

**SENATE JOURNAL
56TH LEGISLATURE / SPECIAL SESSION MAY 2000
SECOND LEGISLATIVE DAY**

Helena, Montana
May 9, 2000

Senate Chambers
State Capitol

Senate convened at 9:00 a.m. President Crippen presiding. Invocation by Reverend Keith Johnson. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Senators Bohlinger, McNutt, Sprague, Taylor and Toews, excused. Quorum present.

REPORTS OF STANDING COMMITTEES

SELECT COMMITTEE ON NATURAL RESOURCES (Crismore, Chairman):
SB 9, introduced bill, be amended as follows:

5/9/2000

1. Title, line 4 through line 5.

Strike: "REQUIRE" on line 4 through "CONSIDERED" on line 5

Insert: "PROVIDE STANDARDS FOR RECLAMATION OF OPEN PITS AND ROCK FACES"

2. Title, line 6.

Following: "NOT"

Insert: "ALWAYS"

3. Title, line 7.

Following: second "AND"

Insert: "A RETROACTIVE"

Strike: "DATES"

Insert: "DATE"

And, as amended, do pass. Report adopted.

MOTIONS

Majority Leader Harp moved that the Senate stand in recess until the hour of 1:30 p.m., this legislative day.

Senate Recessed at 9:13 a.m.

Senate reconvened at 1:30 p.m.

Roll Call. All members present except Senator Bohlinger, excused. Quorum present.

FIRST READING AND COMMITMENT OF BILLS

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

SB 10, introduced by J. Wells, referred to Judiciary.

SB 11, introduced by McNutt, referred to Select Committee on Taxation.

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

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

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

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

Yeas: Beck, Berry, Christiaens, Cocchiarella, Cole, Crismore, DePratu, Devlin, Ekegren, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harp, Hertel, Holden, Jabs, Keating, Keenan, Lynch, Mahlum, McCarthy, McNutt, Mesaros, Mohl, Nelson, Roush, Shea, Sprague, Stang, Swysgood, Taylor, Tester, Thomas, Waterman, Wells, Mr. President.

Total 40

Nays: Bartlett, Bishop, Doherty, Eck, Ellingson, Jergeson, Miller, Toews, Wilson.

Total 9

Excused: Bohlinger

Total 1

SB 9 - Senator Swysgood moved SB 9 do pass. Motion carried as follows:

Yeas: Beck, Berry, Cole, Crismore, DePratu, Devlin, Ekegren, Ellis, Glaser, Grimes, Grosfield, Hargrove, Harp, Hertel, Holden, Jabs, Keating, Keenan, Lynch, McCarthy, McNutt, Mesaros, Miller, Mohl, Roush, Shea, Sprague, Swysgood, Taylor, Thomas, Toews, Wells, Mr. President.

Total 33

Nays: Bartlett, Bishop, Christiaens, Cocchiarella, Doherty, Eck, Ellingson, Franklin, Halligan, Jergeson, Mahlum, Nelson, Stang, Tester, Waterman, Wilson.

Total 16

Excused: Bohlinger

Total 1

Senator Thomas moved the committee rise and report progress. Motion carried. Committee arose. Senate resumed. President Crippen in the chair. Senator Thomas moved the Committee of the Whole report be adopted. Report adopted unanimously.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, we re disposed of in the following manner:

SB 7 passed as follows:

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Yeas: Beck, Berry, Christiaens, Cocchiarella, Cole, Crismore, DePratu, Devlin, Ekegren, Ellis, Franklin, Glaser, Grimes, Grosfield, Halligan, Hargrove, Harp, Hertel, Holden, Jabs, Keating, Keenan, Lynch, Mahlum, McCarthy, McNutt, Mesaros, Mohl, Nelson, Roush, Shea, Sprague, Stang, Swysgood, Taylor, Tester, Thomas, Waterman, Wells, Mr. President.

Total 40

Nays: Bartlett, Bishop, Doherty, Eck, Ellingson, Jergeson, Miller, Toews, Wilson.

Total 9

Excused: Bohlinger

Total 1

SB 9 passed as follows:

Yeas: Beck, Berry, Cole, Crismore, DePratu, Devlin, Ekegren, Ellis, Glaser, Grimes, Grosfield, Hargrove, Harp, Hertel, Holden, Jabs, Keating, Keenan, Lynch, McCarthy, McNutt, Mesaros, Miller, Mohl, Roush, Shea, Sprague, Stang, Swysgood, Taylor, Thomas, Toews, Wells, Mr. President.

Total 34

Nays: Bartlett, Bishop, Christiaens, Cocchiarella, Doherty, Eck, Ellingson, Franklin, Halligan, Jergeson, Mahlum, Nelson, Tester, Waterman, Wilson.

Total 15

Excused: Bohlinger

Total 1

ANNOUNCEMENTS

Committee meetings were announced by committee chairmen.

Majority Leader Harp moved that the Senate adjourn until 9:00 a.m., Wednesday, May 10, 2000. Motion carried.

Senate adjourned at 3:06 p.m.

ROSANA SKELTON
Secretary of Senate

BRUCE CRIPPEN
President of the Senate