

**SENATE JOURNAL
66TH LEGISLATURE
TWENTY-SECOND LEGISLATIVE DAY**

Helena, Montana
February 4, 2019

Senate Chambers
State Capitol

Senate convened at 1:00 p.m. President Sales presiding. Invocation by Senator Salomon. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Keenan, Chair):

2/4/2019

Correctly printed: **SB 59, SB 61, SB 136, SB 199, SB 200, SJ 2, SJ 3, SR 25.**

Correctly enrolled: **SR 13.**

Transmitted to the House: **SB 23, SB 126, SB 157, HB 46, HB 62, HB 89, HB 117.**

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills, previously introduced, were referred to committees:

SB 201, introduced by D. Ankney, referred to Natural Resources.

SB 202, introduced by R. Webb, referred to Judiciary.

SB 203, introduced by J. Pomnichowski, Z. Brown, P. Flowers, B. Grubbs, J. Hamilton, D. Hayman, M. Phillips, C. Pope, S. Sales, W. Sales, G. Vance, K. White, T. Woods, referred to Judiciary.

SB 204, introduced by M. MacDonald, K. Abbott, D. Barrett, B. Bennett, W. Curdy, J. Gross, A. Olsen, A. Olszewski, M. Ryan, referred to Taxation.

SB 205, introduced by S. Fitzpatrick, referred to Judiciary.

The following House bills, previously introduced, were referred to committees:

HB 35, introduced by E. Buttrey (by request of the Economic Affairs Interim Committee), referred to Business, Labor, and Economic Affairs.

HB 86, introduced by V. Ricci (by request of the Department of Justice), referred to Public Health, Welfare and Safety.

HB 108, introduced by G. Pierson (by request of the Department of Administration), referred to Business, Labor, and Economic Affairs.

HB 176, introduced by D. Bedey, N. Ballance, J. Ellsworth, J. Fuller, K. Holmlund, referred to Education and Cultural Resources.

**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 Small in the chair.

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

SB 91 - Senator Salomon moved **SB 91** do pass. Motion carried as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Ellis, Ellsworth, Esp, Fielder, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Mr President, Olszewski, Osmundson, Phillips, Pomnichowski, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn.

Total 48

Nays: Cuffe, Regier.

Total 2

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 133 - Senator Gillespie moved **SB 133** do pass. Motion carried as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fielder, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Mr President, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn.

Total 50

Nays: None.

Total 0

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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SB 12 - Senator Salomon moved **SB 12** do pass. Motion carried as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Fielder, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Mr President, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn.
Total 48

Nays: Esp, Hinebauch.
Total 2

Paired: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 70 - Senator Flowers moved **SB 70** do pass. Motion carried as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Cohenour, Ellis, Ellsworth, Fitzpatrick, Flowers, Gauthier, Gross, Hinebauch, Jacobson, Kary, Keenan, MacDonald, Malek, McClafferty, McConnell, McNally, Mr President, Osmundson, Phillips, Pomnichowski, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Thomas, Vuckovich, Webber, Welborn.
Total 37

Nays: Brown, Cuffe, Esp, Fielder, Gillespie, Hoven, Howard, Lang, Olszewski, Regier, Tempel, Vance, Webb.
Total 13

Paired: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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

Senator Small moved the Committee of the Whole report be adopted. Report adopted as

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follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fielder, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Mr President, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn.

Total 50

Nays: None.

Total 0

Paired: None.

Excused: None.

Total 0

Absent or not voting: 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 59 passed as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fielder, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Mr President, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn.

Total 50

Nays: None.

Total 0

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

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Total 0

SB 61 passed as follows:

Yeas: Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fielder, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hoven, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Mr President, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vuckovich, Webb, Webber.

Total 45

Nays: Ankney, Hinebauch, Howard, Vance, Welborn.

Total 5

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 136 passed as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fielder, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Mr President, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn.

Total 50

Nays: None.

Total 0

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SJ 2 passed as follows:

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Yeas: Ankney, Barrett, Bennett, Boland, Cohenour, Ellis, Fielder, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hoven, Jacobson, Kary, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith F, Thomas, Vuckovich, Webber.

Total 34

Nays: Blasdel, Bogner, Brown, Cuffe, Ellsworth, Esp, Hinebauch, Howard, Keenan, Lang, Mr President, Smith C, Tempel, Vance, Webb, Welborn.

Total 16

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SJ 3 passed as follows:

Yeas: Barrett, Bennett, Boland, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fielder, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hoven, Jacobson, Kary, Keenan, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Regier, Richmond, Sands, Sesso, Small, Smith C, Smith F, Thomas, Webber, Welborn.

Total 36

Nays: Ankney, Blasdel, Bogner, Brown, Hinebauch, Howard, Lang, Mr President, Pomnichowski, Salomon, Tempel, Vance, Vuckovich, Webb.

Total 14

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SPECIAL ORDERS OF THE DAY

Senator Fitzpatrick introduced the Pages for the coming week:

Brook Sangray from East Helena, sponsored by President Sales
Greer MacDonald from Helena, sponsored by President Sales
Reece Cox from Butte, sponsored by Senator McClafferty

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Brian Ogolin from Butte, sponsored by Senator McClafferty

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Thomas moved that the Senate adjourn until 1:00 p.m., Tuesday, February 5, 2019, the twenty-third legislative day. Motion carried.

Senate adjourned at 1:27 p.m.

MARILYN MILLER
Secretary of the Senate

SCOTT SALES
President of the Senate