 0

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Excused: None.

Total 0

Majority Leader Rosendale moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Barrett presiding. Chair McNally 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, 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

**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 387** concurred in as follows:

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

Total 39

Nays: Blasdel, Brenden, D. Brown, Hinkle, Kary, Ripley, Rosendale, Sales, Smith, Vance, Webb.

Total 11

Absent or not voting: None.

Total 0

Excused: None.

Total 0

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**HB 396** concurred in 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, Keane, Keenan, Larsen, McNally, Moe, Moore, Ripley, Rosendale, Sales, Sands, Smith, Stewart-Peregoy, Swandal, Taylor, Thomas, Tutvedt, Vance, Vincent, Vuckovich, Webb, Whitford, Windy Boy, Wolken, Ms. President.

Total 44

Nays: Barrett Dick, Kaufmann, Malek, Phillips, Pomnichowski, Sesso.

Total 6

Absent or not voting: None.

Total 0

Excused: None.

Total 0

**HB 412** concurred in as follows:

Yeas: Ankney, Barrett Dick, Blasdel, T. Brown, Caferro, Cohenour, Connell, Driscoll, Facey, Hamlett, Hansen, Hinkle, Hoven, Howard, Jones, Kaufmann, Keane, Keenan, Larsen, Malek, McNally, Moe, Moore, Phillips, Pomnichowski, Rosendale, Sands, Sesso, Stewart-Peregoy, Swandal, Thomas, Tutvedt, Vincent, Vuckovich, Whitford, Windy Boy, Wolken.

Total 37

Nays: Arntzen, Brenden, D. Brown, Buttrey, Fielder, Kary, Ripley, Sales, Smith, Taylor, Vance, Webb, Ms. President.

Total 13

Absent or not voting: None.

Total 0

Excused: None.

Total 0

**HB 414** concurred in 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 449** concurred in as follows:

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

Total 30

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

Total 20

Absent or not voting: None.

Total 0

Excused: None.

Total 0

**HB 461** concurred in as follows:

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

Total 32

Nays: Blasdel, Brenden, D. Brown, Fielder, Hansen, Hinkle, Howard, Kary, Keenan, Ripley, Rosendale, Sales, Smith, Vance, Vincent, Webb, Windy Boy, Ms. President.

Total 18

Absent or not voting: None.

Total 0

Excused: None.

Total 0

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**HB 482** concurred in 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

**ANNOUNCEMENTS**

Committee meetings were announced by the committee chairs.

Majority Leader Rosendale moved the Senate adjourn until 1:00 p.m., Thursday, March 19, 2015, the fifty-seventh legislative day. Motion carried.

Senate adjourned at 2:10 p.m.

MARILYN MILLER  
Secretary of the Senate

DEBBY BARRETT  
President of the Senate