

**SENATE JOURNAL  
65TH LEGISLATURE  
TWELFTH LEGISLATIVE DAY**

Helena, Montana  
January 17, 2017

Senate Chambers  
State Capitol

Senate convened at 1:02 p.m. President Sales presiding. Invocation by Senator Buttrey. Pledge of Allegiance to the Flag.

Roll Call. Forty-nine members present, Senator Fielder excused.

**BILLS AND JOURNALS** (Keenan, Chair): 1/17/2017  
Correctly printed: **SB 17, SB 25, SB 30, SB 68, SB 77, SB 122.**  
Correctly engrossed: **SB 22, SB 26, SB 29.**  
Transmitted to the House: **SB 8, SB 13, SB 19.**

**REPORTS OF STANDING COMMITTEES**

**NATURAL RESOURCES** (Vincent, Chair): 1/16/2017  
**SB 15**, do pass.  
**SB 24**, do pass.  
**SB 46**, do pass.

**STATE ADMINISTRATION** (Brown, Chair): 1/16/2017  
**SB 3**, do pass.  
**SB 16**, introduced bill, be amended as follows:

1. Page 2, line 8 through line 19.  
**Strike:** section 3 through section 4 in their entirety  
**Renumber:** subsequent section

And, as amended, do pass.

**SB 40**, do pass.  
**SB 43**, introduced bill, be amended as follows:

1. Page 3, line 6.  
Following: "updated"  
Strike: "each biennium"

2. Page 3, line 10 through line 11.  
Strike: subsection (e) in its entirety  
Renumber: subsequent subsections

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3. Page 3, line 14.

Following: "legislative"

Strike: "fiscal analyst"

Insert: "finance committee"

And, as amended, do pass.

Without objection, the committee reports were adopted.

**MESSAGES FROM THE OTHER HOUSE**

**House bills** passed and transmitted to the Senate for concurrence:

1/16/2017

**HB 38**, introduced by W. Curdy

**HB 184**, introduced by F. Garner

**HB 197**, introduced by T. Jacobson

**FIRST READING AND COMMITMENT OF BILLS**

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

**SB 125**, introduced by R. Webb, referred to Taxation.

**SB 126**, introduced by K. Regier, referred to Taxation.

**SB 127**, introduced by M. Moe, J. Sesso, referred to State Administration.

**SB 128**, introduced by D. Salomon, E. Buttrey, referred to Business, Labor, and Economic Affairs.

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

**HB 38**, introduced by W. Curdy (by request of the Department of Natural Resources and Conservation), referred to Natural Resources.

**HB 184**, introduced by F. Garner, K. Wagoner, M. Ryan, V. Ricci, A. Olszewski, D. Kary, S. Malek, C. Wolken, referred to Judiciary.

**HB 197**, introduced by T. Jacobson, referred to Business, Labor, and Economic Affairs.

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

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

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

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**SB 62** - Senator Wolken moved **SB 62** do pass. Motion carried as follows:

Yeas: Ankney, Barrett, Blasdel, Brown, Buttrey, Caferro, Cohenour, Connell, Facey, Fitzpatrick, Gauthier, Gross, Hinebauch, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McNally, Moe, Moore, Olszewski, Osmundson, Phillips, Pomnichowski, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Swandal, Tempel, Thomas, Vance, Vincent, Vuckovich, Webb, Welborn, Whitford, Wolken, Mr.President.

Total 48

Nays: Regier.

Total 1

Absent or not voting: None.

Total 0

Excused: Fielder.

Total 1

**SB 4** - Senator Sands moved **SB 4** do pass. Motion carried as follows:

Yeas: Ankney, Barrett, Blasdel, Brown, Buttrey, Caferro, Cohenour, Connell, Facey, Fitzpatrick, Gauthier, Gross, Hinebauch, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McNally, Moe, Moore, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Swandal, Tempel, Thomas, Vance, Vincent, Vuckovich, Webb, Welborn, Whitford, Wolken, Mr.President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Fielder.

Total 1

**SB 84** - Senator Hinebauch moved **SB 84** do pass. Motion carried as follows:

Yeas: Ankney, Barrett, Blasdel, Brown, Buttrey, Caferro, Cohenour, Connell, Facey, Fitzpatrick, Gauthier, Gross, Hinebauch, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McNally, Moe, Moore, Olszewski, Osmundson, Phillips, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Swandal, Tempel, Thomas, Vance, Vincent, Vuckovich, Webb, Welborn, Whitford, Wolken, Mr.President.

Total 48

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Nays: Pomnichowski.

Total 1

Absent or not voting: None.

Total 0

Excused: Fielder.

Total 1

**SB 54** - Senator Gross moved **SB 54** do pass. Motion carried as follows:

Yeas: Ankney, Barrett, Buttrey, Caferro, Cohenour, Connell, Facey, Fitzpatrick, Gauthier, Gross, Hinkle, Hoven, Howard, Jones, Keenan, Lang, MacDonald, Malek, McClafferty, McNally, Moe, Moore, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith F, Swandal, Tempel, Thomas, Vincent, Vuckovich, Welborn, Whitford, Wolken, Mr.President.

Total 42

Nays: Blasdel, Brown, Hinebauch, Kary, Smith C, Vance, Webb.

Total 7

Absent or not voting: None.

Total 0

Excused: Fielder.

Total 1

Senator Thomas moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Sales presiding.

Chair Keenan moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Ankney, Barrett, Blasdel, Brown, Buttrey, Caferro, Cohenour, Connell, Facey, Fitzpatrick, Gauthier, Gross, Hinebauch, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McNally, Moe, Moore, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Swandal, Tempel, Thomas, Vance, Vincent, Vuckovich, Webb, Welborn, Whitford, Wolken, Mr.President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

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Excused: Fielder.

Total 1

**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 17** passed as follows:

Yeas: Ankney, Barrett, Blasdel, Brown, Buttrey, Caferro, Cohenour, Connell, Facey, Fitzpatrick, Gauthier, Gross, Hinebauch, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McNally, Moe, Moore, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Swandal, Tempel, Thomas, Vance, Vincent, Vuckovich, Webb, Welborn, Whitford, Wolken, Mr.President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Fielder.

Total 1

**SB 25** passed as follows:

Yeas: Ankney, Barrett, Blasdel, Brown, Buttrey, Caferro, Cohenour, Connell, Facey, Fitzpatrick, Gauthier, Gross, Hinebauch, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McNally, Moe, Moore, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Swandal, Tempel, Thomas, Vance, Vincent, Vuckovich, Webb, Welborn, Whitford, Wolken, Mr.President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Fielder.

Total 1

**SB 30** passed as follows:

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Yeas: Ankney, Barrett, Brown, Buttrey, Caferro, Cohenour, Facey, Fitzpatrick, Gauthier, Gross, Hinkle, Howard, Jones, Kary, MacDonald, Malek, McClafferty, McNally, Moe, Moore, Olszewski, Phillips, Pomnichowski, Richmond, Salomon, Sands, Sesso, Small, Smith F, Tempel, Thomas, Vuckovich, Welborn, Whitford, Wolken.

Total 35

Nays: Blasdel, Connell, Hinebauch, Hoven, Keenan, Lang, Osmundson, Regier, Smith C, Swandal, Vance, Vincent, Webb, Mr.President.

Total 14

Absent or not voting: None.

Total 0

Excused: Fielder.

Total 1

**SB 68** passed as follows:

Yeas: Ankney, Barrett, Blasdel, Brown, Buttrey, Caferro, Cohenour, Connell, Facey, Fitzpatrick, Gauthier, Gross, Hinebauch, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McNally, Moe, Moore, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Swandal, Tempel, Thomas, Vance, Vincent, Vuckovich, Webb, Welborn, Whitford, Wolken, Mr.President.

Total 49

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: Fielder.

Total 1

**SB 77** passed as follows:

Yeas: Ankney, Barrett, Blasdel, Brown, Buttrey, Caferro, Cohenour, Connell, Facey, Fitzpatrick, Gauthier, Gross, Hinebauch, Hinkle, Hoven, Howard, Jones, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McNally, Moe, Moore, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Swandal, Tempel, Thomas, Vance, Vincent, Vuckovich, Webb, Welborn, Whitford, Wolken, Mr.President.

Total 49

Nays: None.

Total 0

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Absent or not voting: None.

Total 0

Excused: Fielder.

Total 1

**ANNOUNCEMENTS**

Committee meetings were announced by the committee chairs.

Majority Leader Thomas announced there would be a Republican caucus immediately following adjournment in room 317. All members of the Senate are invited to hear the guest speaker.

Majority Leader Thomas moved the Senate adjourn until 1:00 p.m., Wednesday, January 18, 2017, the 13th legislative day. Motion carried.

Senate adjourned at 1:31 p.m.

MARILYN MILLER  
Secretary of the Senate

SCOTT SALES  
President of the Senate